



EILN-European Immigration Lawyers Network Conference

Family Reunification in EU Law

20 May 2011

Maison du Barreau de Paris

2, rue de Harlay 75001 Paris

9h00-18h00

www.eiln.com

This conference is mainly for practicing lawyers, and legal advisers who deal with immigration matters related to family reunification in the EU. It will also be of interest to academics who study the field. The conference is designed to assist lawyers from all EU Member States in understanding and resolving problems of their clients in this area. This conference will provide practitioners with expert information, explanations and opportunities to discuss problems and issues:

Directives

- Family reunification for third country national family members joining third country nationals resident in the EU according to EU law : Directive 2003/86 sets out the conditions for the admission of family members of third country nationals and applies in all Member States, except Denmark, Ireland and the UK. A recent judgment of the European Court of Justice (C-578/08 *Chakroun*) gives the first concrete guidance on how the directive must be applied.
- Family reunification for third country national family members joining EU nationals who have exercised their free movement rights within the EU : this area is fully governed by EU law in the form of directive 2004/38 and regulation 1612/68 which have been transposed into the national law of all Member States. Yet, according to the EU Commission's progress reports, the application of the Directive and Regulation is still far from satisfactory in many Member States. Jurists and NGOs in the Member States have confirmed that EU nationals are still encountering obstacles to family reunification with their third country family members.

The conference is organized by the European Immigration Lawyers Network, a network of lawyers across the EU who specialize in EU migration matters. It is co-sponsored by the Paris Bar and ADDE, a network of French lawyers specialized in immigration, asylum and nationality.

Important

- ✓ The conference will be held in two sessions, one in English and the other in French. Participants are asked to indicate whether they wish to participate in the English or French language session (see attached programmes). It may be possible to switch between groups (provided seats are available) and the final debate and discussion period will be held jointly in the presence of both groups.
- ✓ The conference is accredited by Bar Associations of certain member states for continuing education points (7 hours for lawyers of the Paris Bar)

Chair and Moderator: Professor Kees Groenendijk, Radboud, University Nijmegen, Netherlands
Professor Groenendijk is the outstanding expert on EU immigration law with specific reference to family reunification.

9:00/Welcome coffee and registration

9:30/Opening remarks

- Karl Waheed, Avocat, French member of EILN
- Michel Tournois, Avocat, President of the EU Law Commission of the Paris Bar

SESSION 1

9:45-10:30 /Background to understanding family reunification in EU law

- Elsbeth Guild, Professor at Radboud University Nijmegen, Solicitor and UK member of EILN

10:30-11:00/Directive 2003/86 -family reunification for third country nationals residing in the EU, Understanding the directive

- Rainer Hofmann, Rechtsanwalt, German member of EILN

11:00-11:15/Coffee

11:15-12:00/Problems and issues regarding application in member states

- Michal Meduna, Administrator, Union Citizenship Unit, DG Justice, European Commission

12:00-12:30/Case law and practice in the Netherlands

- Marcel Reurs, Advocaat, Dutch member of EILN
- Emmanuelle Cerf, Avocate and member of ADDE

12:30-13:00/Discussion/debate

13:00-14:30/Lunch *(By reservation, see attached registration form)*

Session 2

14:30-15:00/Directive 2004/38 - third country national family members of EU citizens Understanding the directive

- Dr Herwig Verschueren, Professor of International and European Labour Law, University of Antwerp

15:00-15:45 /Problems and issues regarding application in member states

- Michal Meduna, Administrator, Union Citizenship Unit, DG Justice, European Commission

15:45-16:30 /Judicial interpretation

- Ann Cary Dana, Avocate, French member of EILN
- Derek Stewart, Solicitor, Irish member of EILN

16:30-16:45/Coffee

16:45-18:00/Panel Discussion *(with both language groups together, without interpreters)* **EU family reunification law in light of the EU Charter of Fundamental Rights and the case law of the European Court of Human Rights**

- The Hon Justice Nicholas Blake, President of the Upper Tribunal, Immigration and Asylum chamber, UK,
- Arild Humlen Advokat, Oslo, Norwegian member EILN
- Nick Rollason, Solicitor, London, UK member EILN
- Karl Waheed Avocat, Paris, member EILN

18:00/Closing

Sous la présidence du Professeur François Julien-Laferrière, Université Paris-Sud 11
Professeur émérite de droit public spécialiste du droit européen de l'asile et de l'immigration.

9h00/Café et enregistrement

9h30/Accueil

- Ann Cary Dana, Avocate, membre française de l'EILN et de l'ADDE
- Représentant de l'ADDE
- Représentant de la Commission Ouverte du Droit des Etrangers du Barreau de Paris

Session 1

9h45-10h30/Propos introductifs : Perspective historique sur le regroupement familial en Europe

- Claire Rodier, Juriste du GISTI, Vice-Présidente de Migreurop

10h30-11h00/Directive 2003/86 - Regroupement familial bénéficiant aux ressortissants d'Etats tiers résidant dans l'UE, présentation de la directive

- Claudia Charles, chargée d'études au GISTI spécialisée en droit communautaire

11h00-11h15/Café

11h15-12h00/Application de la directive dans les Etats membres et jurisprudence de la CJUE

- Denis Martin, Service Juridique de la Commission Européenne

12h00-12h30/Pratique et interprétation par les juridictions françaises et suisses

- Lucie Brocard, Avocate et membre de l'ADDE
- Rayan Houdrouge, Avocat, Lenz & Staehelin, membre suisse de l'EILN

12h30-13h00/Discussion/débat

13h00-14h30/Déjeuner *(sur réservation, voir le formulaire ci-joint)*

Session 2

14h30-15h00 /Directive 2004/38 - Regroupement familial des citoyens de l'UE et de leur famille présentation de la directive

- Hélène Gacon, Avocate, membre de l'EILN et Présidente honoraire de l'ANAFE

15h00 – 15h45 /Application de la Directive dans les Etats membres

- Denis Martin, Service Juridique de la Commission Européenne

15h45 – 16h30 /Evolution de la jurisprudence de la CJUE

- Luc Walley, Avocat, membre belge de l'EILN (C-459/99mrax)
- Hélène Gacon, Avocate, membre de l'EILN et Présidente honoraire de l'ANAFE

16h30-16h45/Café

16h45-18h00/Table Ronde réunissant les deux groupes anglais et français (sans interprétariat) : **Le regroupement familial à la lumière de la Charte des Droits Fondamentaux de l'UE et de la Convention Européenne des Droits de l'Homme :**

- Justice Nicholas Blake, Magistrat à Londres,
- Arild Humlen, Advokat, Oslo, membre norvégien EILN,
- Nick Rollason, Solicitor, London, membre anglais EILN,
- Karl Waheed, Avocat à Paris, membre EILN.

18h00/Clôture



Registration Form

Family Reunification in EU Law

20 May 2011

Please send your registration form before 20 April by email to :

Katia Seidita
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34, rue Henri Chevreau
75020 Paris
Tel: 33(0)1 43 66 94 27
Fax : 33 (0)1 43 66 94 28
katia.seidita@karlwaheed.fr

Choice of language:

☐

French Program

☐

English Program

Name :

Firm or Entity :

Address :

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Email :

Phone :Fax :

Number of places reserved :

No reservation will be confirmed or held for prospective participants until payment in full is received.

☐ **Lawyers (other than Paris Bar) and academics-conference inclusive of lunch : 200 euros**

☐ **Members of Paris Bar-conference inclusive of lunch : 45 euros**

☐ **NGO employees or students-conference inclusive of lunch : 65 euros**

☐ **NGO employees or students-conference only : 20 euros**

☐ **Member of Paris Bar access to conference only : Free**

Means of Payment

☐

Paypal

☐

Wire transfer

CREDITCOOP FR76 4255 9000 0821 0076 6430 242 (IBAN)
CODE SWIFT CCOPFRPPXXX

N.B. the conference is accredited by certain Bar Associations for continuing education points.