

## Bibliography

- Abeyratne R, 'Socioeconomic Rights in the Indian Constitution: Toward a Broader Conception of Legitimacy' (2014) 39 *Brooklyn Journal of International Law*
- Aderibigbe I and Falola T (eds), *The Palgrave Handbook of African Traditional Religion* (Palgrave Macmillan Cham 2022)
- Ahiazu N, 'Ubuntu' in Deen K Chatterjee (ed), *Encyclopedia of Global Justice* (Springer Netherlands 2011)
- Alexander L, 'Are Procedural Rights Derivative Substantive Rights?' (1998) 17 *Law and Philosophy* 19
- Anagnostaras G, 'The Common European Asylum System: Balancing Mutual Trust Against Fundamental Rights Protection' (2020) 21 *German Law Journal* 1180
- Andrade PG and Frasca E, 'The Memorandum of Understanding between the EU and Tunisia: Issues of Procedure and Substance on the Informalisation of Migration Cooperation' (*European Law Blog*, 26 January 2024) <<https://eumigrationlawblog.eu/the-memorandum-of-understanding-between-the-eu-and-tunisia-issues-of-procedure-and-substance-on-the-informalisation-of-migration-cooperation/>> accessed 23 March 2023
- Aquinas T, *Summa Theologica, Part II-II (Secunda Secundae)* (The Project Gutenberg eBook 2006)
- Augusto Antônio CT, *Access of Individuals to International Justice* (Oxford University Press 2011)
- Aynsley-Green A and others, 'Medical, Statistical, Ethical and Human Rights Considerations in the Assessment of Age in Children and Young People Subject to Immigration Control' (2012) 102 *British Medical Bulletin* 17
- Bäcker M, 'Artikel 13 – Informationspflicht bei Erhebung von Personenbezogenen Daten bei der betroffenen Person' in Jürgen Kühling and Benedikt Buchner (eds), *Datenschutz-Grundverordnung Bundesdatenschutzgesetz: DS-GVO/BDSG* (3rd edn, CH Beck 2020)
- , 'Artikel 15 – Auskunftsrecht der betroffenen Person' in Jürgen Kühling and Benedikt Buchner (eds), *Datenschutz-Grundverordnung Bundesdatenschutzgesetz: DS-GVO/BDSG* (3rd edn, CH Beck 2020)
- Baer S, 'Dignity, Liberty, Equality: Fundamental Rights Triangle of Constitutionalism' (2009) 59 *University of Toronto Law Journal* 417
- Baldwin J, *The Fire Next Time* (Dial Press 1963)
- Barak A, 'Human Dignity in American Constitutional Law', *Human Dignity: The Constitutional Value and the Constitutional Right* (Cambridge University Press 2015)
- , 'Human Dignity in Canadian Constitutional Law', *Human Dignity: The Constitutional Value and the Constitutional Right* (Cambridge University Press 2015)

## Bibliography

- Barry C, Semini L, 'The EU Is Watching Albania's Deal to Hold Asylum Seekers for Italy. Rights Activists Are Worried' *Associated Press News* (Milan, 22 February 2024) <<https://apnews.com/article/albania-migrants-italy-deal-asylum-rescue-vote-1a501095a7c67e6c8910f3d938dc2938>> accessed 23 May 2025
- Bastos F B, Curtin D, 'Interoperable Information Sharing and the Five Novel Frontiers of EU Governance' (2020) 26 *European Public Law* 59
- Bellanova R, Glouftsiou G, 'Controlling the Schengen Information System (SIS II): The Infrastructural Politics of Fragility and Maintenance' (2020) 27(1) *Geopolitics* 160
- Beduschi A, 'Digital identity: Contemporary challenges for data protection, privacy and non-discrimination rights' (2019) 6(2) *Big Data & Society* 1
- Benedita M Q, 'The Impact of EURODAC in EU Migration Law: The Era of Crimmi-gration?' (2019) 3 *Market and Competition Law Review* 157
- Bergman J, 'Das Dublin-Asylsystem' [2015] 35(3) *Zeitschrift für Ausländerrecht und Ausländerpolitik (ZAR)* 81
- Biaggini G, 'Titel I – Allgemeine Bestimmungen', *Bundesverfassung der Schweizerischen Eidgenossenschaft – Kommentar* (2nd edn, Orell Füssli 2017)
- Bieber R, Epiney A and Haag M (eds), *Die Europäische Union – Europarecht und Politik* (10th edn, Nomos 2013)
- Bigo D, *Polices en réseaux. L'expérience européenne* (Presses de Sciences Po 1996)
- Bigo D, Ewert L and Kuşkonmaz EM, 'The Interoperability Controversy or How to Fail Successfully: Lessons from Europe' (2020) 6 *International Journal of Migration and Border Studies* 93
- Bisiaux S-A and Naegeli L, 'Blackmail in the Balkans: how the EU is Externalising its Asylum Policies' (*Statewatch*, 1 June 2021) <<https://www.statewatch.org/analyses/2021/blackmail-in-the-balkans-how-the-eu-is-externalising-its-asylum-policies/>> accessed 8 December 2022
- Blasi Casagran C, 'Fundamental Rights Implications of Interconnecting Migration and Policing Databases in the EU' (2021) 21 *Human Rights Law Review* 433
- Boehm F, *Information Sharing and Data Protection in the Area of Freedom, Security and Justice: Towards Harmonised Data Protection Principles for Information Exchange at EU-Level* (Springer 2012)
- Bonditti P, 'From Territorial Space to Networks: A Foucauldian Approach to the Implementation of Biometry' (2004) 29 *Alternatives* 465
- Bossong R and Carrapico Helena (eds), *EU Borders and Shifting Internal Security: Technology, Externalization and Accountability* (Springer 2016)
- Broeders D and Hampshire J, 'Dreaming of Seamless Borders: ICTs and the Pre-Emptive Governance of Mobility in Europe' (2013) 39 *Journal of Ethnic and Migration Studies* 1201
- Brom FWA and Besters M, 'Greedy" Information Technology: The Digitalization of the European Migration Policy' (2010) 12 *European Journal of Migration and Law* 455
- Brouwer E, *Digital Borders and Real Rights: Effective Remedies for Third-Country Nationals in the Schengen Information System* (Martinus Nijhoff 2008)

- , ‘Extraterritorial Migration Control and Human Rights: Preserving the Responsibility of the EU and Its Member States’ in Bernard Ryan and Valsamis Mitsilegas (eds), *Extraterritorial Immigration Control – Legal Challenges* (Brill Nijhoff 2010)
- , ‘Interoperability and Interstate Trust: A Perilous Combination for Fundamental Rights’ (*Verfassungsblog*, 25 May 2019) <<https://verfassungsblog.de/interoperability-of-databases-and-interstate-trust-a-perilous-combination-for-fundamental-rights/>> accessed 5 May 2023
- , ‘Interoperability of Databases and Interstate Trust: A Perilous Combination for Fundamental Rights’ (*Verfassungsblog*, 25 May 2019) <<https://verfassungsblog.de/interoperability-of-databases-and-interstate-trust-a-perilous-combination-for-fundamental-rights/>> accessed 22 October 2021
- , ‘Large-Scale Databases and Interoperability in Migration and Border Policies: The Non-Discriminatory Approach of Data Protection’ (2020) 26 *European Public Law* 71
- Brynjolfsson E and McAfee A, *The Second Machine Age: Work, Progress, and Prosperity in a Time of Brilliant Technologies* (W. W. Norton 2014)
- Buolamwini J and Gebru T, ‘Gender Shades: Intersectional Accuracy Disparities in Commercial Gender Classification’, (2018) 81 *Proceedings of Machine Learning Research* 77
- Canor I, ‘My Brother’s Keeper? Horizontal Solange: “An Ever Closer Distrust Among the Peoples of Europe”’ (2013) 50 *Common Market Law Review* 383
- Cantor D and others, ‘Externalisation, Access to Territorial Asylum, and International Law’ (2022) 34 *International Journal of Refugee Law* 120
- Cappelletti M and Garth B (eds), *Access to Justice. Vol 1. A World Survey*, vol 1 (Sijthoff and Noordhoff)
- Carblanc A, ‘Human Rights, Identity and Anonymity: Digital Identity and Its Management in e-Society’ in Emilio Mordini and Manfred Green (eds), *Identity, security and democracy: the wider social and ethical implications of automated systems for human identification* (2009)
- Carpanelli E and Lazzarini N (eds), *Use and Misuse of New Technologies: Contemporary Challenges in International and European Law* (Springer International Publishing 2019)
- Carey P, *Data Protection: A Practical Guide to UK and EU Law* (2nd edn, Oxford University Press 2004)
- Caruana MM, ‘The Reform of the EU Data Protection Framework in the Context of the Police and Criminal Justice Sector: Harmonisation, Scope, Oversight and Enforcement’ (2019) 33 *International Review of Law, Computers and Technology* 249
- Cassatella A, ‘Secularism and the Politics of Translation’ (2019) 18 *Contemporary Political Theory* 65
- , *Beyond the Secular: Jacques Derrida and the Theological Political Complex* (SUNY Press 2023)
- Cassee A, *Global Mobility: A Philosophical Argument for Open Borders* (Suhrkamp Verlag 2016)

## Bibliography

- Cheesman M, 'Self-Sovereignty for Refugees? The Contested Horizons of Digital Identity' (2022) 27(1) *Geopolitics* 134
- Cheneval F, 'Property rights of personal data and the financing of pensions' (2018) 24(2) *Critical Review of International Social and Political Philosophy* 253
- Chetail V and Vallandro do Valle MF, 'The Asylum Procedure Regulation and the Erosion of Refugees' Rights' (*eumigrationlaw.blog.eu*, 23 May 2024) <<https://eumigrationlawblog.eu/the-asylum-procedure-regulation-and-the-erosion-of-refugees-rights/>> accessed 2 May 2024
- Chia-Shin Hsu J (ed), *Human Dignity in Asia: Dialogue Between Law and Culture* (Cambridge University Press 2022)
- Chiti E, 'Chapter 1 – The Administrative Implementation of European Union Law: A Taxonomy and Its Implications', in Herwig C H Hofmann and Alexander H Türk (eds), *Legal Challenges in EU Administrative Law* (Edward Elgar Publishing 2009)
- Chloé Berthélémy, 'Eurodac Database Repurposed to Surveil Migrants' (*edri.org*, 10 March 2021) <<https://edri.org/our-work/eurodac-database-repurposed-to-surveil-migrants/>> accessed 2 June 2024
- Chomsky N, *Language and Problems of Knowledge – The Managua Lectures* (MIT Press 1987)
- Cole M and Boehm F, *Commentary on the General Data Protection Regulation* (Edward Elgar Publishing 2018)
- Conway G, 'Conflicts of Competence Norms in EU Law and the Legal Reasoning of the ECJ' (2010) 11 *German Law Journal* 966
- Cottier T and Evtimov E, 'Probleme des Rechtsschutzes bei der Anwendung der Sektorriellen Abkommen mit der EG' in Matthias Oesch (ed), *Die sektoriellen Abkommen Schweiz-EG – Ausgewählte Fragen zur Rezeption und Umsetzung der Verträge vom 21. Juni 1999 im schweizerischen Recht* (Stämpfli Verlag AG 2002)
- Craig P, *EU Administrative Law* (3rd edn, Oxford University Press 2018)
- , 'Article 41 – Right to Good Administration' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights: A Commentary* (2nd edn, Hart Publishing 2021)
- Curtin D and Brito Bastos F, 'Interoperable Information Sharing and the Five Novel Frontiers of EU Governance: A Special Issue' (2020) 26 *European Public Law* 59
- da Rosa Lazarott B and Malgieri G, 'The Data Act: A (Slippery) Third Way beyond Personal/Non-Personal Data Dualism?' (*European Law Blog*, 4 May 2023) <<https://europeanlawblog.eu/2023/05/04/the-data-act-a-slippery-third-way-beyond-personal-non-personal-data-dualism/>> accessed 5 May 2023
- Daminova N, "'Access to Justice" and the Development of the Van Gend En Loos Doctrine: The Role of Courts and of the Individual in EU Law' (2017) 10 *Baltic Journal of Law and Politics* 133
- Dauchy Alizée, 'Dreaming biometrics in Niger: The security techniques of migration control in West Africa' (2023) 54(3) *Security Dialogue* 213
- De Hert P, Gutwirth S, 'Interoperability of Police Databases Within the EU' (2006) 20(1–2) *International Review of Law, Computers & Technology* 21

- de Souza SP and Spohr M (eds), *Technology, Innovation and Access to Justice – Dialogues on the Future of Law* (Edinburgh University Press 2021)
- de Terwangne C, 'Article 5 – Principles Relating to Processing of Personal Data' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (1st edn, Oxford University Press 2020)
- , 'Article 16 – Right to Rectification' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (Oxford University Press 2020)
- della Mirandola P, *Pico Della Mirandola: Oration on the Dignity of Man: A New Translation and Commentary* (Francesco Borghesi, Michael Papio and Massimo Riva (eds), Cambridge University Press 2012)
- della Cananea G, 'The European Union's Mixed Administrative Proceedings' (2004) 68 *Law and Contemporary Problems* 197
- Derave C, Genicot N, Hetmanska N, 'The Risks of Trustworthy Artificial Intelligence: The Case of the European Travel Information and Authorisation System' (2022) 13(3) *European Journal of Risk Regulation* 389
- D'Ignazio C and Klein L F, *Data Feminism* (MIT Press 2020)
- Dijstelbloem H and Meijer A (eds), *Migration and the New Technological Borders of Europe* (Palgrave Macmillan UK 2011)
- Dijstelbloem H, Meijer A and Besters M, 'The Migration Machine' in Huub Dijstelbloem and Albert Meijer (eds), *Migration and the New Technological Borders of Europe* (Palgrave Macmillan UK 2011)
- Dix A, 'Article 5 – Principles Relating to Processing of Personal Data' in Indra Spiecker gen. Döhmman and others (eds), *General Data Protection Regulation: Article-by-Article Commentary* (Nomos 2023)
- , 'Article 8 – Conditions Applicable to Child's Consent in Relation to Information Society Services' in Indra Spiecker gen. Döhmman and others (eds), *General Data Protection Regulation: Article-by-Article Commentary* (Nomos 2023)
- , 'Article 12 – Transparent Information, Communication and Modalities for the Exercise of the Rights of the Data Subject' in Indra Spiecker gen. Döhmman and others (eds), *General Data Protection Regulation: Article-by-Article Commentary* (Nomos 2023)
- , 'Article 15 – Right of Access by the Data Subject' in Indra Spiecker gen. Döhmman and others (eds), *General Data Protection Regulation: Article-by-Article Commentary* (1st edn, Bloomsbury Publishing 2023)
- , 'Article 13 – Information to Be Provided Where Personal Data Are Collected from the Data Subject' in Indra Spiecker gen. Döhmman and others (eds), *General Data Protection Regulation: Article-by-Article Commentary* (1st edn, Bloomsbury Publishing 2023)
- , 'Article 16 – Right to Rectification' in Indra Spiecker gen. Döhmman and others (eds), *General Data Protection Regulation: Article-by-Article Commentary* (Nomos 2023)

## Bibliography

- , ‘Artikel 13 – Informationspflicht bei Erhebung von Personenbezogenen Daten bei der betroffenen Person’ in Spiros Simitis, Gerrit Hornung and Indra Spiecker gen. Döhmman (eds), *Datenschutzrecht* (1st edn, 2019)
- , ‘Artikel 15 – Auskunftsrecht der betroffenen Person’ in Spiros Simitis, Gerrit Hornung and Indra Spiecker gen. Döhmman (eds), *Datenschutzrecht* (1st edn, Nomos 2019)
- , ‘Artikel 16 – Recht auf Berichtigung’ in Spiros Simitis, Gerrit Hornung and Indra Spiecker (eds), *Datenschutzrecht – DSGVO mit BDSG* (1st edn, Nomos 2019)
- , ‘Artikel 17 – Recht auf Löschung (“Recht auf Vergessenwerden”)’ in Spiros Simitis, Gerrit Hornung and Indra Spiecker (eds), *Datenschutzrecht – DSGVO mit BDSG* (1st edn, Nomos 2019)
- , ‘Artikel 18 – Recht auf Einschränkung der Verarbeitung’ in Spiros Simitis, Gerrit Hornung and Indra Spiecker (eds), *Datenschutzrecht – DSGVO mit BDSG* (1st edn, Nomos 2019)
- Dupr e C, ‘Article 1 – Human Dignity’ in Steve Peers and others (eds), *The EU Charter of Fundamental Rights. A Commentary* (2nd edn, Bloomsbury Publishing 2021)
- Dworkin R, *Taking Rights Seriously* (2nd edn, Harvard University Press 2007)
- Eckes C and D’Ambrosio R, ‘Composite Administrative Procedures in the European Union’ (European Central Bank 2020) No. 20
- Eisenstadt SN, *Comparative Civilizations and Multiple Modernities* (Brill 2003)
- Eklund AM, ‘Rule of Law Challenges of “Algorithmic Discretion” & Automation in EU Border Control: A Case Study of ETIAS Through the Lens of Legality’ (2023) 25 *European Journal of Migration and Law* 249
- Eliantonio M, ‘Judicial Review in an Integrated Administration: The Case of “Composite Procedures”’ (2015) 7 *Review of European Administrative Law* 65
- , ‘Information Exchange in European Administrative Law: A Threat to Effective Judicial Protection?’ (2016) 23 *Maastricht Journal of European and Comparative Law* 531
- Eliantonio M and Gaia L, ‘The Gaps in Judicial Accountability of EASO in the Processing of Asylum Requests in Hotspots’ (2019) 4 *European Papers – A Journal on Law and Integration* 589
- Enn ock D, ‘Artikel 3 – R umlicher Anwendungsbereich’ in Gernot Sydow and Nikolaus Marsch (eds), *Datenschutz-Grundverordnung | Bundesdatenschutzgesetz* (3rd edn, Nomos 2022)
- Epiney A, ‘Quadratur des Kreises gelungen’ *Neue Z rcher Zeitung (NZZ)* (23 August 2013) <<https://www.nzz.ch/articleENISE-ld.386182>> accessed 24 March 2025
- , ‘Ist die “Schubert-Rechtsprechung” noch aktuell? Zur Frage des Verh altnisses zwischen V olker- und Landesrecht’ (2023) 6 *Aktuelle Juristische Praxis (AJP)* 699
- , ‘Verweise auf EU-Sekund rrecht im bilateralen Recht’ (*Jusletter*, 11 September 2017) <[https://jusletter.weblaw.ch/juslissues/2017/905/verweise-auf-eu-seku\\_18149b8a34.html](https://jusletter.weblaw.ch/juslissues/2017/905/verweise-auf-eu-seku_18149b8a34.html)> accessed 22 March 2025

- , ‘Zur Verbindlichkeit der EU-Grundrechte in der und für die Schweiz’ in Bernhard Altermatt and Gilbert Casarus (eds), *50 Jahre Engagement der Schweiz im Europarat 1963–2013* (2013)
- Epiney A, Kern M, ‘Zu den Neuerungen im Datenschutzrecht der Europäischen Union – Datenschutzgrundverordnung, Richtlinie zum Datenschutz in der Strafverfolgung und Implikationen für die Schweiz’ in Daniela Nüesch (ed), *Die Revision des Datenschutzes in Europa und die Schweiz* (Schulthess 2016)
- Epiney A, Metz B, Pirker B, *Zur Parallelität der Rechtsentwicklung in der EU und in der Schweiz: ein Beitrag zur rechtlichen Tragweite der ‘Bilateralen Abkommen’* (Schulthess 2012)
- Epiney A and Nüesch D, ‘Inländervorrang und Freizügigkeitsabkommen’ *Aktuelle Juristische Praxis* 1/2018 (2018) 6
- Fagles R (tr), *Homer – The Odyssey, with an Introduction and Notes by Bernard Knox* (1999)
- Fairfield A.T.J., ‘Virtual property’ (2005) 85 Boston University Law Review, 1047
- Farinho D, ‘Article 18 – Right to Restriction of Processing’ in Indra Spiecker gen. Döhmann, Vagelis Papakonstantinou and Gerrit Hornung (eds), *General Data Protection Regulation – Article by Article Commentary* (1st edn, Nomos 2019)
- Feiler L, Weigl M and Forgo N, ‘Article 13 – Information to Be Provided Where Personal Data Are Collected from the Data Subject’, *The EU General Data Protection Regulation (GDPR): A Commentary* (2nd edn, Globe Law and Business Ltd 2018)
- , *The EU General Data Protection Regulation (GDPR): A Commentary* (2nd edn, Globe Law and Business Ltd 2018)
- Fekete L, *A Suitable Enemy: Racism, Migration and Islamophobia in Europe* (Pluto Press 2009)
- Felder D, ‘Appréciation Juridique et Politique du Cadre Institutionnel et des Dispositions Générales des Accords Sectoriels’ in Christine Kaddous (ed), *Accords bilatéraux Suisse – Union européenne (Commentaires)* (2001)
- Flensburg S and Lomborg S, ‘Datafication research: Mapping the field for a future agenda’ (2021) 25(6) *New Media & Society* 1452
- Floridi L, ‘A Defence of Constructionism: Philosophy as Conceptual Engineering’ (2011) 42 *Metaphilosophy* 282
- , *The Fourth Revolution: How the Infosphere Is Reshaping Human Reality* (Oxford University Press 2014)
- , ‘On Human Dignity as a Foundation for the Right to Privacy’ (2016) 29 *Philosophy and Technology* 307
- Forti M, ‘Addressing Algorithmic Errors in Data-Driven Border Control Procedures’ (2024) 25 *German Law Journal* 635
- Francioni F (ed), ‘Access to Justice as a Human Right’ (Oxford University Press 2007)
- Frowd P M, ‘The Promises and Pitfalls of Biometric Security Practices in Senegal’ (2017) 11 *International Political Sociology* 343
- Frei T, ‘Das individuelle Recht auf Asyl muss ersetzt werden’ *Frankfurter Allgemeine Zeitung* (18 July 2023)

## Bibliography

- Galli F, 'Interoperable Databases: New Cooperation Dynamics in the EU AFSJ?' (2020) 26 *European Public Law* 109
- Galligan DJ and Allan TRS, 'Procedural Fairness and the Duty of Respect' (1998) 18 *Oxford Journal of Legal Studies* 479
- Gammeltoft-Hansen T, *Access to Asylum: International Refugee Law and the Globalisation of Migration Control* (Cambridge University Press 2011)
- Garth B and Cappelletti M, 'Access to Justice: The Newest Wave in the Worldwide Movement to Make Rights Effective' (1978) 27 *Buffalo Law Review* 181
- Gebeye BA, *A Theory of African Constitutionalism* (Oxford University Press 2021)
- Geiger G and Constantaras E, 'Suspicion Machines – Unprecedented Experiment on Welfare Surveillance Algorithm Reveals Discrimination' (*Lighthouse Reports*, 6 March 2023) <<https://www.lighthousereports.com/investigation/suspicion-machines/>> accessed 20 March 2024
- Gelaye TA, 'The Role of Human Dignity in the Jurisprudence of the African Commission on Human and Peoples' Rights' (2021) 5 *African Human Rights Yearbook* 116
- George JP, 'Access to Justice, Costs, and Legal Aid' (2006) 54 *American Journal of Comparative Law* 293
- Ghavanini A, 'Towards an EU Law Doctrine on the Exercise of Discretion in National Courts? The Member States' Self-Imposed Limits on National Procedural Autonomy' (2016) 53 *Common Market Law Review* 339
- Gillespie T, 'The Relevance of Algorithms' in Pablo J Boczkowski and Kirsten A Foot (eds), *Media Technologies: Essays on Communication, Materiality, and Society* (The MIT Press 2014)
- Glaser A, 'Umsetzung und Durchführung des Rechts der bilateralen Verträge in der Schweiz' in Lorenz Langer (ed), *Die Verfassungsdynamik der europäischen Integration und demokratische Partizipation* (Dike Verlag 2015)
- Glaser A and Dörig H, 'Die Streitbeilegung in den Bilateralen Abkommen Schweiz–EU' in Astrid Epiney and Lena Hehemann (eds), *Schweizerisches Jahrbuch für Europarecht 2017/2018* (Stämpfli Verlag AG 2018)
- Glouftsiou G, *Engineering Digitised Borders: Designing and Managing the Visa Information System* (Palgrave Macmillan Singapore 2021)
- , 'Designing Digital Borders. The Visa Information System (VIS)', in Marijn Hoijtink, Matthias Leese (eds) *Technology and Agency in International Relations* (Routledge 2019)
- Glouftsiou G and Scheel S, 'An Inquiry into the Digitisation of Border and Migration Management: Performativity, Contestation and Heterogeneous Engineering' (2021) 42 *Third World Quarterly* 123
- Gola P and Heckmann D, *Datenschutz-Grundverordnung VO (EU) 2016/679 Bundesdatenschutzgesetz: DS-GVO / BDSG* (3rd edn, CH Beck 2022)
- Grabenwarter C, 'Article 13 – Right to an Effective Remedy', *European Convention on Human Rights: Commentary* (1st edn, CH Beck – Hart – Nomos – Helbing Lichtenhahn Verlag 2014)

- Graeber D and Wengrow D, *The Dawn of Everything: A New History of Humanity* (Farrar, Straus and Giroux 2021)
- Grigoleit HC and Neuner J (eds), 'Die richtlinienkonforme Auslegung und Rechtsfortbildung im System der juristischen Methodenlehre', *Claus-Wilhelm Canaris, Gesammelte Schriften* (De Gruyter 2012)
- Grimmelikhuijsen S, 'Explaining Why the Computer Says No: Algorithmic Transparency Affects the Perceived Trustworthiness of Automated Decision-Making' (2023) 83 *Public Administration Review* 241
- Großer Generalstab, *Die Kämpfe der deutschen Truppen in Südwestafrika: 1: Der Feldzug gegen die Hereros* (Mittler und Sohn 1906)
- Gstrein O, Zwitter A, 'Extraterritorial Application of the GDPR: Promoting European Values or Power?' (2021) 10(3) *Internet Policy Review* 1
- Guild E, 'Seeking Asylum: Storm Clouds between International Commitments and EU Legislative Measures' (2004) 29 *European Law Review* 198
- , 'Promoting the European Way of Life: Migration and Asylum in the EU', (2020) 26 *European Law Journal* 352
- Guérin A, 'Décision de transfert Dublin anticipée: la CJUE souligne le détournement de procédure des préfectures françaises' [2018] *La Revue des droits de l'homme*
- Habermas J, 'The Concept of Human Dignity and the Realistic Utopia of Human Rights' (2010) 41 *Metaphilosophy* 464
- Hanke P and Vitiello D, 'High-Tech Migration Control in the EU and Beyond: The Legal Challenges of "Enhanced Interoperability"' in Elena Carpanelli and Nicole Lazzarini (eds), *Use and Misuse of New Technologies: Contemporary Challenges in International and European Law* (Springer International Publishing 2019)
- Harman G, 'Using a Linguistic Analogy to Study Morality' in Walter Sinnott-Armstrong and Christian Miller (eds), *Moral Psychology, Volume 1: The Evolution of Morality: Adaptations and Innateness* (MIT Press 2007)
- Hartmut A, 'Interoperability Between EU Policing and Migration Databases: Risks for Privacy' (2020) 26 *European Public Law* 93
- Hartung M, 'Art. 4 – Begriffsbestimmungen' in Jürgen Kühling and Benedikt Buchner (eds), *DS-GVO/BDSG – Datenschutz-Grundverordnung Bundesdatenschutzgesetz: Kommentar* (4th edn, CH Beck 2024)
- Hassel S, 'Non-Material Damages under the GDPR: What Do We Know So Far?' (*European Law Blog*, 4 March 2024) <<https://europeanlawblog.eu/2024/03/04/non-material-damages-under-the-gdpr-what-do-we-know-so-far/>> accessed 24 May 2024
- Heikkilä M, 'AI: Decoded: A Dutch Algorithm Scandal Serves a Warning to Europe – The AI Act Won't Save Us' *Politico* (30 March 2022) <<https://www.politico.eu/newsletter/ai-decoded/a-dutch-algorithm-scandal-serves-a-warning-to-europe-the-ai-act-wont-save-us-2/>> accessed 24 May 2024
- Henman PWF, 'Administrative Justice in a Digital World: Challenges and Solutions' in Joe Tomlinson and others (eds), *The Oxford Handbook of Administrative Justice* (Oxford University Press 2021)

## Bibliography

- Herbst T, 'Artikel 5 – Grundsätze für die Verarbeitung personenbezogener Daten' in Jürgen Kühling and Benedikt Buchner (eds), *Datenschutz-Grundverordnung Bundesdatenschutzgesetz: DS-GVO/BDSG* (3rd edn, CH Beck 2020)
- , 'Artikel 16 – Recht auf Berichtigung' in Jürgen Kühling and Benedikt Buchner (eds), *Datenschutz-Grundverordnung Bundesdatenschutzgesetz: DS-GVO/BDSG* (3rd edn, CH Beck 2020)
- , 'Artikel 17 – Recht auf Löschung ("Recht auf Vergessenwerden")' in Jürgen Kühling and Benedikt Buchner (eds), *Datenschutz-Grundverordnung Bundesdatenschutzgesetz: DS-GVO/BDSG* (3rd edn, CH Beck 2020)
- , 'Artikel 18 – Recht auf Einschränkung der Verarbeitung' in Jürgen Kühling and Benedikt Buchner (eds), *Datenschutz-Grundverordnung Bundesdatenschutzgesetz: DS-GVO/BDSG* (3rd edn, CH Beck 2020)
- Hermstrüwer Y, 'Fairnessprinzipien der algorithmischen Verwaltung' (2020) 145 *Archiv des öffentlichen Rechts* 479
- Hess B and Orlotani P (eds), *Impediments of National Procedural Law to the Free Movement of Judgments, vol 1* (Bloomsbury Publishing 2019)
- Himonga C, Taylor M and Pope A, 'Reflections on Judicial Views of Ubuntu' (2013) 16 *Potchefstroom Electronic Law Journal* 369
- Hofmann H, 'Article 47 – Right to an Effective Remedy and to a Fair Trial' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights: A Commentary* (2nd edn, Hart Publishing 2021)
- , 'Multi-Jurisdictional Composite Procedures – The Backbone to the EU's Single Regulatory Space' [2019] *SSRN Electronic Journal* 26
- , 'The Duty of Care in EU Public Law – A Principle Between Discretion and Proportionality' (2020) 13 *Review of European Administrative Law* 87
- Hofmann H, Gerard RC, Türk A, *Administrative Law and Policy of the EU* (3rd edn, Oxford University Press 2012)
- Hong M, 'Human Dignity, Identity Review of the European Arrest Warrant and the Court of Justice as a Listener in the Dialogue of Courts: *Solange-III* and *Aranyosi*: BVerfG 15 December 2015, 2 BvR 2735/14, *Solange III*, and ECJ (Grand Chamber) 5 April 2016, Joined Cases C-404/15 and C-659/15 PPU, *Aranyosi* and *Căldăraru*' (2016) 12(3) *European Constitutional Law Review* 549
- Hruschka C, 'Grundrechtsschutz in Dublin-Verfahren' in Stephan Breitenmoser, Sabine Gless and Otto Lagodny (eds), *Rechtsschutz bei Schengen und Dublin* (Dike Verlag 2013)
- Hsu JC-S, 'Introduction: Human Dignity, Human Rights, and Cultural Change in Asia' in Jimmy Chia-Shin Hsu (ed), *Human Dignity in Asia: Dialogue between Law and Culture* (Cambridge University Press 2022)
- Huck W and Müller M, '§ 24 – Untersuchungsgrundsatz', *Verwaltungsverfahrensgesetz – Beck'sche Kompakt-Kommentare* (2nd edn, CH Beck 2016)
- Hummel P, Braun M and Dabrock P, 'Own Data? Ethical Reflections on Data Ownership' (2021) 34 *Philosophy and Technology* 545

- Hüpers B and Reese B, 'Vorbemerkungen – Titel IV: Solidarität' in Jürgen Meyer and Sven Hölscheidt (eds), *Charta der Grundrechte der Europäischen Union* (5th edn, Nomos 2019)
- Iglesias GCR, 'Der EuGH und die Gerichte der Mitgliedstaaten – Komponenten der richterlichen Gewalt in der Europäischen Union' (2000) 53 *Neue Juristische Wochenschrift* 1889
- Jaag T, Zihlmann M, *Bilaterale Verträge I & II Schweiz – EU Handbuch* (Daniel Thürer, Rolf H Weber and Wolfgang Portmann (eds), 2nd edn, Schulthess 2007)
- Jakuleviciene L, 'EU Screening Regulation: Closing Gaps in Border Control while Opening New Protection Challenges?' (*European Law Blog*, 28 June 2024) <<https://eumigrationlawblog.eu/eu-screening-regulation-closing-gaps-in-border-control-while-opening-new-protection-challenges/>>
- Jarass HD, *Charta der Grundrechte der Europäischen Union, unter Einbeziehung der vom EuGH entwickelten Grundrechte, der Grundrechtsregelungen der Verträge und der EMRK: Kommentar* (3rd edn, CH Beck 2021)
- Joas H, *The Sacredness of the Person: A New Genealogy of Human Rights* (Georgetown University Press 2013)
- Kamann H-G and Braun M, 'Art. 16 – 21' in Eugen Ehmann and Martin Selmayr (eds), *DS-VCG: Datenschutz-Grundverordnung, Kommentar* (3rd edn, CH Beck 2024)
- Kant I, *Grounding for the Metaphysics of Morals* (James Ellington tr, Indianapolis 1988)
- , *Grundlegung zur Metaphysik der Sitten* (Akademie Textausgabe Bd. IV, De Gruyter 1963)
- , *Kritik der Praktischen Vernunft* (Akademie Ausgabe Bd. V, 1971)
- , *Kritik der Urteilskraft* (Akademie Textausgabe Bd V, 1971)
- Kao G, 'Feminism Embraces the Sewing Machine: Martha Nussbaum's Ethical Universalism in a Pluralist World' (2002) 3
- Karlen P, *Schweizerisches Verwaltungsrecht: Gesamtdarstellung unter Einbezug des Europäischen Kontextes* (Schulthess 2018)
- Keller H, *Rezeption des Völkerrechts. Eine rechtsvergleichende Studie zur Praxis des U.S. Supreme Court, des Gerichtshofes der Europäischen Gemeinschaften und des schweizerischen Bundesgerichts in ausgewählten Bereichen* (Springer Berlin 2003)
- Kim S, 'Virtue, Dignity, and Constitutional Democracy – A Confucian Perspective' in Jimmy Chia-Shin Hsu (ed), *Human Dignity in Asia: Dialogue between Law and Culture* (Cambridge University Press 2022)
- Kindt EJ, *Privacy and Data Protection Issues of Biometric Applications: A Comparative Legal Analysis* (Springer Netherlands 2013)
- Kitchin R, 'Thinking Critically about and Researching Algorithms' (2016) 20 *Information, Communication & Society* 14
- Klamert M, 'Treaty on European Union – Article 1 TEU' in Manuel Kellerbauer, Marcus Klamert and Jonathan Tomkin (eds), *The EU Treaties and the Charter of Fundamental Rights: A Commentary* (1st edn, Oxford University Press 2019)

## Bibliography

- Klamert M and Bernhard S, 'Treaty on European Union – Article 19 TEU' in Manuel Kellerbauer, Marcus Klamert and Jonathan Tomkin (eds), *The EU Treaties and the Charter of Fundamental Rights: A Commentary* (1st edn, Oxford University Press 2019)
- Klein G B, Baspineiro A and Cabonari P, *Dignity and Human Rights: The Implementation of Economic, Social and Cultural Rights* (2002)
- Knyrim R, 'Artikel 13 – Informationspflicht bei Erhebung von personenbezogenen Daten bei der betroffenen Person', *Datenschutz-Grundverordnung: DS-GVO* (3rd edn, CH Beck 2024)
- Kögel A, 'Bürokratie in Berlin: Warum viele Geflüchtete Neujahrskinder sind' *Tagesspiegel* (1 January 2018) <<https://www.tagesspiegel.de/berlin/warum-viele-gefluchtete-neujahrskinder-sind-8515381.html>> accessed 8 March 2025
- Konstadinides T and O'Meara N, 'Protection of Procedural and Substantive Rights in the EU and the ECHR: Introduction' in Kanstantsin Dzehtsiarou and others (eds), *Human Rights Law in Europe: The influence, overlaps and contradictions of the EU and the ECHR* (Routledge 2014)
- Korsgaard CM, 'The Case against Human Superiority' in Christine M Korsgaard *Fellow Creatures: Our Obligations to Other Animals* (Oxford University Press 2018)
- Kotschy W, 'Article 77 – Right to Lodge a Complaint with a Supervisory Authority' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (Oxford University Press 2020)
- Kramer X, Hoevenaars J, Kas B et al. (eds), *Frontiers in Civil Justice: Privatisation, Monetisation and Digitisation* (Edward Elgar Publishing 2022)
- Kranenborg H, 'Article 17 – Right to Erasure (“Right to Be Forgotten”)' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (Oxford University Press 2020)
- , 'Article 8 – Protection of Personal Data' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights. A Commentary* (2nd edn, Bloomsbury Publishing 2021)
- Krzysztofek M, *GDPR: General Data Protection Regulation (EU) 2016/679: Post-Reform Personal Data Protection in the European Union* (Wolters Kluwer 2018)
- Kullman M, 'Article 7 (Family Life Aspects) – Right to Respect for Private and Family Life' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights. A Commentary* (2nd edn, Bloomsbury Publishing 2021)
- Kuner C, 'Extraterritoriality and the Fundamental Right to Data Protection' (*EJIL: Talk!*, 16 December 2013) <<https://www.ejiltalk.org/extraterritoriality-and-the-fundamental-right-to-data-protection/>> accessed 8 July 2022
- Kyriakides N, Plevri A, Zentani Y, 'AI and Access to Justice: An Expansion of Adrian Zuckerman's Findings' in Xandra Kramer, Jos Hoevenaars and Erlis Themeli (eds), *Frontiers in Civil Justice: Privatisation, Monetisation and Digitisation* (Edward Elgar Publishing 2022)

- Laudon K.C., 'Markets and Privacy' (1996) *Communications of the ACM* 92
- Laurent P, 'Article 47 – Right to an Effective Remedy and to a Fair Trial' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights: A Commentary* (2nd edn, Hart Publishing 2021)
- Lazarov I, 'Article 42 – Right of Access to Documents' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights. A Commentary* (2nd edn, Bloomsbury Publishing 2022)
- Lebech M, 'What Is Human Dignity?' (2003) 2 *Maynooth Philosophical Papers* 59
- Leese M, 'Fixing State Vision: Interoperability, Biometrics, and Identity Management in the EU' (2020) 27 *Geopolitics* 113
- , 'Between Control and Empowerment: Data Quality in Border and Migration Management' (2024) No. 4 *CURATE Working Paper*
- Leese M and Marugg F, 'Data Quality in European Law Enforcement and Border Control Cooperation: Findings from Survey Research' (ETH Zurich 2023)
- Leese M, Noori S, Scheel S, 'Data Matters: The Politics and Practices of Digital Border and Migration Management' (2022) 27 *Geopolitics* 5
- Leese M, Pollozek S, 'Not so Fast! Data Temporalities in Law Enforcement and Border Control' (2023) 10 *Big Data & Society* 1
- Leese M, Ugolini V, 'Politics of Creep: Latent Development, Technology Monitoring, and the Evolution of the Schengen Information System' (2024) *European Journal of International Security* 340
- Lenaerts K, 'La vie après l'avis: Exploring the Principle of Mutual (yet Not Blind) Trust' (2017) 54 *Common Market Law Review* 805
- Leonelli S and Tempini N (eds), *Data Journeys in the Sciences* (Springer Cham 2020)
- Litwin W, Mark L, Roussopoulos N, 'Interoperability of Multiple Autonomous Databases' (1990) 22(3) *ACM Computing Surveys* 268
- Lock T, 'Charter of Fundamental Rights of the European Union – Article 7 CFR', *The EU Treaties and the Charter of Fundamental Rights: A Commentary* (1st edn, Oxford University Press 2019)
- , 'Charter of Fundamental Rights of the European Union – Article 41 and 42 CFR' in Manuel Kellerbauer, Jonathan Tomkin and Marcus Klamert (eds), *The EU Treaties and the Charter of Fundamental Rights: A Commentary* (1st edn, Oxford University Press 2019)
- , 'Charter of Fundamental Rights of the European Union – Article 8 CFR' in Manuel Kellerbauer and Jonathan Tomkin (eds), *The EU Treaties and the Charter of Fundamental Rights: A Commentary* (1st edn, Oxford University Press 2019)
- Lock T and Martin D, 'Charter of Fundamental Rights of the European Union – Article 47 CFR' in Manuel Kellerbauer and Jonathan Tomkin (eds), *The EU Treaties and the Charter of Fundamental Rights: A Commentary* (1st edn, Oxford University Press 2019)
- Locke J, 'Second Treatise of Government', *Two Treatises of Government* (Project Gutenberg eBook 2003)

## Bibliography

- Lodie A, 'Are Personal Data Always Personal? Case T-557/20 SRB v. EDPS or When the Qualification of Data Depends on Who Holds Them' (*European Law Blog*, 7 November 2023) <<https://europeanlawblog.eu/2023/11/07/are-personal-data-always-personal-case-t-557-20-srb-v-edps-or-when-the-qualification-of-data-depends-on-who-holds-them/>> accessed 28 March 2024
- , 'Case C-479/22 P, Case C-604/22 and the Limitation of the Relative Approach of the Definition of "Personal Data" by the ECJ' (*European Law Blog*, 25 March 2024) <<https://europeanlawblog.eu/2024/03/25/case-c-479-22-p-case-c-604-22-and-the-limitation-of-the-relative-approach-of-the-definition-of-personal-data-by-the-ecj/>> accessed 28 March 2024
- Lottini M, 'From "Administrative Cooperation" in the Application of European Union Law to "Administrative Cooperation" in the Protection of European Rights and Liberties' (2012) 18 *European Public Law* 127
- Lubin T, 'Dignity and Status in Ancient and Medieval India' in Jimmy Chia-Shin Hsu (ed), *Human Dignity in Asia: Dialogue between Law and Culture* (Cambridge University Press 2022)
- Lynskey O, 'Deconstructing Data Protection in the EU Legal Order: The "Added-Value" of a Right to Data Protection in the EU Legal Order' (2014) 63 *International and Comparative Law Quarterly* 569
- , *The Foundations of EU Data Protection Law* (Oxford University Press 2015)
- Macdonald R, 'Access to Justice in Canada Today: Scope, Scale, Ambitions' in Julia Bass, WA Bogart and Frederick Zemans (eds), *Access to Justice for a New Century: The Way Forward* (Law Society of Upper Canada 2005)
- Mader L and Kropf C, 'Verweisungen auf das Recht der Europäischen Union in der Bundesgesetzgebung – vom Fotografieren und Filmen' in Institut für Europarecht der Universität Freiburg (ed), *Die Schweiz und die europäische Integration: 20 Jahre Institut für Europarecht* (Schulthess 2015)
- Mahlmann M, 'Human Dignity and Autonomy in Modern Constitutional Orders' in Michel Rosenfeld and Andrés Sajó (eds), *The Oxford Handbook of Comparative Constitutional Law* (Oxford University Press 2012)
- , *Mind and Rights: The History, Ethics, Law and Psychology of Human Rights* (Cambridge University Press 2023)
- Mahlmann M and Mikhail J, 'Cognitive Science, Ethics and Law' in Zenon Bankowski (ed), *Epistemology and Ontology* (Franz Steiner Verlag 2003)
- Mahmood S, *Politics of Piety: The Islamic Revival and the Feminist Subject* (Princeton University Press 2011)
- Main T, 'The Procedural Foundation of Substantive Law' (2009) 87 *Washington University Law Review* 801
- Malichudis S and Papangeli I, 'Born on January 1st' *We Are Solomon* (25 April 2021) <<https://wearesolomon.com/mag/focus-area/migration/born-on-january-1st/>> 2 July 2022
- Malgieri G, 'Automated decision-making in the EU Member States: The right to explanation and other "suitable safeguards" in the national legislations' (2019) 35(5) *Computer Law & Security Review* 105327

- Marcu B-I, 'Eurodac: Biometrics, Facial Recognition, and the Fundamental Rights of Minors' (*European Law Blog*, 29 April 2021) <<https://europeanlawblog.eu/2021/04/29/eurodac-biometrics-facial-recognition-and-the-fundamental-rights-of-minors/>> 7 March 2022
- Marin L, 'The Cooperation Between Frontex and Third Countries in Information Sharing: Practices, Law and Challenges in Externalizing Border Control Functions' (2020) 26 *European Public Law* 157
- Marques CL and Lixinski L, 'Human Dignity in South American Law' in Marcus Düwell and others (eds), *The Cambridge Handbook of Human Dignity: Interdisciplinary Perspectives* (Cambridge University Press 2022)
- Marsch N, 'Networks of Supervisory Bodies for Information Management in the European Administrative Union' (2014) 20 *European Public Law* 127
- Martino MD and others, 'Personal Information Leakage by Abusing the GDPR "Right of Access"', *Fifteenth Symposium on Usable Privacy and Security (SOUPS 2019)* (USENIX Association 2019)
- Masiero S, 'Digital identity as platform-mediated Surveillance' (2023) 10(1) *Big Data & Society*
- Mazzotti P and Eliantonio M, 'Transnational Judicial Review in Horizontal Composite Procedures: Berlioz, Donnellan, and the Constitutional Law of the Union' (2020) 5 *European Papers – A Journal on Law and Integration* 41
- Mbiti J, *African Religions and Philosophy* (Doubleday 1970)
- McAuliffe M, 'International Migration and Digital Technology: An Overview' in Marie McAuliffe (ed), *Research Handbook on International Migration and Digital Technology* (Edward Elgar Publishing 2021)
- McCrudden C, 'Human Dignity and Judicial Interpretation of Human Rights' (2008) 19 *European Journal of International Law* 655
- , 'In Pursuit of Human Dignity: An Introduction to Current Debates' in Christopher McCrudden (ed), *Understanding Human Dignity* (British Academy 2013)
- Menell N, 'Judicial Enforcement of Socioeconomic Rights: A Comparison between Transformative Projects in India and South Africa' (2016) 49 *Cornell International Law Journal*
- Menéndez AJ, "'Rights to Solidarity" - Balancing Solidarity and Economic Freedoms' in Erik Oddvar Eriksen, John Erik Fossum and Agustín José Menéndez (eds), *The Chartering of Europe: The European Charter of Fundamental Rights and Its Constitutional Implementations* (Nomos 2003)
- Michalski D and others, 'The Impact of Ageing on Facial Comparisons with Images of Children Conducted by Humans and Automated Systems' (University of Adelaide 2017)
- Mikolasch F, 'Requirements for GDPR Compensation after the ECJ Decision in *UI v Österreichische Post*' (*European Law Blog*, 11 September 2023) <<https://europeanlawblog.eu/2023/09/11/requirements-for-gdpr-compensation-after-the-ecj-decision-in-ui-v-osterreichische-post/>> accessed 11 September 2023
- Milanovic M, *Extraterritorial Application of Human Rights Treaties: Law, Principles, and Policy* (Oxford University Press 2011)

## Bibliography

- , ‘Foreign Surveillance and Human Rights, Part 3: Models of Extraterritorial Application’ (*EJIL: Talk!*, 27 November 2013) <<https://www.ejiltalk.org/foreign-surveillance-and-human-rights-part-3-models-of-extraterritorial-application/>> accessed 11 June 2023
- Mitsilegas V, *The Criminalisation of Migration in Europe: Challenges for Human Rights and the Rule of Law* (1st edn, Springer Cham 2015)
- , ‘The Constitutional Implications of Mutual Recognition in Criminal Matters in the EU’ (2006) 43 *Common Market Law Review* 1277
- , ‘Solidarity and Trust in the Common European Asylum System’ (2014) 2 *Comparative Migration Studies* 181
- , ‘13 – Mutual Recognition and Fundamental Rights in EU Criminal Law’ in Sara Iglesias Sánchez and Maribel González Pascual (eds), *Fundamental Rights in the EU Area of Freedom, Security and Justice* (Cambridge University Press 2021)
- Molnar P, ‘Technology on the Margins: AI and Global Migration Management from a Human Rights Perspective’ (2019) 8(2) *Cambridge International Law Journal* 305
- Montaldo S, ‘On a Collision Course! Mutual Recognition, Mutual Trust and the Protection of Fundamental Rights in the Recent Case-Law of the Court of Justice’ (2016) 1 *European Papers – A Journal on Law and Integration* 965
- Moore D, ‘Article 23 Restrictions’ in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (1st edn, Oxford University Press 2020)
- Moreno-Lax V, *Accessing Asylum in Europe – Extraterritorial Border Controls and Refugee Rights under EU Law* (Oxford University Press 2017)
- , ‘The Legality of the “Safe Third Country” Notion Contested: Insights from the Law of Treaties’, *Migration & Refugee Protection in the 21st Century: Legal Aspects* (Martinus Nijhoff 2015)
- , ‘Meta-Borders and the Rule of Law: From Externalisation to “Responsibilisation” in Systems of Contactless Control’ (2024) 71 *Netherlands International Law Review* 21
- Mosier K, Skitka L, ‘Automation use and automation bias’ (1999) 43(3) *Proceedings of the Human Factors and Ergonomics Society Meeting* 344
- Moutselos M, ‘Expansion without Mandates: Border and Asylum Agencies in European Union Migration Governance’ (2024) 38(1) *Governance* el2854
- Mouzourakis M, ‘More laws, less law: The European Union’s New Pact on Migration and Asylum and the fragmentation of “asylum seeker” status’ 2020 (26) *European Law Journal* 171
- Mungai N, ‘Afrocentric Social Work: Implications for Practice Issues’ in Venkat Pulla and Bharath Mamidi (eds), *Some Aspects of Community Empowerment and Resilience* (Allied Publishers Pvt Ltd 2015)
- Mupedziswa R, Rankopo M and Mwansa L-K, ‘Ubuntu as a Pan-African Philosophical Framework for Social Work in Africa’ in Janestic Mwendu Twikirize and Helmut Spitzer (eds), *Social Work Practice in Africa: Indigenous and Innovative Approaches* (Fountain Publishers 2019)

- Nagatomo S and Leisman G, 'An East Asian Perspective of Mind-Body' (1996) 21 *The Journal of Medicine and Philosophy: A Forum for Bioethics and Philosophy of Medicine* 439
- Najibi A, 'Racial Discrimination in Face Recognition Technology' (*Science in the News*, 24 October 2020) <<https://sitn.hms.harvard.edu/flash/2020/racial-discrimination-in-face-recognition-technology/>> accessed 5 May 2024
- Napieralski A, 'Collecting Data at EU Smart Borders: Data Protection Challenges of the New Entry/Exit System' (2019) 2019 *Zeitschrift für Kritik | Recht | Gesellschaft* 199
- Nicolosi SF, 'Externalisation of Migration Controls: A Taxonomy of Practices and Their Implications in International and European Law' (2024) 71 *Netherlands International Law Review* 1
- Nicolaïdis K, 'Trusting the Poles? Constructing Europe through Mutual Recognition' (2007) 14 *Journal of European Public Policy* 682
- NIST, 'Face Technology Evaluations – FRTE/FATE' (5 May 2024) <<https://www.nist.gov/programs-projects/face-technology-evaluations-frtefate>> accessed 5 May 2024
- Noll G, *Negotiating Asylum: The EU Acquis, Extraterritorial Protection and the Common Market of Deflection* (Brill Nijhoff 2000)
- Nowak M, *Human Rights or Global Capitalism – The Limits of Privatization* (University of Pennsylvania Press 2016)
- Nussbaum M, 'Objectification' (1995) 24(4) *Philosophy and Public Affairs* 249
- , 'Capabilities and Human Rights' (1997) 66 *Fordham Law Review* 273
- , *Women and Human Development: The Capabilities Approach* (Cambridge University Press 2000)
- Oelofsen R, 'Women and Ubuntu: Does Ubuntu Condone the Subordination of Women?' in Jonathan Chimakonam and Louise du Toit (eds), *African Philosophy and the Epistemic Marginalisation of Women* (Routledge 2018)
- Oesch M, 'Grundrechte als Elemente der Wertegemeinschaft Schweiz-EU: Zur Auslegung der bilateralen Verträge' (2014) 115 *Schweizerisches Zentralblatt für Staats- und Verwaltungsrecht (ZBl)* 171
- , *Europarecht, Band I: Grundlagen, Institutionen, Verhältnis Schweiz-EU* (2nd edn, Stämpfli Verlag AG 2019)
- , *Schweiz – Europäische Union: Grundlagen, Bilaterale Abkommen, Autonome Nachvollzug* (EIZ Publishing 2020)
- , *Der EuGH und die Schweiz* (1st edn, EIZ Publishing 2023)
- Oesch M and Naef T, 'EU-Grundrechte, der EuGH und die Schweiz' (2017) 136 *Zeitschrift für Schweizerisches Recht (ZSR)* 117
- Ogude J and Dyer U, 'Utu/Ubuntu and Community Restoration: Narratives of Survivors in Kenya's 2007 Postelection Violence' in James Ogude (ed), *Ubuntu and the Reconstitution of Community* (Indiana University Press 2019)
- Ohler C, 'Europäisches Und Nationales Verwaltungsrecht' in Jörg Philipp Terhechte (ed), *Verwaltungsrecht der Europäischen Union* (2nd edn, Nomos 2022)
- Outlaw L, 'African "Philosophy": Deconstructive and Reconstructive Challenges' in Guttorm Fløistad (ed), vol 5 (Martinus Nijhoff 1987)

## Bibliography

- Ovacik G, 'The Right to Choose Country of Asylum: The 1951 Convention and the EU's Temporary Protection Directive' (*ASILE*, 31 August 2022) <<https://www.asileproject.eu/the-right-to-choose-country-of-asylum-the-1951-convention-and-the-eus-temporary-protection-directive/>> accessed 17 April 2024
- Paal B, Pauly D (eds), *Datenschutz-Grundverordnung | Bundesdatenschutzgesetz* (2nd edn, CH Beck 2018)
- Palombella G, 'Access to Justice: Dynamic, Foundational, and Generative' (2021) 31 *Ratio Juris* 121
- Papp D, Krausz B, Gyuranecz FZ, 'The AI Is Now in Session – The Impact of Digitalisation on Courts' (2022) 7 *Cybersecurity and Law* 272
- Pasquale F, 'A Rule of Persons, Not Machines: The Limits of Legal Automation' (2019) 87 *George Washington Law Review*
- Pelizza A, 'Processing Alterity, Enacting Europe: Migrant Registration and Identification as Co-construction of Individuals and Politics' (2020) 45(2) *Science, Technology, & Human Values* 262
- Pelizza A, Loschi C, 'Telling "More Complex Stories" of European Integration: How a Sociotechnical Perspective Can Help Explain Administrative Continuity in the Common European Asylum System' (2023) 31(9) *Journal of European Public Policy* 2534
- Peuker P, 'Artikel 16 – Recht auf Berichtigung' in Gernot Sydow and Nikolaus Marsch (eds), *Datenschutz-Grundverordnung | Bundesdatenschutzgesetz* (3rd edn, Nomos 2022)
- , 'Artikel 17 – Recht Auf Löschung ("Recht auf Vergessenwerden")' in Gernot Sydow and Nikolaus Marsch (eds), *Datenschutz-Grundverordnung | Bundesdatenschutzgesetz* (3rd edn, Nomos 2022)
- Pijnenburg A, 'Externalisation of Migration Control: Impunity or Accountability for Human Rights Violations?' (2024) 71 *Netherlands International Law Review* 59
- Plath K-U, *DSGVO/BDSG/TTDSG* (4th edn, Otto Schmidt 2023)
- Pollozek S, Passoth J H, 'Infrastructuring European Migration and Border Control: The Logistics of *Registration* and Identification at Moria Hotspot' (2019) 37(4) *Environment and Planning D: Society and Space* 606
- Progin-Theuerkauf S, 'Entwicklungen im EU-Asylrecht und ihre Implikationen für die Schweiz' in Stephan Breitenmoser, Sabine Gless and Otto Lagodny (eds), *Rechtsschutz bei Schengen und Dublin* (Dike Verlag 2013)
- Progin-Theuerkauf S, Zoetewij-Turhan M, Turhan O, 'Interoperabilität der Informationssysteme im Migrationsbereich – Digitale Grenzkontrollen 2019', *Jahrbuch für Migrationsrecht 2018/2019*
- Quintel T, 'Connecting Personal Data of Third-Country Nationals: Interoperability of EU Databases in the Light of the CJEU's Case Law on Data Retention' [2018] University of Luxembourg Law Working Paper No. 002–2018
- Rademacher T, *Realakte im Rechtsschutzsystem der Europäischen Union* (Mohr Siebeck 2014)

- Rauchegger C, 'Article 47 – Right to an Effective Remedy and to a Fair Trial' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights: A Commentary* (2nd edn, Hart Publishing 2021)
- Rawls J, *A Theory of Justice* (Harvard University Press 1999)
- Redgwell C, 'Access to Environmental Justice' in Francesco Francioni (ed), *Access to Justice as a Human Right* (Oxford University Press 2007)
- Remmert B, 'Schlichtes Verwaltungshandeln' in Hans-Uwe Erichsen and Dirk Ehlers (eds), *Allgemeines Verwaltungsrecht* (De Gruyter 2005)
- Renger D, 'Artikel 13 – Recht auf wirksame Beschwerde' in Jens Meyer-Ladewig and Martin Nettesheim (eds), *EMRK – Europäische Menschenrechtskonvention, Handkommentar* (5th edn, Nomos 2023)
- Rhode DL, *Access to Justice* (Oxford University Press 2004)
- Riczallah C, 'The Principle of Mutual Trust in EU Law in the Face of a Crisis of Values' (*The EAPIL blog*, 22 February 2021) <<https://eapil.org/2021/02/22/the-principle-of-mutual-trust-in-eu-law-in-the-face-of-a-crisis-of-values/>> accessed 14 May 2022
- Robin Feldmann, 'Considerations on the Emerging Implementation of Biometric Technology' (2003) 25 *Hastings Communications and Entertainment Law Journal* 653
- Roedder E and Harman G, 'Linguistics and Moral Theory' in John M Doris (ed), *Moral Psychology Handbook* (Oxford University Press 2010)
- Roßnagel A, 'Artikel 5 – Grundsätze für die Verarbeitung personenbezogener Daten' in Spiros Simitis, Gerrit Hornung and Indra Spiecker gen. Döhmman (eds), *Datenschutzrecht* (1st edn, Nomos 2019)
- Ruffert M, 'Artikel 41 GRCh – Recht auf eine gute Verwaltung' in Christian Callies (ed), *EUV/AEUV: Das Verfassungsrecht der Europäischen Union mit Europäischer Grundrechtecharta* (6th edn, CH Beck 2022)
- , 'Verwaltungsakt' in Hans-Uwe Erichsen and Dirk Ehlers (eds), *Allgemeines Verwaltungsrecht* (De Gruyter 2005)
- Ryan B and Mitsilegas V (eds), *Extraterritorial Immigration Control: Legal Challenges* (Martinus Nijhoff Publishers 2010)
- Sajfert J, Quintel T, 'Data Protection Directive (EU) 2016/680 for Police and Criminal Justice Authorities' [2017]
- San S, 'Transnational Policing between National Political Regimes and Human Rights Norms: The Case of the Interpol Red Notice System' (2022) 26 *Theoretical Criminology* 601
- Sanchez del Rio J, Moctezuma D, Conde C et al. 'Automated border control e-gates and facial recognition systems' (2016) 62 *Computers & Security* 49
- Sarr F, *Afrotopia* (Drew S Burk and Sarah Jones-Boardman (trs), University of Minnesota Press 2019)
- Sauer PJJ and others, 'Age Determination in Asylum Seekers: Physicians Should Not Be Implicated' (2016) 175 *European Journal of Pediatrics* 299
- Sayers D, 'Article 47 – Right to an Effective Remedy and to a Fair Trial' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights: A Commentary* (2nd edn, Bloomsbury Publishing 2022)

## Bibliography

- Scheel S, 'Reconfiguring Desecuritization: Contesting Expert Knowledge in the Securitization of Migration' (2022) 27(4) *Geopolitics* 1042
- Scheel S, Ruppert E, Ustek-Spilda F, 'Enacting migration through data practices' (2019) 37(4) *Environment and Planning D: Society and Space* 582
- Scherrer T, *Geschichte und Auslegung des Massgeblichkeitsgebots von Art. 190 BV* (Universität St Gallen, Institut für Rechtswissenschaft und Rechtspraxis 2001)
- Schmid C, *Eurodac-Verordnung: Europäisches System zur Identifizierung von Fingerabdrücken* (1st edn, Neuer Wissenschaftlicher Verlag 2003)
- Schneider J-P, 'Basic Structures of Information Management in the European Administrative Union' (2014) 20 *European Public Law* 89
- , 'Information Exchange and Its Problems' in Carol Harlow, Päivi Leino and Giacinto della Cananea (eds), *Research Handbook on EU Administrative Law* (Edward Elgar 2017)
- Schwarz M, *Grundlinien der Anerkennung im Raum der Freiheit, der Sicherheit und des Rechts* (Mohr Siebeck 2016)
- Shelton D, 'Sources of Article 47 Rights' in Steve Peers, Tamara Hervey and Angela Ward (eds), *The EU Charter of Fundamental Rights: A Commentary* (1st edn, Hart Publishing 2014)
- Sevilla-Liu A, 'Buddhist Philosophical Approaches to Human Dignity' in Jimmy Chia-Shin Hsu (ed), *Human Dignity in Asia: Dialogue between Law and Culture* (Cambridge University Press 2022)
- Siegel T, *Allgemeines Verwaltungsrecht – Lehrbuch & Entscheidungen* (15th edn, CF Müller 2024)
- Sikka S and Peetush A (eds), *Asian Philosophies and the Idea of Religion: Beyond Faith and Reason* (Routledge 2021)
- Silveira A, 'On Inferred Personal Data and the Difficulties of EU Law in Dealing with This Matter' (*Blog of Unio*, 19 March 2024) <<https://officialblogofunio.com/2024/03/19/editorial-of-march-2024/#more-6318>> accessed 6 May 2024
- Simpson M, "'Designed to Reduce People... to Complete Destitution": Human Dignity in the Active Welfare State' (2015) 1 *European Human Rights Law Review* 66
- Singer P, *Animal Liberation: A New Ethics for Our Treatment of Animals* (Harper-Collins 1975)
- Slingerland E, *Mind and Body in Early China: Beyond Orientalism and the Myth of Holism* (Oxford University Press 2019)
- Sossin L, Roach K, 'Access to Justice and Beyond' (2010) 60 *University of Toronto Law Journal* 373
- Sossin L, Thompson D, 'Digitalisation and Administrative Justice: An Access to Justice Perspective' in Marc Hertogh and others (eds), *The Oxford Handbook of Administrative Justice* (1st edn, Oxford University Press 2021)

- Sousa J P, 'Compensation for unlawful data transfers: The T-354/22 judgment (Bindl v. Commission) in perspective' (*OFFICIALBLOGUNIO* 22 February 2025) <<https://officialblogofunio.com/2025/02/22/compensation-for-unlawful-data-transfers-the-t-354-22-judgment-bindl-v-commission-in-perspective/>> accessed 3 June 2025
- Spaggiari O, Thompson I and Papangeli I, 'How European Countries Wrongfully Classify Children Seeking Asylum as Adults' (*The New Humanitarian* 10 April 2024) <<https://www.thenewhumanitarian.org/investigations/2024/04/10/how-european-countries-wrongfully-classify-children-seeking-asylum-adults>> accessed 28 June 2024
- Spivak G C, 'Can the Subaltern Speak?' in Cary Nelson and Lawrence Grossberg (eds), *Marxism and the Interpretation of Culture* (University of Illinois Press: Urbana 1988)
- Srinivas N and others, 'Face Recognition Algorithm Bias: Performance Differences on Images of Children and Adults' [2019] IEEE/CVF Conference on Computer Vision and Pattern Recognition Workshops (CVPR Workshops 2019) 2269
- Stelkens P, Bonk H J, Sachs M, *Verwaltungsverfahrensgesetz: Kommentar* (CH Beck 2014)
- Stephanie R, 'Access to Justice and Child-Friendly Justice for Refugee and Migrant Children: International and European Legal Perspectives' [2020] *Europe des Droits & Libertés* 277
- Storskrubb E, Ziller J, 'Access to Justice in European Comparative Law' in Francesco Francioni (ed), *Access to Justice as a Human Right* (Oxford University Press 2007)
- Streinz R, 'Artikel 41 GRCh – Recht Auf Eine Gute Verwaltung', *EUV/AEUV: Vertrag über die Europäische Union, Vertrag über die Arbeitsweise der Europäischen Union, Charta der Grundrechte der Europäischen Union* (3rd edn, CH Beck 2018)
- Stuhmcke A, 'Government Watchdog Agencies and Administrative Justice' in Marc Hertogh and others (eds), *The Oxford Handbook of Administrative Justice* (1st edn, Oxford University Press 2021)
- Sumer B, 'When Do the Images of Biometric Characteristics Qualify as Special Categories of Data under the GDPR?: A Systemic Approach to Biometric Data Processing', *2022 International Conference of the Biometrics Special Interest Group (BIOSIG)* (2022)
- Sunstein C, 'Social and Economic Rights? Lessons from South Africa Social and Economic Rights? Lessons from South Africa' (1999) 11 *Constitutional Forum* 123
- Susskind R, *Online Courts and the Future of Justice* (Oxford University Press 2021)
- Tamale S, *Decolonization and Afro-Feminism* (Daraja Press 2020)
- Tammone F, 'Challenging Externalization by Means of Article 4 ECHR: Towards New Avenues of Litigation for Victims of Human Trafficking?' (2024) 71 *Netherlands International Law Review* 89
- Tas Sarah 'Datafication of the hotspots in the blind spot of supervisory authorities' (2024) 30 *European Law Journal* 87
- Taylor P M, 'Article 17: Privacy, Home, Correspondence; Honour and Reputation', *A Commentary on the International Covenant on Civil and Political Rights: The UN Human Rights Committee's Monitoring of ICCPR Rights* (Cambridge University Press 2020)

- Tidghi M, 'Rights and Remedies in Implementation of EU Policies by Multi-Jurisdictional Networks' (2014) 20 *European Public Law* 147
- Tiilikka P, 'Access to Information as a Human Right in the Case Law of the European Court of Human Rights' (2013) 5 *Journal of Media Law* 79
- 'The Capability Approach' (*Stanford Encyclopedia of Philosophy*, 10 December 2020) <<https://plato.stanford.edu/entries/capability-approach/>> accessed 22 May 2023
- Tobler C, 'Homogenität im Rechtsbestand der Schengen- und Dublin-Abkommen: Übernimmt die Schweiz im Assoziationsrahmen nicht notifiziertes Asyl- und Datenschutzrecht der EU?' (2017) 27(2) *Schweizerische Zeitschrift für internationales und europäisches Recht* 211
- Tobler C and Beglinger J, *Grundzüge des Bilateralen (Wirtschafts-)Rechts Schweiz – EU. Systematische Darstellung in Text und Tafeln* (Dike Verlag 2013)
- Tosoni L, 'Article 4(9). Recipient' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (1st edn, Oxford University Press 2020)
- Trauttmansdorff P, 'The fabrication of a necessary policy fiction: the interoperability 'solution' for biometric borders' (2025) 12(2) *Big Data & Society* 1
- Tschannen P, Zimmerli U, Müller M, *Allgemeines Verwaltungsrecht* (3rd edn, Stämpfli Verlag AG Bern 2009)
- Tsourdi EL, 'Of Legislative Waves and Case Law: Effective Judicial Protection, Right to an Effective Remedy and Proceduralisation in the EU Asylum Policy' (2019) 12 *Review of European Administrative Law* 143
- , 'Holding the European Asylum Support Office Accountable for Its Role in Asylum Decision-Making: Mission Impossible?' (2020) 21 *German Law Journal* 506
- Türk A, 'Chapter 9: Judicial Review of Integrated Administration in the EU' in Alexander Türk and Herwig C H Hofmann (eds), *Legal Challenges in EU Administrative Law: Towards an Integrated Administration* (Edward Elgar 2009)
- Valdivia A, Aradau C, Blanke T et al 'Neither opaque nor transparent: A transdisciplinary methodology to investigate datafication at the EU borders' (2022) 9(2) *Big Data & Society* 1
- van der Ploeg I, 'The Illegal Body: 'Eurodac' and the Politics of Biometric Identification' (1999) 1 *Ethics and Information Technology* 295
- Vavoula N, 'Information Sharing in the Dublin System: Remedies for Asylum Seekers In-Between Gaps in Judicial Protection and Interstate Trust' (2021) 22 *German Law Journal* 391
- , *Immigration and Privacy in the Law of the European Union: The Case of Information Systems*, vol 51 (Brill Nijhoff 2022)
- , '(Discriminatory) Algorithmic Profiling and Ineffective Remedies: The Cases of ETIAS and VIS' [2023] *Schweizerische Zeitschrift für Asylrecht und -praxis* 13
- , 'Regulating AI at Europe's Borders Where the AI Act Falls Short' (*Verfassungsblog* 13 December 2024) <<https://verfassungsblog.de/regulating-ai-at-europes-borders/>> 12 March 2025

- Verburg A, Schueler B 'Procedural Justice in Dutch Administrative Law Proceedings' (2014) 10(4) *Utrecht Law Review* 56
- Wachter S, Mittelstadt B, Floridi L, 'Why a Right to Explanation of Automated Decision-Making Does Not Exist in the General Data Protection Regulation' (2017) 7(2) *International Data Privacy Law* 76
- Ward A, 'Article 47 – Right to an Effective Remedy and a Fair Trial' in Steve Peers and others (eds), *The EU Charter of Fundamental Rights: A Commentary* (2nd edn, Hart Publishing 2021)
- Weber M C, 'Protection for Privacy under the United Nations Convention on the Rights of Persons with Disabilities' (2017) 6(3) *Laws* 10
- Wendel M, 'Mutual Trust, Essence and Federalism – Between Consolidating and Fragmenting the Area of Freedom, Security and Justice after LM' (2019) 15 *European Constitutional Law Review* 17
- West R, *Normative Jurisprudence: An Introduction* (Cambridge University Press 2011)
- Widdershoven R, 'The European Court of Justice and the Standard of Judicial Review' in Jurgen de Poorter, Ernst Hirsch Ballin and Saskia Lavrijssen (eds), *Judicial Review of Administrative Discretion in the Administrative State* (TMC Asser Press, Springer 2019)
- Willems A, 'The Court of Justice of the European Union's Mutual Trust Journey in EU Criminal Law: From a Presumption to (Room for) Rebuttal' (2019) 20 *German Law Journal* 468
- Williams J L, 'Privacy in the Age of the Internet of Things' (2016) 41 *Human Rights* 14
- Wüger D and Scarpelli S, 'Die Vernachlässigten Institutionellen Aspekte Der Bilateralen Verträge und Die Aushandlung Eines Rahmenabkommens' in Astrid Epiney (ed), *Schweizerisches Jahrbuch für Europarecht 2005/2006* (Stämpfli Verlag AG 2006)
- Wytenbach J, *Umsetzung von Menschenrechtsübereinkommen in Bundesstaaten: Gleichzeitig ein Beitrag zur Grundrechtlichen Ordnung im Föderalismus* (Dike Verlag – Nomos 2017)
- Zanfir-Fortuna G, 'Article 5 – Principles relating to processing of personal data' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (1st edn, Oxford University Press 2020)
- , 'Article 13 – Information to Be Provided Where Personal Data Are Collected from the Data Subject' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (1st edn, Oxford University Press 2020)
- , 'Article 15 – Right of Access by the Data Subject' in Christopher Kuner, Lee Bygrave and Christopher Docksey (eds), *The EU General Data Protection Regulation (GDPR): A Commentary* (1st edn, Oxford University Press 2020)
- Zünd A, 'Grundrechtsverwirklichung ohne Verfassungsgerichtsbarkeit' (2013) 22 *Aktuelle Juristische Praxis (AJP)* 1394
- Zvomuya W, 'Ubuntuism as an International Turning Point for Social Work Profession: New Lenses from the African Pot of Knowledge' (2020) 10(1) *African Journal of Social Work* 24

