



Università
Bocconi
MILANO



WORKSHOP

COUNTER-TERRORISM AT THE CROSSROAD BETWEEN INTERNATIONAL, REGIONAL AND DOMESTIC LAW

INTERNATIONAL ASSOCIATION
OF CONSTITUTIONAL LAW
RESEARCH GROUP ON CONSTITUTIONAL
RESPONSES TO TERRORISM

13 - 14 JUNE 2019 |

Bocconi University | Room AS03 | via Röntgen 1

FOR INFORMATION

Bocconi University
Angelo Sraffa Department
of Legal Studies
Tel. +39 02 5836.5208/5221/5231

ONLINE REGISTRATION

www.unibocconi.it/eventi

Organized by

ANGELO SRAFFA DEPARTMENT OF LEGAL STUDIES | BAFFI CAREFIN CENTRE FOR
APPLIED RESEARCH ON INTERNATIONAL MARKETS, BANKING, FINANCE AND
REGULATION

This workshop will address the evolving interaction between the international, regional and domestic level in framing counter-terrorism measures and policies. Since the outbreak of the terrorist threat in 2001 the UN has developed counter-terrorism strategies and policies as well as issued resolutions with different binding force, in order to provide UN members with guidelines on how to address international terrorism. In such context, UN preventive measures or sanctions targeted at non-State players (and even individuals) are probably the most relevant innovation to deal with. How has this approach affected domestic law? What about the way UN members have implemented such resolutions? Moreover, UN measures have often impacted on regional bodies, including the EU. Hence, is the relationship between UN law and regional law changing, and to what extent? Ultimately, are we heading towards a UN-led global counter-terrorism law, and how beneficial is this for the enhancement of fundamental rights and personal freedoms recognized by national constitutions, regional charters and international standards? The previous are only some of the research questions that this workshop will try to answer.

13 JUNE 1:45PM

REGISTRATION OF PARTICIPANTS

2:00PM

WELCOME ADDRESSES

STEFANO CASELLI

Dean for International Affairs, Bocconi University

DONATO MASCIANDARO

Director, BAFFI CAREFIN Centre for Applied Research on International Markets, Banking, Finance and Regulation, Bocconi University

PIETRO SIRENA

Dean, School of Law, Bocconi University

ADRIENNE STONE

University of Melbourne and President, International Association of Constitutional Law

KIM L. SCHEPPELE

Princeton University and Chair, IACL Research Group on Constitutional Responses to Terrorism

ARIANNA VEDASCHI

Bocconi University and Coordinator, IACL Research Group on Constitutional Responses to Terrorism

2:15PM

KEYNOTE SPEAKER

MARTIN SCHEININ

Former UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2005-2011)

DISCUSSION

3:15PM

PANEL 1 FOREIGN TERRORIST FIGHTERS AND COSMOPOLITANISM

Chair **GAVIN SULLIVAN**

University of Kent

PROSECUTING FOREIGN TERRORIST FIGHTERS IN THE UNITED KINGDOM AND THE NETHERLANDS: AN EROSION OF THE RULE OF LAW AND HUMAN RIGHTS?

TARIK GHERBAOUI

European University Institute

LEGAL CONUNDRUMS ARISING FROM THE UN SECURITY COUNCIL ACTION AGAINST 'FOREIGN TERRORIST FIGHTERS'

LISA GINSBORG

European University Institute

COMMON TEMPLATE, DIVERSE AGENDAS: THE FUTILITY (AND DANGER) OF LEGISLATING FOR THE WORLD

KIM L. SCHEPPELE

Princeton University

CITIZENSHIP DEPRIVATION AND COSMOPOLITANISM

CLIVE WALKER

University of Leeds

4:15PM

COFFEE BREAK

4:30PM

KEYNOTE SPEAKER

BEN EMMERSON

Former UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2011-2017)

DISCUSSION

5:30PM

PANEL 2 MULTILEVEL APPROACH AND INTERNATIONAL COOPERATION IN COUNTER-TERRORISM MEASURES

Chair **CLIVE WALKER**

University of Leeds

ARE REPRESSIVE MEASURES THE FAVORITE ANSWER OF THE UN SECURITY COUNCIL IN THE CONTEXT OF COUNTER-TERRORISM?

MARIE DJEDRI

Université Paris-Est Créteil

INTERNATIONAL INTELLIGENCE COOPERATION OVERSIGHT: COUNTER-TERRORISM'S BLIND SPOT

SOPHIE DUROY

European University Institute

CLOSED MATERIAL PROCEEDINGS, COUNTER-TERRORISM, AND CIVIL LITIGATION IN CANADA AND THE UK

GRAHAM HUDSON and DANIEL ALATI

Ryerson University

UK COMPLICITY IN US TORTURE

SATVINDER JUSS

King's College London

14 JUNE

9:15AM

REGISTRATION OF PARTICIPANTS

9:30AM

PANEL 3 COUNTER-TERRORISM, TECHNOLOGY AND ARTIFICIAL INTELLIGENCE: A MULTILEVEL APPROACH

Chair **OREN GROSS**

University of Minnesota

SIGNALS INTELLIGENCE AND THE RIGHT TO PRIVACY

IAIN CAMERON

Uppsala University

BIG DATA, SELF-FULFILLING PROPHECIES, AND INESCAPABLE ERRORS: HOW ALGORITHMS CHALLENGE STATE APPLICATION OF INTERNATIONAL STANDARDS

SHIRI KREBS

Deakin University and Stanford University

PEGASUS. THE MEXICAN EXPERIENCE

JUAN MECINAS MONTIEL

Universidad de las Américas Puebla

SURVEILLANCE REGIMES IN THE FIGHT AGAINST TERRORISM: INTERSECTION WITH PRIVACY

SAIME YILANCIOĞLU

Queen Mary University of London

10:30AM

KEYNOTE SPEAKER

FIONNUALA NÍ AOLÁIN

UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2017-present)

DISCUSSION

11:30AM

COFFEE BREAK

11:45AM

PANEL 4 TACKLING TERRORIST RADICALIZATION: CIVIL LIBERTIES IN THE COUNTER-TERRORISM CONTEXT

Chair **GIACINTO DELLA CANANEA**

Bocconi University

COUNTER-TERRORISM AND THE EROSION OF THE FREEDOM OF INFORMATION GATHERING: THE INTERACTION BETWEEN THE INTERNATIONAL, REGIONAL AND DOMESTIC LEVEL

STÉPHANIE DE COENSEL

Ghent University

REMOVING TERRORIST CONTENT ONLINE: PUBLIC-PRIVATE COOPERATION AND THE CHALLENGES OF TECHNOLOGY

CHIARA GRAZIANI

University of Genoa

ARTICLE V OF THE COUNCIL OF EUROPE CONVENTION ON THE PREVENTION OF TERRORISM, PUBLIC PROVOCATION TO COMMIT A TERRORIST OFFENCE: BALANCING FREEDOM OF EXPRESSION WITH NATIONAL SECURITY

IAN TURNER

University of Central Lancashire

COUNTER-TERRORISM ON THE INTERNET: NEW ISSUES AND CHALLENGES IN THE CONTEXT OF FUNDAMENTAL RIGHTS AT INTERNATIONAL AND DOMESTIC LEVEL

DING WEI

Harbin Engineering University

12:45PM
LIGHT LUNCH

1:30PM
FINAL ROUNDTABLE

Chair ARIANNA VEDASCHI

Bocconi University and Coordinator, IACL Research Group on Constitutional Responses to Terrorism

Participants

BEN EMMERSON

Former UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2011-2017)

OREN GROSS

University of Minnesota

FIONNUALA NÍ AOLÁIN

UN Special Rapporteur on the Promotion and Protection of Human Rights and Fundamental Freedoms while Countering Terrorism (2017-present)

MIGUEL POIARES MADURO

European University Institute and former Advocate General, European Court of Justice

GAVIN SULLIVAN

University of Kent

2:15PM
FINAL REMARKS

KIM L. SCHEPPELE

Princeton University and Chair, IACL Research Group on Constitutional Responses to Terrorism

ARIANNA VEDASCHI

Bocconi University and Coordinator, IACL Research Group on Constitutional Responses to Terrorism