

Building Capacity for Refugee Protection: A Tool for Crisis Prevention

Claudio Delfabro Demarchi

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Footnotes

- ¹ According to the Inter-Agency Standing Committee (IASC), an inter-agency forum of UN and non-UN humanitarian partners, protection is defined as “all activities aimed at obtaining full respect for the rights of the individual in accordance with the letter and the spirit of the relevant bodies of law (i.e., HR law, IHL, refugee law).” IASC IDP Protection Policy 1999.
- ² United Nations, “Violence, Insecurity And Climate Change Drive 84 Million People From Their Homes,” *UN News*, 2021, <https://news.un.org/en/story/2021/11/1105592>; “Mid-Year Trends – 2021,” *UN High Commissioner for Refugees*, 2021, <https://www.unhcr.org/statistics/unhcrstats/618ae4694/mid-year-trends-2021.html>.
- ³ “Mid-Year Trends – 2021.”
- ⁴ Viviane Clement, Kanta Kumari Rigaud, Alex de Sherbinin, Bryan Jones, Susana Adamo, Jacob Schewe, Nian Sadiq and Elham Shabahat, “Groundswell Part 2: Acting on Internal Climate Migration,” *World Bank* (Washington, DC.: World Bank, 2021), <https://openknowledge.worldbank.org/handle/10986/36248>.
- ⁵ Bill Frelick, Ian M. Kysel and Jennifer Podkul, “The Impact Of Externalization Of Migration Controls On The Rights Of Asylum Seekers And Other Migrants,” *Journal on Migration and Human Security* 4, no. 4 (2016): 190-220, <https://doi.org/10.1177/233150241600400402>.
- ⁶ According to the Inter-Agency Standing Committee (IASC), an inter-agency forum of UN and non-UN humanitarian partners, protection is defined as “all activities aimed at obtaining full respect for the rights of the individual in accordance with the letter and the spirit of the relevant bodies of law (i.e. HR law, IHL, refugee law).” IASC IDP Protection Policy 1999.
- ⁷ Uriel Rosenthal, Arjen Boin and Louise K. Comfort “The Changing World of Crisis and Crisis Management,” in *Managing Crises: Threats, Dilemmas and Opportunities*, ed. Uriel Rosenthal, Arjen Boin and Louise K. Comfort (Springfield: Charles C. Thomas, 2001) 5–27.
- ⁸ Erika Feller, “Asylum, Migration and Refugee Protection: Realities, Myths and the Promise of Things to Come,” *International Journal of Refugee Law* 18, no. 3-4 (2006): 509–536.
- ⁹ Michał Krzyżanowski, Anna Triandafyllidou and Ruth Wodak, “Mediatization and Politicization of Refugee Crisis in Europe,” *Journal of Immigrant & Refugee Studies* 16, no. 1-2 (2018).
- ¹⁰ Feller, “Asylum, Migration and Refugee Protection.”
- ¹¹ Nicholas Van Hear, Rebecca Brubaker and Thais Bessa, “Managing Mobility For Human Development: The Growing Salience Of Mixed Migration,” *Human Development Research Paper 2009/20* (2009).
- ¹² Andrew I. Schoenholtz, “The New Refugees and the Old Treaty: Persecutors and Persecuted in the Twenty-First Century,” *Chicago Journal of International Law* 16, no. 1 (2015): 81-126.
- ¹³ Special Rapporteur on the human rights of migrants, “Report On Means To Address The Human Rights Impact Of Pushbacks Of Migrants On Land And At Sea,” *Human Rights Council A/HRC/47/30*, 2021, <https://undocs.org/en/A/HRC/47/30>.
- ¹⁴ Eugenio Cusumano and Matteo Villa, “From “Angels” to “Vice Smugglers”: The Criminalization of Sea Rescue NGOs in Italy,” *European Journal on Criminal Policy and Research* 27 (2021): 23–40.
- ¹⁵ United Nations, “Climate Change Recognized As ‘threat Multiplier’, Un Security Council Debates Its Impact On Peace,” *UN News*, 2021, <https://www.un.org/peacebuilding/fr/news/climate-change-recognized-%E2%80%98threat-multiplier%E2%80%99-un-security-council-debates-its-impact-peace>.
- ¹⁶ “Protection at Sea,” *United Nations High Commissioner for Refugees*, 2021, <https://www.unhcr.org/protection-at-sea.html>.
- ¹⁷ James Milner, “Protracted Refugee Situations,” in *The Oxford Handbook of Refugee and Forced Migration Studies*, ed. Elena Fiddian-Qasmiyeh, Gil Loescher, Katy Long and Nando Sigona, (Oxford: Oxford University Press, 2014) 151-162.
- ¹⁸ Sharon Pickering, “Transnational Crime and Refugee Protection,” *Social Justice* 34, no. 2 (2007): 47–61.
- ¹⁹ “Convention and Protocol relating to the Status of Refugees,” *United Nations High Commissioner for Refugees*, 2010, <https://www.unhcr.org/3b66c2aa10>.
- ²⁰ Vincent Chetail, “Moving Towards an Integrated Approach of Refugee Law and Human Rights Law,” in *The Oxford Handbook of International Refugee Law*, ed. Cathryn Costello, Michelle Foster and Jane McAdam, (Oxford: Oxford University Press, 2021).
- ²¹ A prima facie approach means the recognition by a state or UNHCR of refugee status on the basis of readily apparent, objective circumstances in the country of origin or, in the case of stateless asylum seekers, their country of former habitual residence. UNHCR, Guidelines on International Protection (2015).
- ²² “Capacity-Building and Protection,” *Refugee Survey Quarterly* 22, no. 2/3 (2003): 414–19.
- ²³ Frelick, Kysel and Podkul, “The Impact Of Externalization Of Migration Controls.”
- ²⁴ United Nations High Commissioner for Refugees, “Strengthening Protection Capacities in Host Countries,” *Global Consultations on International Protection*, 2022, EC/GC/01/19, <https://www.unhcr.org/protection/globalconsult/3b95d78e4/strengthening-protection-capacities-host-countries.html>.
- ²⁵ Kemlin Furley and Jenifer Otsea, “A Practical Guide to Capacity Building as a Feature of UNHCR's Humanitarian Programmes,”

UNHCR Centre for Documentation and Research, 1999, <https://www.unhcr.org/partners/partners/3bbd64845/practical-guide-capacity-building-feature-unhcrs-humanitarian-programmes.html>.

²⁶ United Nations High Commissioner for Refugees, "Strengthening Protection Capacities in Host Countries," 2022.

²⁷ "Capacity-Building and Protection."

²⁸ Paul't Hart and Bengt Sundelius, "Crisis Management Revisited: A New Agenda For Research, Training And Capacity Building Within Europe," *Cooperation and Conflict* 48, no. 3 (2013): 444–61.

²⁹ Ibid.

³⁰ Rahel M. Schomaker and Michael W. Bauer, "What Drives Successful Administrative Performance during Crises? Lessons from Refugee Migration and the Covid-19 Pandemic," *Public Administration Review* 80 (2020): 845-50

³¹ Phil Connors and Yaseen Ayobi, "Humanitarian & Disaster Management Capacity Development in the Pacific," *Center for Humanitarian Leadership*, 2016, <https://centreforhumanitarianleadership.org/wp-content/uploads/2018/10/20161310AbridgedPacificHumanitarianResearch.pdf>.

³² Furley & Otsea, "A Practical Guide to Capacity Building as a Feature of UNHCR's Humanitarian Programmes."

³³ "Global Compact on Refugees," *United Nations*, 2018, <https://www.unhcr.org/5c658aed4>.

³⁴ Schoenholtz, "The New Refugees and the Old Treaty."

³⁵ Tamara Domicelj and Carolina Gottardo, "Implementing The Global Compacts: The Importance Of A Whole-Of-Society Approach," *Forced Migration Review* 60 (2019): 79-82.

³⁶ Hart and Sundelius, "Crisis Management Revisited."

³⁷ "[Capacity-Building and Protection]."