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Europe and extraterritorial asylum

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EUROPE AND EXTRATERRITORIAL ASYLUM

van Maarten den Heijer

1. Council Decision 2010/252/EU on Frontex maritime operations should be annulled not only on procedural but also on substantive grounds.
2. A boat migrant should be treated on the assumption that he may be a refugee.
3. Sharing the migrant burden would foster proper respect of European states for fundamental rights of migrants.
4. Diplomatic asylum is a species of humanitarian intervention, and should be treated as such.
5. The EU Frontex agency's core mandate is not to prevent illegal immigration but to ensure the effective application of EU law on border control.
6. Criminalizing illegal residence fills prisons without speeding up expulsions.
7. 'Pull-factor' [*aanzuigende werking*] is the politician's magical word to oppose any relaxation of migration restrictions.
8. If you don't want Moroccans, take their tomatoes!
9. Contrary to Whitehead's aphorism, modern thinking on migration law must be characterized not as a series of footnotes to Plato, but to Homer's 'Law of Hospitality'.
10. Law is often not regarded as a science proper, but that's only due to Popper.

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