Curriculum Vitae

Professor Cathryn Costello
DPhil (Oxon), BCL, LLM, BL

ACADEMIC POSITIONS

Professor of Fundamental Rights & Co-Director, Centre for Fundamental Rights, Hertie School, Berlin	2020-present
Andrew W Mellon Professor of Refugee and Migration Law, Refugee Studies Centre, Oxford Department of International Development (QEH), University of Oxford (on special leave)	2019-present
Andrew W Mellon Associate Professor in International Human Rights and Refugee Law, Refugee Studies Centre, Oxford Department of International Development (QEH), University of Oxford	2013-2019
Fellow & Tutor in EU and Public Law, Worcester College, University of Oxford	2003-2013
Director, Irish Centre for European Law	2000-2003
Lecturer in European Law, Law School, Trinity College, Dublin	1998-2003

VISITING & CONCURRENT POSITIONS

Professor II, Faculty of Law, University of Oslo	2019-present
Visiting Fellow, Faculty of Law, University of Melbourne	2015
Emile Noel Global Fellow, NYU Law School	2006
Visiting Professor, University of San Francisco Law School	2002

EDUCATION

DPhil in Law, University of Oxford — 2010
Title: *Destination Europe: Human Rights & Admissions to the EU's Area of Freedom, Security and Justice*
Supervisors: Professors Timothy Endicott & Stephen Weatherill (sequentially)

Barrister-at-Law, 1st class honours — 2001
The Honorable Society of King's Inns, Dublin

LLM in European Legal Studies, v. good (2nd in class of c. 100 students) — 1996
College of Europe, Bruges

BCL, 1st class honours (1st in class of c. 100 students) — 1995
Faculty of Law, University College Cork

SELECTED GRANTS & AWARDS

2021 Volkswagen European Challenges Award, *AFAR (Algorithmic Fairness for Asylum Seekers and Refugees*) (PI of 4-year project with 5 partner institutions).
{ HYPERLINK "https://www.hertie-school.org/en/fundamental-rights/research/algorithmic-fairness-for-asylum-seekers-and-refugees" }

2019 *ASILE (Global Asylum Governance and the EU Role)*, Co-Leader with Professor Maya Janmyr, Workpackage 'Refugee Recognition, Self-reliance and Rights', University of Oslo (4-year Horizon 2020 grant).

2018 5-year European Research Council Starter Grant, *RefMig* (Grant Number 716968)
{ HYPERLINK "http://www.refmig.org" }

2016 Joint Winner, Odysseus Prize (for outstanding academic research in European Immigration or Asylum Law) for *The Human Rights of Migrants and Refugees in European Law* (Oxford University Press, 2016).

2014 Oxford-Melbourne Law School Research Collaboration Grant, *New Directions in International Refugee Law,* with Professor Michelle Foster.

2012 John Fell Fund Grant & Society of Legal Scholars (SLS) Grant, *Migrants at Work* project, with Professor Mark Freedland.

2006 NYU Emile Noel Global Fellowship Award.

PUBLICATIONS

Books (as author)

A Critical Introduction to International Refugee Law (in progress)

Recognising Refugees (in progress)

The Human Rights of Migrants and Refugees in European Law (Oxford University Press, 2016).
Joint Winner of the Odysseus Prize (2016)
This book entails a unique scholarly analysis of the interactions between EU and ECHR migration and refugee law, contrasting the roles of the two regional courts, the Court of Justice of the European Union in Luxembourg and the European Court of Human Rights (ECtHR) in Strasbourg. It integrates doctrinal analysis, empirical observations, and normative argumentation on social membership, legal pluralism and legality into the EU context, developing a novel argument for the inclusion of migrants and refugees in EU law.

Favourable reviews include by Prof Elspeth Guild (2017) 80(1)MLR153; Laura Létourneau-Tremblay *Israel Law Review* 50(1) 2017, pp 107–115); Tino Hruschka (2016) *Zeitschrift für Ausländerrecht und Ausländerpolitik* 341; Kees Groenendijk (2017) 54 *Common Market Law Review*, Issue 3, pp. 943–945; Diego Acosta (2017) European Law Review 445.

Sara Singer (2017) 'Book Review: The Human Rights of Migrants and Refugees in European Law', available at: https://www.law.ox.ac.uk/research-subject-groups/centre-criminology/centreborder-criminologies/blog/2017/01/book-review-1 - '[T]his book is truly an outstanding contribution to the field of European migration and asylum law.'

Geoff Gilbert (2017) *International Journal of Refugee Law* 193-194: 'To write a monograph on migrants and refugees in Europe is challenging enough. To write it as the continent was facing the largest influx of forcibly displaced persons since the end of the Second World War and yet to still produce a classic study that is timeless in its thematic analysis reflects the insight and authority of the author.... Professor Costello's work should be read by all lawyers, practitioners, and policymakers working in the areas of international refugee law, international human rights law, and European law.'

Endorsements include that it 'grapples with three complex spheres of law - migration, human rights, and European Union and brings them into conversation with one another. [The] lucid and compelling analysis illuminates the state of the jurisprudence, the rapid evolution of the European legal order, and the underlying normative tensions at play.' (Audrey Macklin, Professor and Chair in Human Rights Law, University of Toronto).

It is '[a] treasure trove of insights and ideas. It provides a critical, lucid and panoramic account of the evolving EU migration and asylum policy. Dr Costello unravels the complex interaction of overlapping human rights legal orders in this policy area and develops a thought-provoking pluralist approach. It is a very valuable source of authoritative analysis for scholars, students and practitioners.' – (Dora Kostakopoulou, Professor of European Union Law, Warwick Law School).

Books (as editor and co-editor)

7. *IOM Unbound: Obligations and Accountability of the International Organisation for Migration in an Era of Expansion* (co-editors Megan Bradley & Angela Sherwood) (Cambridge University Press, 2022, under contract), c. 300 pages.

   Explanatory Note: This volume brings together contributions from legal scholars and political scientists to clarify and assess the obligations (political and legal) of an understudied international organisation, the International Organisation for Migration (IOM), now self-styled as 'the UN Migration agency', in fact a UN-related entity. The volume makes significant contributions to the study of IO accountability generally, and to scholarship on the global governance of migration. Contributors include leading legal scholars on international organisations (Professor Helmut Philipp Aust, Freie Universität Berlin; Professor Jan Klabbers, University of Helsinki; Dr Stian Øby Johansen, University of Oslo) and political scientists with expertise on IOs (Professor Christian Kreuder-Sonnen, Friedrich Schiller University Jena, Professor Nina Hall, Johns Hopkins School of Advanced International Studies. Chapters also assess IOM's legal and political obligations in underexplored aspects of its activities, including fair recruitment (Professor Janie Chuang, American University Washington College of Law); internal displacement (Dr Bríd Ní Ghráinne) and its engagement with international humanitarian law in conflict scenarios (Professor Geoff Gilbert, University of Essex). My chapter (with Angela Sherwood) reconsiders IOM's practices and obligations around immigration detention, a field in which it has enabled massive human rights violations (aiding in the establishment of Australian offshore detention) to its current position ostensibly seeking to limit states' recourse to immigration detention.

6. *Oxford Handbook of International Refugee Law* (co-editors Michelle Foster & Jane McAdam) (Oxford University Press, 2021), 1344 pages.

   See 'Opening' event with Professor Hilary Charlesworth. { HYPERLINK "https://www.kaldorcentre.unsw.edu.au/event/join-us-launch-oxford-handbook-international-refugee-law" }

5. *Edward Elgar Research Handbook on EU Labour Law* (co-editors Alan Bogg & ACL Davies) (Edward Elgar, 2016).

4. *Migrants at Work: Immigration and Vulnerability in Labour Law* (co-editor Mark Freedland) (Oxford University Press, 2014).

   Explanatory Note: This collection, co-edited with Professor Mark Freedland, establishes an important new area of legal study at the intersection of migration and labour law. The collection opens with our essay setting up this new research field. The essays explore the impact of migration status and control on labour law and employment relations, in particular demonstrating that immigration law tends to have a divisive impact on labour rights and relations. I have developed a further line of research from the collection, including 'Migrants and Forced Labour: A Labour Law Response' (2014), (arguing that forced labour is a preferable frame of reference for migrant labour exploitation than modern slavery or trafficking) and 'Seasonal Workers and Intra-Corporate Transferees in EU Law: Capital's Handmaidens?' (with Mark Freedland) (2016) (arguing that EU migration statuses introduce distinctive exploitation risks into labour relations).

   Reviews: Ruth Dukes notes the importance of the opening essay and the collection 'to making a very convincing case for the importance of migration and immigration law to scholarly investigations of labour law.' (2016) 79 Modern Law Review 519

3. *The Autonomy of Labour Law* (co-editors Alan Bogg, ACL Davies, & Jeremias Prassl) (eds) (Hart Publishing, 2014).

2. *Equality in Diversity: The New EC Equality Directives* (co-editor Eilis Barry) (ICEL / Equality Authority Dublin, 2003), 487 pages.

1. *Fundamental Social Rights: Current Legal Protection and the Challenge of the EU Charter of Fundamental Rights* (ICEL, 2001).

Journal Articles

22. 'When are Migration Controls Racially Discriminatory?' (co-author Michelle Foster) (2022) *International Journal of Discrimination & Law* (*forthcoming*).

21. Opening Essay of AJIL Unbound Symposium *Exploring Discriminatory Borders* (co-author Catherine Briddick) (2021*) AJIL Unbound 115*.

20. 'Race Discrimination Effaced at the ICJ' (co-author Michelle Foster) (2021) *AJIL Unbound* 115.

19. Opening Essay of Special Issue 'Border Justice: Migration and Accountability for Human Rights Violations' (co-author Itamar Mann) (2020) 21 *German Law Journal* 311.

18. 'Hard Protection through Soft Courts? *Non-refoulement* before the United Nations Treaty Bodies' (co-authors Başak Çalı & Stewart Cunningham) (2020) 21 *German Law Journal* 355.

17. 'Overcoming Refugee Containment and Crisis' (2020) 21 *German Law Journal* 17.

16. 'Refugees and (Other) Migrants: Will the Global Compacts Ensure Safe Flight and Onward Mobility for Refugees?' (2018) 30 *International Journal of Refugee Law* 643.

15. 'Safe Country? Says Who?' (2016) 28 *International Journal of Refugee Law* 601.

14. 'Non-refoulement as Custom and *Jus Cogens*? Putting the Prohibition to the Test' (co-author Michelle Foster) in Maarten den Heijer and Harmen van der Wilt (eds), *Netherlands Yearbook of International Law 2015: Jus Cogens: Quo Vadis?* (TMC Asser Press 2016), 273-327.

Explanatory Note: This co-authored contribution appeared in the prestigious Netherlands Yearbook of International Law special edition on jus cogens (peremptory superior norms of international law). Our contribution focused on jus cogens in refugee law and we chose the principle of non-refoulement as the core of our analysis. This proved to be a rich and complicated topic and our final contribution exceeds 25,000 words (including footnotes). We received favourable reviews, which described the article as 'original' (Reviewer I), and noted that 'The article focuses on non-refoulement as jus cogens and does a great job in furthering the debate on that issue' (reviewer II). The significance of the article is that it contains a rigorous and timely reappraisal of a key norm in international refugee and migration law, non-refoulement. Refugee law scholars are divided about whether the norm even has the status of customary international law, but we demonstrated that it has based on orthodox principles for identification of custom. As regards its jus cogens status, we argued that it is 'ripe for recognition' as a norm of jus cogens, thereby also clarifying a matter of contention amongst scholars of international law generally – just what are the criteria and processes for the discernment of rules of that nature within the international legal order.

The piece has been cited positively by the Special Rapporteur of the International Law Commission on jus cogens / peremptory norms, Dire Tladi, in both his Second (16 March 2017) and Fourth Reports to the ILC (21 January 2019). He states that 'Costello and Foster make an excellent in-depth argument, looking at both arguments for and against, and come to the conclusion that the principle of non-refoulement is a norm of jus cogens.' (para 133, Fourth Report).

The piece already has 30 academic citations, and has been discussed by leading scholars. For example, Evan J. Criddle & Evan Fox-Decent argue that 'Among scholars who have taken up this challenge [of clarifying the legal status of non-refoulement], Cathryn Costello and Michelle Foster have made the most powerful case in favor of an expansive conception of non-refoulement as peremptory norm.' ('The Authority of International Refugee Law' (2021) 62 Wm. & Mary L. Rev. 1067). They go on to disagree with the reasoning and defend a different route to a similar conclusion. In the second edition of The Rights of Refugees under International Law (CUP 2021), James Hathaway focuses on this 'recent and probing analysis of Costello and Foster', devoting over 20 pages to responding to the arguments in our piece (437-439).

13. 'EU Law and the Detainability of Asylum-Seekers' (co-author Minos Mouzourakis) (2016) 35 *Refugee Survey Quarterly* 47.

12. 'Immigration Detention: The Grounds Beneath our Feet' (2015) 68 *Current Legal Problems* 143-177.
Explanatory Note: Detention as part of migration control is sometimes portrayed as a 'necessary adjunct' of the state's power to control immigration. My contribution critiques this characterization, in particular the law's failure to require proper legal grounds for immigration detention. A ground is a particular form of legal reason, which both explains and justifies the official action in question. By examining the question of grounds, this article elucidates the manner in which immigration law itself produces reasons to detain, and by doing so creates detainable subjects, migrants. Basic liberty-protective principles and practices developed in other areas of law are notably absent. This state of affairs is not inevitable, and legal alternatives are within reach.

This is the most significant piece (based on a prestigious invited Current Legal Problems lecture) in a set of influential works on immigration detention. My first contribution on the theme was 'Human Rights & the Elusive Universal Subject: Immigration Detention under International Human Rights and EU Law' (2012). Recognition of the impact of this first piece is that it was reprinted in Vincent Chetail (ed), International Law and Migration (Edward Elgar 2016), which brings together 'seminal and classic articles that have influenced the development of research in a particular area of study.' Others include (with Minos Mouzourakis) 'EU Law and the Detainability of Asylum-Seekers' (2016); and (with Esra Kaytaz) Building Empirical Research into Alternatives to Detention: Perceptions of Asylum-Seekers and Refugees in Toronto and Geneva, UN High Commissioner for Refugees (UNHCR), June 2013). I am currently working on a book chapter (with Angela Sherwood) explaining the problematic role of the IOM (International Organisation for Migration) in legitimating, enabling, and latterly seeking to constrain immigration detention by states, and questioning the assumed legality of its practices

11. 'The Ruling of the Court of Justice in *NS/ME* on the Fundamental Rights of Asylum Seekers under the Dublin Regulation*:* Finally, an End to Blind Trust Across the EU?' (2012) *Asiel- en Migrantenrecht* 83.

10. 'Courting Access to Asylum in Europe: Recent Supranational Jurisprudence Explored' (2012) 12 *Human Rights Law Review* 287.

9. 'Human Rights & the Elusive Universal Subject: Immigration Detention under International Human Rights and EU Law' (2012) 19 *Indiana Journal of Global Legal Studies* 257.

(Reprinted in Vincent Chetail (ed), *International Law and Migration* (Edward Elgar 2016). The collection brings together 'seminal and classic articles that have influenced the development of research in a particular area of study.')

8. '*Metock*: Free Movement and "Normal Family Life" in the Union' (2009) 46 *CMLRev* 587.

7. 'The Case Law of the Court of Justice in the Field of Sex Equality Since 2000' (co-author Gareth Davies) (2006) 43 *Common Market Law Review* 1567.

6. 'Bosphorus: Fundamental Rights and Blurry Boundaries in Europe' (2006) 6 *Human Rights Law Review* 87.

5. 'Ireland's Nice Referenda' in 'People's Vengeances' (collection of articles on negative referenda on EU Treaties) (2005) 1 *European Constitutional Law Review* 357.

4. 'The Asylum Procedures Directive and the Proliferation of Safe Country Practices: Deterrence, Deflection and the Dismantling of International Protection' (2005) 7 *European Journal of Migration Law* 35-69.

Explanatory Note: This was my first significant work on the European Union's attempts to harmonise national

laws on asylum, focusing on the EU directive on asylum procedures (commencing my enduring interest in how asylum seekers come to be recognized as refugees, or rejected). The article combines a rigorous analysis of the complexities of the legal measure and a critique of its negative impact on access to asylum. The quality and significance of the piece are reflected in the 144 citations it has garnered, being the definitive analysis of this Directive. It is cited in all the major refugee law textbooks, general works of EU law, and most subsequent scholarship on asylum procedures in Europe.

3. 'State Liability in Damages in the Irish and UK Courts' (with Sara Drake) (2003) 9 *European Public Law* 366.

2. 'The Preliminary Reference Procedure and the 2000 Intergovernmental Conference' (1999) 21 *Dublin University Law Journal* 40.

1. 'Market Access All Areas – The Treatment of Non-discriminatory Barriers to the Free Movement of Workers', (2000) 27 *Legal Issues on Economic Integration* 267.

Chapters in Edited Volumes

35. 'IOM's Practices and Policies on Immigration Detention: Establishing Accountability for Human Rights Violations' (co-author Angela Sherwood) in Megan Bradley, Cathryn Costello & Angela Sherwood (eds), *IOM Unbound* (Cambridge University Press, 2022 *forthcoming*).

34. 'The Right to Work of Asylum Seekers and Refugees' (co-author Colm O'Cinnéide) in Costello, Foster & McAdam (eds), *Oxford Handbook of International Refugee Law* (Oxford University Press, 2021).

33. 'Non-Penalization and Non-Criminalization' (co-author Yulia Ioffe) in Costello, Foster & McAdam (eds), *Oxford Handbook of International Refugee Law* (Oxford University Press, 2021).

Note: This chapter has been cited by the UN Special Rapporteur on Trafficking, drawing heavily on our argument for a general principle of non-penalisation for refugees and other vulnerable migrants. (See *Implementation of the non-punishment principle*: Report of the Special Rapporteur on trafficking in persons, especially women and children to the UN Human Rights Council (17 May 2021)).

32. 'The Evolution of EU Law on Refugees and Asylum' (co-author Lilian Tsourdi) in Paul Craig & Gráinne de Búrca (eds), *The Evolution of EU Law* (4th edition, Oxford University Press, 2021).

31. 'Victim or Perpetrator? The Criminalised Migrant and the Idea of 'Harm' in the Labour Market Context' in Bogg, Collins, Freedland & Herring (eds), *Criminality at Work* (Oxford University Press, 2020), 309-326.

Explanatory Note: This chapter, in a collection examining intersections between criminal and labour law, brings insights from criminal law theory to bear on the criminalization of migration. The purpose of this chapter is to challenge the assumptions underlying the increased role for the criminal law in this context, in particular to question whether irregular migration is sufficiently harmful or wrongful to be treated as a crime at all. The chapter argues that the criminalization of irregular migration is not justified.

30. 'Citizenship & Refugeehood' in Ayelet Shachar, Rainer Bauböck, Irene Bloemraad & Martin Vink (eds), *Oxford Handbook of Citizenship* (Oxford University Press, 2017), 717-742.

29. 'EU Migration and Asylum Law: A Labour Law / Workers' Rights Perspective' in Alan Bogg, Cathryn Costello, ACL Davies (eds), *Research Handbook on EU Labour Law* (Edward Elgar, 2016).

28. 'The CEAS – Where did it all go wrong?' (co-author Minos Mouzourakis) in Maria Fletcher, Ester Herlin Karnell and Claudio Matera (eds), *The European Union as an Area of Freedom, Security and Justice* (Routledge 2017), 263-299.

27. 'Seasonal Workers and Intra-Corporate Transferees in EU Law: Capital's Handmaidens?' (co-author Mark Freedland) in Joanna Howe & Rosemary Owens (eds), *Temporary Labour Migration in a Globalised World: The*

Regulatory Challenges (Hart Publishing, 2016).

26. 'Strategic Litigation to Vindicate the Rights of Refugees and Migrants: Pyrrhic Perils and Painstaking Progress' in Ivana Bacik & Mary Rogan (eds), *Legal cases that changed Ireland* (Clarus Press, 2016).

25. 'The Search of the Outer Edges of *Non-refoulement* in Europe' in David Cantor & Bruce Berson (eds), *Human Rights and the Refugee Definition: Comparative Legal Practice and Theory* (Brill Nijhoff, 2016).

24. 'The Recast Asylum Procedures Directive: Caught between the Stereotypes of the Abusive Asylum-Seeker and the Vulnerable Refugee' (co-author Emily Hancox) in Vincent Chetail, Philippe De Bruycker & Francesco Maiani (eds), 'Reforming the Common European Asylum System: The New European Refugee Law' (Martinus Nijhoff, 2016).

23. 'Migrants at Work and the Division of Labour Law' (co-author Mark Freedland) in Cathryn Costello & Mark Freedland (eds), *Migrants at Work: Immigration and Vulnerability in Labour Law* (Oxford University Press, 2014).

22. 'Migrants and Forced Labour: A Labour Law Response' in Bogg, Costello, Davies & Prassl (eds), *The Autonomy of Labour Law* (Hart Publishing, 2014), 189-227.

Explanatory Note: This piece examines how migration and migration law produce vulnerability to forced labour, and outlines a labour law response to this phenomenon, critiquing the criminalisation of 'modern slavery' and the migration control ethos of anti-trafficking measures. It has been widely cited, including in many significant works on 'modern slavery' since, including V Mantouvalou, 'Modern Slavery Act Three Years On' (2018) MLReview; K Strauss 'Sorting victims from workers: Forced labour, trafficking, and the process of jurisdiction' (2017) Progress in Human Geography; and J Fudge 'Modern Slavery, Unfree Labour and the Labour Market: The Social Dynamics of Legal Characterization' (2018) Social & Legal Studies. Fudge engages extensively with the argument developed herein: 'What Costello's intervention brings to the fore is the fact that labour markets are legally instituted processes. There are structural and systemic processes that operate at multiple scales and produce different regimes of unfree labour – slavery, serfdom and indenture, for example – at specific times and places.'

21. 'Child Citizens & *De Facto* Deportation: Tender Years, Fragile Ties & Security of Residence' in Bradley, Whelan & Travers (eds), *Of Courts and Constitutions: Liber Amicorum in Honour of Nial Fennelly* (Hart Publishing, 2014).

20. 'The Extraterritorial Application of the EU Charter of Fundamental Rights: From Territoriality to Facticity, the Effectiveness Model' (co-authored with Violeta Moreno-Lax) in Peers, Hervey, Kenner & Ward (eds), *Commentary on the EU Charter of Fundamental Rights* (Hart Publishing, 2014), 1657-1683.

19. 'Article 33: Family & Professional Life' in Peers, Hervey, Kenner & Ward (eds), *The EU Charter of Fundamental Rights - A Commentary* (Hart Publishing, 2014).

18. 'Citizenship of the Union: Above Abuse?' in Rita de la Feria & Stefan Vogenauer (eds), *Prohibition of Abuse of Law: A New General Principle of EU Law* (Hart Publishing, 2011).

17. 'The EU and the ECHR before European and Irish Courts' (co-author Eimear Browne) in Kilkelly (ed), *ECHR and Irish Law* (2nd ed, Jordan Publishing, 2008).

16. 'Implementation of the Procedures Directive (2005/85) in the United Kingdom' in Zwaan (ed), *The Procedures Directive: Central Themes, Problem Issues, and Implementation in Selected Member States* (Wolf Legal Publishers, 2008) 111.

15. 'EC Immigration & Asylum Policymaking: Integrating a Role for the Oireachtas' in Gavin Barrett (ed), *National Parliaments and the European Union: The Constitutional Challenge for the Oireachtas and Other Member State Legislatures* (Clarus Press, 2008).

14. 'The Asylum Procedures Directive in Legal Context: Equivocal Standards Meet General Principles' in Anneliese Baldaccini, Elspeth Guild & Helen Toner (eds), *Whose Freedom, Security and Justice? EU Immigration and Asylum Law after 1999* (Hart Publishing, 2007).

Available as UNHCR New Issues in Refugee Research Working Paper No 134, November 2006, at { HYPERLINK "http://www.unhcr.org/research/RESEARCH/4552f1cc2.pdf" }

13. 'Administrative Governance and the Europeanisation of Asylum and Immigration Policy' in Herwig Hofmann & Alexander Türk (eds), *EU Administrative Governance* (Elgar Publishing, 2006).

12. 'Accidents of Place and Parentage: Birthright Citizenship and Border Crossings' in *The Citizenship Referendum: Implications for the Constitution and Human Rights* (Law School TCD, 2004).

11. 'ECHR and the European Union' (with Eimear Brown) in Ursula Kilkelly (ed), *ECHR and Irish Law* (Jordan Publishing, 2004).

10. 'EU Asylum Law & Policy' in Colin Harvey & Ursula Fraser (eds), *Sanctuary in Ireland* (Institute of Public Administration, 2004).

9. 'Irish and European Law' in James Hourihane (ed), *Ireland and the European Union: The First Thirty Years 1973-2003* (Lilliput Press, 2004) (based on Thomas Davis Radio Lecture).

8. 'Positive Action' in Cathryn Costello & Eilis Barry (eds), *Equality in Diversity: The New EC Equality Directives* (ICEL / Equality Authority Dublin, 2003).

7. 'Sport & Equality' in Neville Cox & Alexander Schuster, *Sport and the Law* (FirstLaw, 2004).

6. 'Gender Equalities and the European Union Charter of Fundamental Rights' in Tamara Hervey & Jeffrey Kenner (eds), *Economic and Social Rights under the Charter of Fundamental Rights of the European Union* (Hart Publishing, 2003).

5. 'European Community Judicial Review' in Keville & Lucey (eds), *EU Law in Ireland* (Roundhall Sweet & Maxwell, 2002).

4. 'Sports Law' with Neville Cox in Byrne & Binchy (eds), *2001 Annual Review of Irish Law* (Round Hall, 2002).

3. 'The Legal Status and Legal Effects of the EU Charter of Fundamental Rights' in Cathryn Costello (ed), *Fundamental Social Rights: Current Legal Protection and the Challenge of the EU Charter of Fundamental Rights* (ICEL, 2001).

2. 'The Courts' in Dooge & Keatinge (eds), *What the Treaty of Nice Means* (Institute of European Affairs, 2001).

1. 'The WTO: A New Framework for EC Trade Relations with Developing Countries' in Cosgrave (ed), *The European Union and the Developing Countries*, (Macmillan, 1999).

POSTGRADUATE SUPERVISION & EXAMINING

Completed Doctoral Supervision

2021 Lauren Nishimura, *Climate Change, Human Rights, and Adaptive Mobility*, co-supervised with Professor Catherine Redgwell, examined by Professors Lavanja Rajamani & Jane McAdam. No corrections. 2021.

2021 Emilie McDonnell, *Protecting the Right to Leave in an Era of Externalised Migration Control,* co-supervised with Associate Professor Miles Jackson, examined by Professors Guy S Goodwin-Gill and Vincent Chetail. Minor corrections, 2021.

2020 Yulia Ioffe, *The Rights of Asylum Seeking Children: Integrating the Child's Best Interests Principle through Interpretation*, co-supervisor Eirik Bjorge, examined by Professors Catherine Redgwell & Michelle Foster. No corrections, 2020.

Current role: Lecturer in Humanitarian Law and Human Rights, University College London, Institute for Risk and Disaster Reduction.

2019 Catherine Briddick, *Migration Status and Violence Against Women: Four Legal Responses Evaluated*, examined by Professors Sandra Fredman & Siobhan Mullally. No corrections, 2019.
Current role: Departmental Lecturer in Gender and International Human Rights and Refugee Law, ODID, University of Oxford.

2016 Rowena Moffatt, *An Appeal to Principle: A Theory of Appeals and Review of Migration Status Decision-Making in the United Kingdom,* examined by Professors Guy S Goodwin-Gill and Robert Thomas. Minor corrections, 2016.
Current role: Barrister, Doughty Street Chambers, London; Guest Lecturer, LLM Queen Mary University of London ('Artificial Intelligence, Human Rights and Migration').

2014 Mimi Zou, *The Legal Construction of Migrant Work Relations: Precarious Status, Hyper-Dependence and Hyper-Precarity* (co-supervised with Professor Mark Freedland), examined by Professors ACL Davies & Judy Fudge. No corrections, 2014.
Current role: Associate Professor, Faculty of Law, University of Reading.

Current Doctoral Supervisees
Francesco Bosso, ODID, co-supervised with Ruben Andersson, *The Rechtstaat and Migrant Exclusion in post-2015 Germany* (2018-present) (submission due MT21).

Vera Wriedt, Hertie School, *The Procedural is Political: A Postcolonial Critique of the Denial of Due Process at the Border* (second supervisor Professor Marie-Benedicte Dembour, University of Ghent) (2020-present).

MPhil Supervision
Eleanor Mitchell, MPhil, *Human Rights Law and the Problem of War Refugees*, examined by Professor Guy S Goodwin-Gill & Jean-Francois Durieux, Distinction awarded, 2014.

MSc in Refugee & Forced Migration Studies – Dissertation Supervision – Selected
As part of the MSc in Refugee and Forced Migration Studies, I supervised c. 5 Master's dissertations annually from 2013-2017. Some examples include:

Chelsea Bin Han, 'Smuggled Migrant or Migrant Smuggler: Erosion of Sea-Borne Asylum Seekers' Access to Refugee Protection in Canada' (MSc thesis, University of Oxford 2014) (awarded the British Association for Canadian Studies Essay Prize, as the best essay among Masters' thesis on Canadian studies, available at { HYPERLINK "https://www.rsc.ox.ac.uk/publications/smuggled-migrant-or-migrant-smuggler" });

Minos Mouzourakis, '"We Need to Talk about Dublin": Responsibility under the Dublin System as a Blockage to Asylum Burden-sharing in the European Union' (MSc thesis, University of Oxford 2014) (available at https://www.rsc.ox.ac.uk/files/files-1/wp105-we-need-to-talk-about-dublin.pdf);

Rachel Landry, 'The "Humanitarian smuggling" of Refugees: Criminal Offence or Moral Obligation?' (MSc thesis, University of Oxford 2016) (available at https://www.rsc.ox.ac.uk/publications/the-humanitarian-smuggling-of-refugees-criminal-offence-or-moral-obligation).

Gina Starfield, 'Litigating Children's Rights Across Borders: Family Reunification For Unaccompanied Children Seeking International Protection' (MSc thesis, University of Oxford 2017) (available at https://www.rsc.ox.ac.uk/publications/forging-strategic-partnerships-how-civil-organisers-and-lawyers-helped-unaccompanied-children).

External Doctoral Examining
2021 Annick Pijnenburg, *At the Frontiers of State Responsibility: Socioeconomic Rights and Cooperation on Migration,* Additional External Examiner for Cum Laude Status, Tilburg Law School, May 2021.

2021 Radu-Mihai Triculescu *Harmonised Asylum Policies in the European Union? The Role of Street-Level Bureaucrats in the Implementation of the Common European Asylum System,* University of Twente, May 2021.

2020 Lisa-Marie Komp, *Border Deaths at Sea under the Right to Life in the European Convention on Human Rights*, VU Amsterdam, 24 June 2020.

2020 Femke Vogelaar, *The Use of Country of Origin Information in the Determination of the Need for International Protection in Policy Guidance*, VU Amsterdam, Spring 2020.

2019 Kate Ogg, *Protection from Refuge,* Australian National University, Sydney (Supervisor: Professor Hilary Charlesworth), Summer 2019.

2018 Eleni Karageorgiou *Solidarity in European asylum law: Competing visions of a concept that shapes contemporary refugee policy,* Discussant at final seminar, Lund, April 2018.

2015 Maria Benedita Queiroz, *Illegally Staying in the EU: An Analysis of Illegality in EU Migration Law*, External Examiner, EUI, Florence, December 2015.

2015 Anne Neylon, *Enforcing Precariousness: A Comparative Analysis of the Limitations Placed on the Legal Status of Refugees*, University College Cork, July 2015.

2015 Vladislava Stoyanova, *Trafficking and Slavery Reconsidered Conceptual Limits and States' Positive Obligations* PhD Opponent, Lund University, Sweden, April 2015.

2014 Louise Halleskov, *The Relationship between the CJEU and the ECtHR - Building a Common European Area of Protection of Fundamental Rights?* University of Aarhus, November 2014.

2014 Laurie Berg, *Whose Rights at Work? Addressing Precariousness in Temporary and Unauthorised Migrant Labour in Australia,* University of Sydney, January 2014.

Other External Examining

2016 Jeff Walsh, MLitt Thesis, *The treatment of international legal sources in the Court of the United Kingdom in their interpretation of Article 1(C)(5) of the 1951 Convention on the Status of Refugees*, External Examiner, Trinity College Dublin, February 2016.

Internal Doctoral Examining, University of Oxford

2019 Núria González Campaña, *EU Policy Towards Secessionism*, Internal Examiner, External Examiner: Professor Carlos Closa, May 2019.

2019 Barbara Zeus, *Refugee Education between Humanitarian and Development Assistance - a Configurational Comparative Analysis across Low - and Middle-income Host Countries*, Internal DPhil Examiner, External Examiner: Professor Barbara Vis, Utrecht University School of Governance, January 2019.

2016 Marina Sharpe, *The Regional Law of Refugee Protection in Africa* Internal DPhil Examiner, External Examiner: Professor Guglielmo Verdirame, KCL, April 2016.

2015 Meghan Campbell, *Gendered Poverty and CEDAW: A Study on the Relationship between Gendered Poverty and the Convention on the Elimination of All forms of Discrimination Against Women*, Internal DPhil Examiner, External Examiner: Professor Frances Raday, April 2015.

2014 Bríd Ni Ghráinne, *Challenges in the Relationship Between the Protection of Internally Displaced Persons and International Refugee Law*, Internal DPhil Examiner, External Examiner: Professor Chaloka Beyani, December 2014.

2012 Stephanie Silverman, *The Normative Ethics of Immigration Detention in Liberal States,* DPhil Internal Examiner, External examiner: Professor Joseph Carens, September 2012.

Other Internal Examining, University of Oxford

2016 Gjovalin Macaj, *The Logic of Consistency: Why States Accept UN Monitoring of Human Rights,* Transfer of Status to DPhil (with Professor Paul Betts), November 2016.

2015 Marija Jovanovic, *The Human Rights Law of Human Trafficking,* Confirmation of Status (with Dr Barbara Havelkova), December 2015.

2015 Jennifer Barrett, *Citizen Enforcers? Studying in-state migration policing in the UK*, Transfer of Status (with Dr Roger Zetter), September 2015.

2015 Blair Peruniak, *States of Knowledge: Political Asylum and the Right to Justification,* Transfer of Status to DPhil (with Professor Simon Caney), January 2015.

2013 Ian Park, *Human Rights Law and the UK Armed Forces,* Confirmation of Status, (with Dr Andrew Shacknove), December 2013.

TEACHING (SELECTION)

Hertie School (2020-present), **Masters in International Affairs**
International Law (core course with Professor Başak Çalı) (3 topics: International Adjudication & Authority; International Human Rights & Refugee Law; International Economic Law & Mobility of Persons).
Global Refugee Regime: Law, Politics and Ethics (Interdisciplinary Optional Course).

Oxford Department of International Development, MSc in Refugee & Forced Migration Studies
International Human Rights & Refugee Law (2013-2017)
* Social Sciences Division Teaching Excellence Award, 2014*

Worcester College, Oxford, Undergraduate Law Teaching
Tutorials and classes in Constitutional, Administrative & EU law (2003-2013)
Faculty of Law, University of Oxford, Postgraduate Law Teaching
Variously co-convenor and contributor to BCL course *International and European Employment Law* (2004-2017)
Occasional contributor to BCL courses on *Constitutional Theory, EU Constitutional Law* (2005-2012)

Trinity College Dublin, Faculty of Law
Undergraduate Law Courses
EU law (1998-2003)
Global Trade Law (2001-2003)
Sustainable Development and the Law (2002) (co-taught) (modules on international environmental law, 'trade and the environment' in EU and WTO law, and the law of climate change.)

Postgraduate Law Courses
Equality Law (LLM, 2001)
EU Constitutional Law (LLM, 1999)

SERVICES TO SCHOLARSHIP

Editorial Boards
Human Rights Law Review (OUP) (2020-present)
Migration Studies (OUP) Associate Editor (2015-present)

Reviewing for Peer-Reviewed Journals
Canadian Journal of Human Rights; Common Market Law Review; European Journal of International Law; Ethics & International Affairs; Global Constitutionalism; Human Rights and International Legal Discourse; International and Comparative Law Quarterly; International Journal of Refugee Law; Irish Yearbook of International Law; Journal of

Common Market Studies; Journal of Refugee Studies; Law Quarterly Review; Melbourne Journal of International Law; Migration Studies; Modern Law Review; Nordic Human Rights Law Journal; Oxford Journal of Legal Studies; Population, Space & Place (Special issue on 'Illegality in immigration and migrant labour markets').

Reviewing for Research Bodies
Netherlands Organisation for Scientific Research (NWO, the Dutch Research Council); UK Economic and Social Research Council; Leverhulme Trust.

Tenure and other career reviews
Department of Politics, University of Massachusetts, Amherst; Faculty of Law, VU (Amsterdam), University Research Chair; University of Minnesota Law School.

CONFERENCES, WORKSHOPS & SUMMER SCHOOLS ORGANISED (SELECTED)

Centre for Fundamental Rights, Hertie School (2020-present)
Annual Research Methods in Fundamental Rights Workshop (19-20 August 2020, 2-4 June 2021).

***RefMig* (2018-present)**
As Principal Investigator of this ERC project, I have convened and supported several workshops and events, variously to take stock of the state of the art of research on our research themes; internal authors' workshops to develop our own outputs; and dissemination and stakeholder events to showcase new research in the field and *RefMig* findings. Events include:

- Workshop 'Accountability for Human Rights Violations in Migration Control: New Frontiers of Individual and Organisational Responsibility', Oxford, November 2018.
- Workshop 'IOM : The 'UN Migration Agency'? Oxford, February 2019.
- Workshop 'Recognising Refugees' Berlin (WZB), December 2019.
- { HYPERLINK "https://www.refmig.org/events/2020/11/2/authors-workshop-iom" \o "https://www.refmig.org/events/2020/11/2/authors-workshop-iom" } – Online, November 2020.
- Country Report Authors' Workshop: Comparing Refugee Recognition Regimes – Online, January 2021.
- The Politics of the Migrant/Refugee Binary Workshop – co-organised by Rebecca Hamlin (University of Massachusetts Amherst), Lamis Abdelaaty (Syracuse University) – Online, February 2021.
- { HYPERLINK "https://www.refmig.org/events/2021/6/7/solidarity-in-eu-refugee-and-asylum-policy" \o "https://www.refmig.org/events/2021/6/7/solidarity-in-eu-refugee-and-asylum-policy" } – Joint with EUSOL – Online, June 2021.
- { HYPERLINK "https://www.refmig.org/events/2021/rlipanel" \o "https://www.refmig.org/events/2021/rlipanel" }, RLI Panel – Online, June 2021.
- { HYPERLINK "https://www.refmig.org/events/hardeulawthroughsoftcourts" \o "https://www.refmig.org/events/hardeulawthroughsoftcourts" } Joint with Centre for Migration Law Radboud University – Online, June 2021.

Refugee Studies Centre (2013-2019)
Discriminatory Borders Project (PI – Dr Catherine Briddick)
Co-convened two opening workshops (20 October & 27 October 2020 online) on legal standards governing non-discrimination in migration controls and algorithmic decision-making in migration and non-discrimination.

Oxford Handbook of International Refugee Law, Authors' Conference, All Souls College, Oxford (24–25 July 2019)

International Summer School in Forced Migration
Director & Tutor, (July 2015, July 2016)
Tutor (July 2013, July 2014)
Designer (with Professor Matthew Gibney) of Module on Smuggling, Border Controls and Access to Protection

Irish Centre for European Law (2000-2003)
The Irish Centre for European Law aims to enhance knowledge and understanding of EU and European legal issues in Ireland. As Director, I convened 23 events (conferences and lecture series) during that period, focusing on diverse aspects of EU law and European human rights law.

COMMISSIONED REPORTS & STUDIES

10 *A Fair Share: Refugees and Responsibility-Sharing, Report and Policy Brief* (DELMI, Sweden, 2018), (co-authors Alexander Betts & Natascha Zaun) available at: { HYPERLINK "http://www.delmi.se/en/publications-seminars#!/en/a-fair-share-refugees-and-responsibility-sharing-report-and-policy-brief-201710" }

9 *Article 31 of the 1951 Convention Relating to the Status of Refugees*, (UNHCR July 2017, PPLA/2017/01), available at: { HYPERLINK "http://www.refworld.org/docid/59ad55c24.html" } (with Yulia Ioffe & Teresa Buchsel)

8 *Realising the Right to Family Reunification of Refugees in Europe* (co-authors Kees Groenendijk & Louise Halleskov Storgaard) Council of Europe: Commissioner for Human Rights, June 2017, available at: { HYPERLINK "http://www.refworld.org/docid/5aod5eae4.html" }

7 *Implementation of the 2015 Council Decisions establishing provisional measures in the area of international protection for the benefit of Italy and of Greece,* commissioned by the European Parliament's LIBE Committee, (co-authors Elspeth Guild & Violeta Moreno-Lax), under the coordination of the Centre for European Policy Studies (CEPS) (March 2017)
{ HYPERLINK
"http://www.europarl.europa.eu/RegData/etudes/STUD/2017/583132/IPOL_STU(2017)583132_EN.pdf" }

6 *Enhancing the Common European Asylum System and Alternatives to Dublin*, commissioned by the European Parliament's LIBE Committee (co-authors Elspeth Guild, Madeline Garlick & Violeta Moreno-Lax) under the coordination of the Centre for European Policy Studies (CEPS) (EP, PE 519.234, July 2015)
{ HYPERLINK
"http://www.europarl.europa.eu/RegData/etudes/STUD/2015/519234/IPOL_STU%282015%29519234_EN.pdf" }

5 *New Approaches, Alternative Avenues and Means of Access to Asylum Procedures for Persons Seeking International Protection*, commissioned by the European Parliament's LIBE Committee (co-authors Elspeth Guild, Madeline Garlick & Violeta Moreno-Lax, under the coordination of the Centre for European Policy Studies (CEPS)) (EP, December 2014)
Report: { HYPERLINK
"http://www.europarl.europa.eu/thinktank/en/document.html?reference=IPOL_STU(2014)509989" }

4 *Building Empirical Research into Alternatives to Detention: Perceptions of Asylum-Seekers and Refugees in Toronto and Geneva*, (co-author E Kaytaz) (UNHCR), June 2013, PPLA/2013/02, available at:
http://www.refworld.org/docid/51a6fec84.html
See summary: { HYPERLINK "http://www.fmreview.org/detention/costello-kaytaz" }

3 *Report on the evolution of Fundamental Rights Charters and Caselaw: A comparison of the EU, Council of Europe and UN Systems* (European Parliament 2011, 254 pages) (Co-authors Liora Lazarus, Nazila Ghanea and Katja Zeigler)
Available at: { HYPERLINK
"http://www.europarl.europa.eu/activities/committees/studies/download.do?language=en&file=34751" }

2 *Report on Improving the Quality and Consistency of Asylum Decisions in the Council of Europe member states* (Council of Europe Parliamentary Assembly) (c. 30 pages).

1 *Gender InJustice: Towards the Feminisation of the Legal Professions?* (Law School, TCD, Dublin, October 2003) (431 pages) (Co-authors Ivana Bacik & Eileen Drew).

Short Publications & Blog Posts

'The "New Plan for Immigration" and the UK's Breach of its Legal Duty of Non-Penalisation', co-author Emilie McDonnell, *RLI Blog on Refugee Law and Forced Migration*, 28 July 2021.
{ HYPERLINK "https://rli.blogs.sas.ac.uk/2021/07/28/the-new-plan-for-immigration-and-the-uks-breach-of-its-legal-duty-of-non-penalisation/" }
'Fixing the Refugee Crisis: Holding the Commission Accountable', co-author Elspeth Guild, *VerfBlog,* 16 September 2018. { HYPERLINK "https://verfassungsblog.de/fixing-the-refugee-crisis-holding-the-commission-accountable" }

'Europe's Refugee and Immigration Policies – Obligation, Discretion, Cooperation & Freeriding' (A Response to Georg Menz) (2016) 4 *Newsletter of the American Political Science Association Organized Section on Migration and Citizenship* 59.

'European Justice for Migrants and Refugees', *VerfBlog*, 14 June 2015.
{ HYPERLINK "http://www.verfassungsblog.de/european-justice-for-migrants-and-refugees/" }

'"Tragedy" and Responsibility in the Mediterranean', co-author Mariagiulia Giuffre, *openDemocracy*, 27 April 2015.
<{ HYPERLINK "https://www.opendemocracy.net/can-europe-make-it/mariagiulia-giuffré-cathryn-costello/crocodile-tears-tragedy-and-responsibility-i" }>

'Reflections on an Anniversary: EU Citizenship at 20' in Bridget Anderson & Michael Keith (eds), *Migration: The COMPAS Anthology* (COMPAS, 2014)
{ HYPERLINK "https://www.compas.ox.ac.uk/2014/migration-the-compas-anthology/" }

'The UK, EU Citizenship and Free Movement of Persons', co-author Emily Hancox, Policy Primer, The Migration Observatory 2014. { HYPERLINK "http://www.migrationobservatory.ox.ac.uk/sites/files/migobs/UK_EU_Citizenship%20_Free_Movement.pdf" }

'The UK, the Common European Asylum System and EU Immigration Law', co-author Emily Hancox, Policy Primer, The Migration Observatory 2014) { HYPERLINK "https://migrationobservatory.ox.ac.uk/wp-content/uploads/2016/04/PolicyPrimer-UK_EU_Asylum_Law.pdf" }

'Reflections on Reading *Tarakhel*' (co-author Minos Mouzarakis) (2014) 5 Asiel & Migrantenrecht 404 { HYPERLINK "https://papers.ssrn.com/sol3/papers.cfm?abstract_id=2548542" }

Selected Journalism
'Brexiteers offered an alternative that is a mirage' *Irish Times*, 26 June 2016
'Duel: is our definition of 'refugee' too wide?' (debate with David Goodhart, *Prospect*, 15 October 2015)
'The view from Lesbos: Politicians prevaricate while refugees suffer' *Irish Times*, 10 September 2015
'Welcome to the European Union: notes from Lesbos' Open Democracy, 9 September 2015
'Decisions on refugee rights should not all fall to judges' *Irish Times*, 24 February 2014

Selected Media Appearances
24 May 2016: BBC World Service, The Inquiry: 'Would a New International Convention Help Refugees?', interview, { HYPERLINK "https://www.rsc.ox.ac.uk/news/time-to-learn-lessons-from-the-past-in-international-refugee-protection" }
18 March 2016: BBC Radio 4, Today programme, interview on the proposed EU-Turkey deal { HYPERLINK "https://www.rsc.ox.ac.uk/news/for-the-proposed-eu-turkey-deal-to-be-legal-2018would-require-very-significant-legal-changes-both-in-turkey-and-in-greece2019-cathryn-costello" }
9 March 2016: BBC2, Newsnight, interview regarding legality of the EU-Turkey deal { HYPERLINK "https://www.rsc.ox.ac.uk/news/cathryn-costello-questions-the-legality-of-the-eu-turkey-plan-to-address-eu-refugee-crisis" }
29 February 2016: BBC News Channel, interview regarding the so-called 'Jungle' camp at Calais { HYPERLINK "https://www.rsc.ox.ac.uk/news/we-have-illegalised-refugees-and-created-a-bonanza-for-smugglers-cathryn-costello" }
16 Sept 2015: BBC World Service, 'Outside Source' programme, interview regarding Hungary's treatment of asylum-seekers { HYPERLINK "https://www.rsc.ox.ac.uk/news/the-hungarian-position-is-absolutely-untenable-in-both-international-and-european-union-law-cathryn-costello" }
15 Sept 2015: NPR (USA), interview regarding UK/EU response to crisis { HYPERLINK "http://www.npr.org/2015/09/15/440477124/migrant-crisis-adds-to-tension-between-uk-and-rest-of-europe" }

25 August 2015: BBC World Service Newshour, interview about EU response to refugee crisis { HYPERLINK "https://www.rsc.ox.ac.uk/news/while-we-are-moving-slowly-this-crisis-isnt-cathryn-costello" }
11 August 2015: BBC World Service News, interview about deficiencies of the EU asylum system { HYPERLINK "https://www.rsc.ox.ac.uk/news/2018lack-of-safe-access-to-asylum2019-is-the-major-shortcoming-of-eu-asylum-policy" }
26 June 2015: The Guardian, interview regarding EU relocation scheme { HYPERLINK "https://www.rsc.ox.ac.uk/news/will-the-european-commission-relocation-scheme-work" }
25 June 2015: BBC Radio Scotland Newsdrive, interview regarding Dublin system and Calais
21 May 2015: Monocle 24 Radio, interview regarding EU response to refugee crisis
11 May 2015: BBC News Channel, interview regarding European Commission's proposals to deal with the Mediterranean refugee & migrant crisis { HYPERLINK "https://www.rsc.ox.ac.uk/news/cathryn-costello-any-comprehensive-solution-has-to-include-safe-access-to-asylum" }
25 April 2015: BBC Radio Scotland, Good Morning Scotland, EU/Mediterranean refugee crisis { HYPERLINK "https://www.rsc.ox.ac.uk/news/lack-of-safe-legal-access-routes-for-refugees-such-as-humanitarian-visas-drives-demand-for-smuggling-cathryn-costello" }

Book Reviews

Review of Chaloka Beyani *Protection of the Right to Seek and Obtain Asylum under the African Human Rights System* (Martinus Nijhoff 2013), *(2015) Journal of Refugee Studies*

Review of Monaghan *Equality Law* (2007, OUP) (2008) *Public Law* 619.

Review of Holmes (ed) *Ireland and the European Union: Nice, Enlargement and the Future of Europe* (Manchester: Manchester University Press, 2005) (2006) *Common Market Law Review* 1469.

Review of Peers & Ward (eds) *The EU Charter of Fundamental Rights* (2005) *Public Law* 392.

Review of Hogan & Whyte *JM Kelly: The Irish Constitution* (2004) *Dublin University Law Journal* 363.

Review of Power, *Competition Law and Practice*, (Butterworths, 2001) (2002) *World Competition* 530.

Review of Kilpatrick, Novitz & Skidmore (eds), *The Future of Remedies in Europe,* (Oxford, Hart Publishing, 2000) (2000) *Dublin University Law Journal* 259.

Review of Alston, Philip, (ed) *The EU and Human Rights*, (Academy of European Law, European University Institute, Oxford University Press, 1999) (July 2000) *Irish Law Times* 183.

Comparative Review of Irish Competition law texts (2000) *World Competition* 155.

Review of Maher, *Alignment and Reform*, (1999) *Dublin University Law Journal* 234.

Selected Invited Keynotes, Lectures & Presentations

86 Invited Thomas Franck Lecture, Humboldt University, Berlin 'The 1951 Refugee Convention and UNHCR at 70: Reflections on a Treaty and its Guardian', 28 October 2021.

85 Invited Keynote Presentation at Workshop 'Flucht vor Recht – Flucht ins Recht? Empirisch-interdisziplinäre Asylrechtsforschung am Schauplatz Gericht', Humboldt University, 30 September 2021.

84 Invited Keynote Lecture, Protect Expert Online Forum 'Can the Global Compact for Migration Strengthen the International Protection Regime?' 10 September 2021.

83 Invited Keynote Lecture, 'Law at Borders: At Law's Borders' 14th Annual Conference of the Network Migration Law, 6 November 2020.

82 'Human Rights for Refugees and Migrants', Invited Presentation at the International Conference Human Rights in Times of Contestation, Universität Erlangen-Nürnberg, 27 & 28 June 2019.

81 'The Limits of the Common European Asylum System', Invited presentation, International Conference – Constitutional Foundations of EU Migration Law, University of Konstanz, 18 & 19 June 2019.

80 'Crisis and Refugee Law', Invited presentation, International Law Association (British Branch), Spring Conference, All Souls College, Oxford, 8 April 2019.

79 Invited Opening Keynote Lecture 'Crisis, Continuity, and Change in European Asylum Law and Policy', Annual Conference of the German Association of Refugee Studies (Konferenz des Netzwerks Flüchtlingsforschung) Katholische Universität Eichstätt-Ingolstadt, 4 October 2018.

78 Invited contribution to Symposium 'What is Global Migration Law?' Rockerfeller Center Bellagio, Italy (Convened by Professors Peter Spiro, Jaya Ramji-Nogales & Chantal Thomas), 8 - 12 November 2016.

77 'The Degradation and Salvation of Asylum', Panel Convenor, I-CON Berlin, 'Refugee Privilege or Human Rights Minimalism, Borders, Otherness and Public Law' - 2016 ICON-S Conference, Humboldt University, Berlin, 19 June 2016.

76 'Europe: A friend or a foe of global public law?' Invited lecture, Koç University Istanbul, Koç Center for Global Public Law Colloquium, 16 May 2016.

75 Symposium on Costello & Freedland (ed) *Migrants at Work* (OUP 2014), University of Girona, 22 April 2016.

74 'Safe country? Says who?' Presenter and Co-organiser, 'Celebrating the Scholarship of Professor Guy S Goodwin-Gill: An International Gathering', All Souls College, Oxford, 14-15 April 2016.

73 'Is there a refugee crisis in Europe, or just a crisis in the lack of refugee protection?' With Professor Guy S Goodwin-Gill, Oxford Human Rights Hub Webinar, Pembroke College, Oxford, 12 November 2015.

72 Keynote Address 'Refugees in Crisis vs. Incremental Reform', ERA (Academy of European Law) Annual Conference on European Asylum Law 2015, 22-23 October 2015 (via Skype).

71 'Solidarity and Alternatives to Dublin' PERCO Workshop on solidarity among EU countries: Thinking beyond Dublin, 21 October 2015, Austrian Red Cross Headquarters (via Skype).

70 Invited contribution to Closing Panel, UCD Conference, 'Europe's Shared Burden: Collective Responsibility for Migrants at Sea', 9/10 October 2015.

69 'The CJEU as a Refugee Law Court', University of Ankara, Faculty of Law, Symposium on 'Current Developments in Refugee Law', 1-2 October 2015.

68 Special Additional Presentation 'Refugees in Crisis' European Society of International Law, Annual Conference, Oslo, 9-11 September 2015.

67 Invited Presentation 'Two European Courts for Migrants and Refugees?' at the conference 'Current Issues in EU Migration, Asylum and Free Movement Law', Faculty of Law, University of Zagreb, 26 May 2015.

66 'Solidarity Amongst Whom? Anti-Smuggling Laws and the Suppression of Solidarity', paper presented at Queen Mary Conference on 'Solidarity in EU Asylum and Migration Law', 26 April 2015.

65 'Access to Asylum: What happens when we (re)assert the reach of rights?' IILAH Seminar Series, Melbourne Law School, 26 March 2015.

64 'Access to Refugee Protection: The Role of EU' USJ, Beirut, Invited Talk, 11 March 2015.

63 'The Labour Rights of Irregular Migrants' Publication Launch for *Migrants at Work*, with panel discussion on 'Modern Slavery', QEH, 13 February 2015.

62 'Access to Asylum and First Instance Procedures' in ELENA/Leiden University Conference on 'The use of the EU Charter of Fundamental Rights in Immigration and Asylum Law', Leiden, 24 October 2014.

61 'Accessing Asylum: Where do State Responsibilities Begin and End? - Norms and Human Rights' Paper to be presented at the 'Prato 2014 Access to Asylum Conference' (Organised by Susan Kneebone/ Maria O'Sullivan) Prato, 28 May 2014.

60 'The Recast Asylum Procedures Directive: Any Better?' Odysseus Conference, Brussels, 7 April 2014.

59 'Dublin Transfers before the ECtHR and CJEU' Irish Society for European Law, Dublin, 1 April 2014.

58 'The ECtHR and CJEU as Refugee Law Courts: An Assessment' European Database on Asylum Law (EDAL) Conference, Dublin, 17-18 January 2014.

57 'Dublin Transfers before the ECtHR and CJEU' European Judicial Training Network Seminar, Vienna, 12 December 2013.

56 'The Extraterritorial Application of the EU Charter of Fundamental Rights:
From Territoriality to Facticity - the Effectiveness Model' Danish Human Rights Institute, Copenhagen, 10 December 2013.

55 Current Legal Problems Lecture, 'Immigration Detention: The Grounds Beneath our Feet', University College London, 21 November 2013.

54 Invited Lecture, 'Human Rights & Immigration Detention', University of Fribourg, Switzerland, 29 October 2013.

53 'Alternatives to Detention in Toronto and Geneva' UNHCR NGO Annual Consultations, Geneva, 13 June 2013.

52 **'**Security of Residence as a Human Right, or How Courts Should Regularise those Migrants Who are Here to Stay', contribution to Joint COMPAS / Oxford Human Rights Hub Seminar Series 'International Migration and Human Rights', 7 March 2013.

51 Invited Seminar on 'European human rights protection and asylum - the European Convention on Human Rights and Strasbourg jurisprudence' at 'Refugee Law Initiative Short Course on EU Refugee Law & Policy', London, 11 February 2013.

50 Invited Presentation 'Two Refugee Law Courts' at a Conference on 'Fundamental Rights In Europe: A Matter For Two Courts', Oxford Brookes University, 18 January 2013.

49 'Two European Supranational Refugee Law Courts', Refugee Studies Centre 30th Anniversary Conference: 'Understanding Global Refugee Policy', 6-7 December 2012.

48 Plenary Presentation on 'The Role of EASO' and Chair of Working Session on EASO Early Warning and Preparedness System (EPS) EASO Consultative Forum, Malta, 25 & 26 November 2012.

47 Invited presentation, 'Getting to 'No': Institutional 'Pressure' in RSD and the Limits of Judicial Review' Seminar on 'The Role of Evidence in Migration Law Cases From an International and EU Law Perspective', VU Amsterdam, 15-16 November 2012.

46 Invited presentation, UNHCR North American Roundtable, Buffalo, New York, 'Presentation of Empirical Research on Alternatives to Detention', 25 September 2012.

45 Master class (with Dr Ciara Smyth, NUI Galway) 'Two European Refugee Law Courts' Irish Refugee Council Master class, Dublin, 15 May 2012.

44 Invited Presentation 'Two European Refugee Law Courts?' Presentation in the Oxford Refugee Studies Centre Series 'Critical Reflections on the Completion of the CEAS', 2 May 2012.

43 Invited Presentation, 'Setting the Scene: The Dublin System & the Stockholm Programme', ERA (Academy of European Law) Annual Conference on EU Migration Law 2011, Dublin, 9 December 2011.

42 Invited Presentation, 'Towards 'Near Equality' Between EU Citizens and Third-Country Nationals: Locating Zambrano and McCarthy in the Area of Freedom, Security and Justice', Irish Centre for European Law, Dublin, 1 November 2011.

41 Invited Presentation, 2011 Nordic Asylum Law Seminar: 'The State of International Refugee Law, EU Harmonization and the Nordic Legacy', Copenhagen, 26-27 May 2011.

40 Invited Presentation at the Indiana Journal of Global Legal Studies Spring Symposium, 'Globalization and Migration', 7-8 April 2011.

39 Invited Presentation 'Human Rights & the Elusive Universal Subject: Detention of Asylum Seekers and Irregular Entrants under IHRL and EU Law' at the VU University Amsterdam Seminar 'Migration Law and European Integration', Bergen aan Zee, 20 - 21 January 2011.

38 'The ECJ as Refugee Law Court' Invited Presentation to the Irish Centre for European Law & Refugee & Immigration Practitioners' Network Conference, 12 November 2010.

37 'The ECJ as Refugee Law Court', Invited Presentation at the Dutch Council of Refugees Conference, Utrecht, 18 May 2010.

36 'The Procedures Directive in Legal Context' and 'The ECHR and ECJ as Refugee Law Courts', ELENA Conference, Vienna, 2009.

35 'Protection Against Deportation for Settled Migrants under EU and ECHR law' at the Workshop: 'Explusion, Membership and Political Community – Historical and Multidisciplinary Perspectives', Linacre College, Oxford, 19 May 2009.

34 Invited Lecture 'The EU: A Venue for Reconceptualizing Migration Law?' at the conference 'Reconceptualizing Migration Law', University of Helsinki, 20-21 November 2008.

33 'Fundamental Rights in EU law: The General Principles, EU Charter of Fundamental Rights & European Convention on Human Rights (with / without the Lisbon Treaty)', Invited Presentation, Irish Centre for European Law Conference 'After Lisbon', Royal Irish Academy, Dublin, 23 October 2008.

32 Presentation, 'Freedom of Association v Non-Discrimination' Conference on '30 years of gender equality legislation in Ireland', Equality Authority, Dublin, 19 December 2007.

31 'Reflections on the EC Procedures and Qualification Directives' at the 'International Association of Refugee Law Judges', Strasbourg, 18-19 October 2007.

30 Participant in ECRE Expert Roundtable 'Re-designing the Dublin System' Rome, 30-31 May 2007.

29 'The EC Asylum Procedures Directive in Legal Context' at the 'ELENA International Course on Asylum Procedures, the EU and International Human Rights Law', Rome, 4-6 May 2007.

28 'State Responsibility under the ECHR: the Bosphorus case' at the 'The European Convention on Human Rights: Current Issues', Human Rights Law Centre, University of Nottingham, 10 November 2006.

27 'Subsidiary Protection in EC Law' at the 'International Association of Refugee Law Judges', London, 26 June 2006.

26 'Qualifications and Procedures Directives in Light of International Standards: Protection Issues and possible contradictions' at the 'International Association of Refugee Law Judges European Chapter', Budapest, 3-5 November 2005.

25 'The ECHR and Asylum Procedures in Europe' at the 'Third UNHCR / Council of Europe Colloquy on the European Convention on Human Rights and the Protection of Refugees, Asylum-Seekers and Displaced Persons', Strasbourg, 14 October 2005.

24 'The Asylum Procedures Directive' at 'Future developments in Refugee Law', Human Rights Centre, NUI Galway, 28 May 2005.

23 'National Parliaments and EC Immigration and Asylum Policymaking' at 'Ireland, Europe and the Challenge of Democracy – Ensuring Democratic Control over Government in European Union Affairs', UCD Law Faculty, 20 May 2005.

22 'The Asylum Procedures Directive' at 'How much freedom, security and justice? Developments in EU Asylum and Immigration Law', Conference organised by the Immigration Law Practitioners' Association, in association with JUSTICE and the British Institute for International and Comparative Law, 13 - 14 May 2005.

21 'Justice in EU Immigration Policy?' Invited presentation at the School of Law, University of Glasgow, 1 December 2004.

20 'Family Reunification in European Law: ECHR and EC Rights – Potent Mix *or* Perverse Muddle?' Presented at the 'Immigrant Council of Ireland Legal Seminar – Family Reunification in the Context of Immigration Law and Practice', 27 November 2004.

19 'The Pervasiveness of EU Law', Invited Lectures, Law Society of Ireland, 25 November 2004.

18 'Equality at the European Union's Borders' at 'Hart Legal Workshop 2004 – The Challenge of Migration to Legal Systems', Institute of Advanced Legal Studies, London 29 June-1 July 2004.

17 'Accidents of Place and Parentage: Birthright Citizenship and Border Crossings' at 'The Citizenship Referendum: Implications for the Constitution and Human Rights', Law School, TCD, Dublin, 22 May 2004.

16 'Administrative Governance in EC Immigration and Asylum Policy Making' at the 'Roundtable on Administrative Governance in the EU', King's College London, 21 May 2004.

15 'Accidents of Place and Parentage: Birthright Citizenship and Border Crossings', MPhil in Ethnic and Racial Studies Seminar: 'Citizenship, Identity, Irishness' in association with the Irish Council for Civil Liberties, 11 May 2004.

14 'Equality and Borders' at the 'SocioLegal Studies Association Conference', Glasgow, 7 April 2004.

13 'Common Law Perspectives' at the 'Conference on Proof and Credibility in Asylum Law', Institute for International Integration Studies, Trinity College, Dublin, 25-26 September 2003.

12 'Gender Equality and the EU Charter of Fundamental Rights', Conference Paper given at the 'European Women Lawyers Conference', Helsinki, June 2003.

11 'National Parliamentary Accountability', Conference Paper given at the 'ICEL Conference on EU Criminal Law', June 2003.

10 'The EU Charter of Fundamental Rights' at the 'Institute of European Affairs', 4 March 2003.

9 'EC Gender Equality Law – An Update' at the 'ICEL EC Employment Law Conference', December 2003.

8 'The Case for the Treaty of Nice', presented at the 'Law Society of Ireland', October 2002.

7 'Equality and Culture', presented at 'The Cultural Policy of the EU: Law, Identity and Integration', Europa Institute, Edinburgh University, 27 - 28 September 2001.

6 'Positive Action', presented at the 'ICEL / Equality Authority Conference', 30 June 2001.

5 'The ECHR and EU Law', presented at the 'ICEL Lecture Series on the European Convention on Human Rights', 20 March 2001.

4 'The Legal Status of the EU Charter', presented at the 'ICEL Conference on Fundamental Social Rights', 25 September 2000.

3 'Developments in EC positive action law: From *Kalanke* & *Marschall* to *Badeck & Abrahamsson'* at the 'Transatlantic Perspectives on Labour and Employment Law', UCD, Dublin, July 2000.

2 'Asylum and Immigration Policy in the context of Special Meeting of the European Council on the Establishment of an Area of Freedom, Security and Justice, to be held in Tampere, Finland on October 15-16 1999', Institute of European Affairs, Dublin, October 1999.

1 'Are the Safeguards Adequate? Judicial Review of Police and Judicial Co-operation' at 'Freedom, Security and Justice after Amsterdam', Irish Centre for European Law, October 1998.

OTHER POSITIONS

Selected Other Academic & Teaching Positions

External Examiner, London School of Economics, (Courses on *International Law and the Movement of Persons within States* and *International Law and the Movement of Persons between States*) (2018- 2020).
External Examiner in EU Law & Refugee Law, University College Cork (2013-2016).
External Examiner in EU Law, Law Society of Ireland (2004-2011).
Professor, Visiting Programme, University of Georgia at Oxford (2010, 2012-2015).
Guest Lectures: *Introduction to EU Law*, National Law School of India, Bangalore (August-September 2008).

Other External Honorific and Advisory Positions

International Advisory Board, International Doctorate Programme *Business and Human Rights: Governance Challenges in a Complex World*, Centre for Human Rights Erlangen Nuremberg (2021-present).
Advisory Board, Migration Policy Centre (MPC), Robert Schuman Centre for Advanced Studies, (RSCAS), European University Institute, Florence (2018-present).
Senior Research Associate, Refugee Law Initiative, University of London (2012-present).
Advisory Panel, EDAL (European Database for Asylum Law) Database Project (2010-2013).
Member, Oxford Amnesty Lectures Organising Committee (2006-2013); Organiser of 2012 Series on Human Rights & the Environment.
Member, Immigration Law Practitioners Association (ILPA) European Group (2003-2013).
Member, Board of Directors, Irish Centre for European Law (2001-2021).
Members, Advisory Committee, Immigrant Council of Ireland (2002-2004).
Member, Board of Directors, Irish Refugee Council (1999-2001).
Member, IGC 2000 and Treaty of Nice working groups, Institute of European Affairs, Dublin (1998-2001).

COURSES & WORKSHOPS ATTENDED

LSE Online Certificate in *Data: Law, Policy and Regulation* (2021)
ECPR Winter School Seasoned Scholars Intensive Workshop on Comparative Methods, Bamberg (February 2019).
Jean Monnet Program NYU Workshop, *How to Write a Successful Doctoral Dissertation in Law* (October 2002).
Academy of International Trade Law, Macau, China (July 2001).
Academy of European Law, EUI, Florence, Italy (July 1999).

LANGUAGES

English (mother tongue)
French (fluent in speaking, reading and writing)
German (fluent in speaking, reading and writing)
Irish (intermediate ability in speaking, reading and writing)
Italian (intermediate ability in speaking, reading and writing)
Dutch (basic ability in speaking, reading and writing)
Turkish (beginners)