

---

## BIBLIOGRAPHY

---

### Articles

- Aas, K, 'Crimmigrant Bodies and Bona Fide Travellers: Surveillance, Citizenship and Global Governance' (2011) 15 *Theoretical Criminology* 331
- Aliverti, A, 'Exploring the Function of Criminal Law in the Policing of Foreigners: The Decision to Prosecute Immigration-Related Offences' (2012) 21 *Social & Legal Studies* 511
- 'Making People Criminal: The Role of Criminal Law in Immigration Enforcement' (2012) 16 *Theoretical Criminology* 417
- Armstrong, N, 'LAPSO, Immigration and Maaouia v United Kingdom' (2013) 18 *Judicial Review* 177
- Ashworth, A, 'Is Criminal Law a Lost Cause?' (2000) 116 *Law Quarterly Review* 225
- 'Self-Incrimination in European Human Rights Law – A Pregnant Pragmatism' (2008) 30 *Cardozo Law Review* 751
- Aus, J, 'Eurodac: A Solution Looking for a Problem' (2006) 10 *European Integration Online Papers* 1
- Banks, J, 'The Criminalisation of Asylum Seekers and Asylum Policy' (2008) 43 *Prison Service Journal* 175
- Battjes, H, 'In Search of Fair Balance: The Absolute Character of the Prohibition of Refoulement Under Article 3 ECHR Reassessed' (2009) 22 *Leiden Journal of International Law* 583
- Bedau, H, 'Retribution and the Theory of Punishment' (1978) 75 *Journal of Philosophy* 601
- Bettinson, V and Jones, A, 'Is Inadequate Medical Care Insufficient to Resist Removal? The Return of Foreign Nationals with HIV/AIDS and Article 3 ECHR' (2006) 28 *Journal of Social Welfare & Family Law* 70
- 'The Integration or Exclusion of Welfare Rights in the European Convention on Human Rights: The Removal of Foreign Nationals with HIV After N v UK' (2009) 31 *Journal of Social Welfare & Family Law* 83
- Bhui, HS, 'Alien experience: Foreign national prisoners after the deportation crisis' (2007) 54 *Probation Journal* 368
- Bleichmar, J, 'Deportation as Punishment: A Historical Analysis of the British Practice of Banishments and its Impact on Modern Constitutional Law' (1999) 14 *Georgetown Immigration Law Journal* 115
- Bosworth, M, 'Subjectivity and Identity in Detention: Punishment and Society in a Global Age' (2012) 16 *Theoretical Criminology* 123
- 'Immigration Detention, Punishment and the Transformation of Justice' (2019) 28 *Social & Legal Studies* 81
- Bosworth, M and Guild, M, 'Governing Through Migration Control: Security and Citizenship in Britain' (2008) 48 *British Journal of Criminology* 703
- Bowling, B and Westenra, S, 'A really hostile environment: Adiaphorization, global policing and the crimmigration control system' (2018) 24 *Theoretical Criminology* 163
- Broeders, D, 'Return to Sender? Administrative Detention of Irregular Migrants in Germany and the Netherlands' (2010) 12 *Punishment & Society* 169
- Brotherton, D and Barrios, L, 'Displacement and Stigma: The Social and Psychological Crisis of the Deportee' (2009) 5 *Crime, Media, Culture* 29
- Brouwer, J, van der Woude, M and van der Leun, J, 'Framing migration and the process of crimmigration: A systematic analysis of the media representation of unauthorised immigrants in the Netherlands' (2017) 14 *European Journal of Criminology* 100



- Bryan, I and Langford, P, 'Impediments to the Expulsion of Non-Nationals: Substance and Coherence in Procedural Protection under the European Convention on Human Rights' (2010) 79 *Nordic Journal of International Law* 457
- Campos, G, 'Genealogies of Immigration Detention: Migration Control and the Shifting Boundaries Between the Penal and Preventative State' (2020) 29 *Social & Legal Studies* 527
- Capdevila, R and Callaghan, J, "'It's not Racist. It's Common Sense": A Critical Analysis of Political Discourse Around Asylum and Immigration in the UK' (2008) 18 *Journal of Community & Applied Social Psychology* 1
- Chock, P, 'Ambiguity in Policy Discourse: Congressional Talk about Immigration' (1995) 28 *Policy Sciences* 165
- Cleveland, J and Rousseau, C, 'Psychiatric Symptoms Associated with Brief Detention of Adult Asylum Seekers in Canada' (2013) 58 *Canadian Journal of Psychiatry* 409
- Cornelisse, G, 'Human Rights for Immigration Detainees in Strasbourg: Limited Sovereignty or a Limited Discourse?' (2004) 6 *European Journal of Migration and Law* 93
- Costello, C, 'Immigration Detention: The Grounds Beneath Our Feet' (2015) 68 *Current Legal Problems* 143
- Cusumano, E and Villa, M, 'From "Angels" to "Vice Smugglers": The Criminalization of Sea Rescue NGOs in Italy' (2020) 27 *European Journal on Criminal Policy and Research* 23
- Dahlberg, M, 'It's Not its Task to Act as a Court of Fourth Instance: The Case of the European Court of Human Rights' (2014) 7 *European Journal of Legal Studies* 78
- de Vries, K, 'Rewriting Abdulaziz: The ECtHR Grand Chamber Ruling in Biao v Denmark' (2016) 18 *European Journal of Migration and Law* 467
- Dembour, M-B, 'Gaygusuz Revisited: The Limit of the European Court of Human Rights' Equality Agenda' (2012) 12 *Human Rights Law Review* 689
- Devillard, A, 'The Principle of Non-discrimination and Entry, Stay and Expulsion of Foreigners Living with HIV/AIDS' (2009) 11 *International Journal on Multicultural Societies* 91
- Di Molfetta, E and Brouwer, J, 'Unravelling the crimmigration knot: penal subjectivities, punishment and the censure machine' (2019) 20 *Criminology & Criminal Justice* 302
- Dinwiddy, JR, 'The Use of the Crown's Power of Deportation Under the Aliens Act, 1793–1826' (1968) 41 *Historical Research* 193
- Dworkin, R, 'Terror and the Attack on Civil Liberties' (2003) 50 *New York Review of Books* 1
- Easton, S, 'Punishing Sex Offenders: Discrimination or Justifiable Treatment?' (2001) 5 *International Journal of Discrimination and the Law* 71
- Eberl, J-M, Meltzer, CE, Heidenreich, T, Herrero, B, Theorin, N, Lind, F, Berganza, R, Boomgaarden, HG, Schemer, C and Strömbäck, J, 'The European media discourse on immigration and its effects: A literature review' (2018) 42(3) *Annals of the International Communication Association* 207
- Ellerman, A, 'Street-level Democracy? How Immigration Bureaucrats Manage Public Opinion' (2006) 29 *Western European Politics* 293
- 'The Limits of Unilateral Migration Control: Deportation and Inter-State Cooperation' (2008) 43 *Government & Opposition* 168
- Fawn, R, 'Czech Attitudes Towards the Roma: Expecting More of Havel's Country' (2001) 53 *Europe-Asia Studies* 1193
- Fekete, L, 'The Emergence of Xeno-Racism' (2001) 43 *Race & Class* 23
- 'The Deportation Machine: Europe, Asylum and Human Rights' (2005) 47 *Race & Class* 64
- Fekete, L and Webber, F, 'Foreign Nationals, Enemy Penology and the Criminal Justice System' (2010) 51 *Race & Class* 1
- Garth Snider, W, 'Banishment: This History of its Use and a Proposal for its Abolition under the First Amendment' (1998) 24 *New England Journal on Criminal and Civil Confinement* 455
- Gerards, J, 'How to Improve the Necessity Test of the European Court of Human Rights' (2013) 11 *International Journal of Constitutional Law* 466
- Gibbs, N, 'Getting Constitutional Theory in Proportion: A Matter of Interpretation' (2007) 27 *Oxford Journal of Legal Studies* 175



- Gibney, M, 'Asylum and the Expansion of Deportation in the United Kingdom' (2008) 43 *Government & Opposition* 146
- Giuffre, M, 'An Appraisal of Diplomatic Assurances One Year After Othman (Abu Qatada) v United Kingdom (2012)' (2013) 2 *International Human Rights Law Review* 266
- Gomez-Jara Diez, C, 'Enemy Combatants versus Enemy Criminal Law: An Introduction to the European Debate Regarding Enemy Criminal Law and its Relevance to the Anglo-American Discussion on the Legal Status of Unlawful Enemy Combatants' (2008) 11 *New Criminal Law Review* 529
- Goodman, S and Burke, S, "'Oh you don't want asylum seekers, oh you're just racist": A Discursive Analysis of Discussions About Whether it's Racist to Oppose Asylum Seeking' (2010) 21 *Discourse & Society* 325
- Guiraudon, V and Lahav, G, 'A Reappraisal of the State Sovereignty Debate: The Case of Migration Control' (2000) 33 *Comparative Political Studies* 163
- Haney, L, 'Prisons of the Past: Penal Nationalism and the Politics of Punishment in Central Europe' (2016) 18 *Punishment & Society* 346
- Hasselburg, I, 'Coerced to Leave: Punishment and the Surveillance of Foreign National Prisoners in the UK' (2014) 12 *Surveillance & Security* 471
- Heckman, G, 'International Law and Procedural Safeguards in Deportation Proceedings: *Ahani v Canada*' (2004) 17 *Revue québécoise de droit international* 81
- Hernandez, CCG, 'Creating Crimmigration' (2013) 6 *Brigham Young University Law Review* 1457
- Jacobs, M, 'Immigration Controls and Racism' (1985) 20 *Economic and Political Weekly* 1075
- Jakobs, G, 'Kriminalisierung im Vorfeld einer Rechtsgutsverletzung' (1985) 97 *Zeitschrift für die Gesamte Strafrechtswissenschaft* 751
- '“Bürgerstrafrecht und Feindstrafrecht”, Höchstrichterliche Rechtsprechung Strafrecht' (2004) 5 *Onlinezeitschrift für Höchstrichterliche Rechtsprechung zum Strafrecht* 88
- Kanstroom, D, 'Deportation and Punishment: A Constitutional Dialogue' (2000) 41 *Boston College Law Review* 771
- 'Deportation, Social Control, and Punishment: Some Thoughts About Why Hard Laws Make Bad Cases' (2000) 113 *Harvard Law Review* 1889
- Khan, B, 'From *D v UK* to *Paposhvili v Belgium*: Assessing the Strasbourg Court's Legal and Institutional Approach to the Expulsion of Seriously Ill Migrants Under Article 3 of the European Convention on Human Rights' (2019) 25 *Columbia Journal of European Law* 223
- Khosravi, S, 'Sweden: Detention and Deportation of Asylum Seekers' (2009) 50 *Race & Class* 38
- Klein, A and Williams, L, 'Immigration Detention in the Community: Research on the Experiences of Migrants Released from Detention Centres in the UK' (2012) 18 *Population, Space and Place* 741
- Kubal, A, 'Struggles Against Subjection. Implications of Criminalisation of Migration for Migrants' Everyday Lives in Europe' (2014) 62 *Crime, Law and Social Change* 91
- Krasmann, S, 'The Enemy on the Border' (2007) 9 *Punishment & Society* 301
- Lambert, H, 'The Next Frontier: Expanding Protection in Europe for Victims of Armed Conflict and Indiscriminate Violence' (2013) 25 *International Journal of Refugee Law* 207
- Leerkes, A and Bernasco, W, 'The Spatial Concentration of Illegal Residence and Neighbourhood Safety' (2010) 32 *Journal of Urban Affairs* 368
- Leerkes, A and Broeders, D, 'A Case of Mixed Motives? Formal and Informal Functions of Administrative Detention' (2010) 50 *British Journal of Criminology* 830
- Legomsky, SH, 'The Detention of Aliens: Theories, Rules and Discretion' (1999) 30 *University of Miami Inter-American Law Review* 531
- 'The New Path of Immigration Law: Asymmetric Incorporation of Criminal Justice Norms' (2007) 64 *Washington and Lee Law Review* 469
- Lester, A, 'Thirty years on: The East African Asians case revisited' (2002) (Spring) *Public Law* 52
- Letsas, G, 'Strasbourg's Interpretive Ethic: Lessons for the International Lawyer' (2010) 21 *European Journal of International Law* 509.
- Lewis, G and Neals, S, 'Introduction: Contemporary Political Contexts, Changing Terrains and Revisited Discourses' (2005) 28 *Ethnic and Racial Studies* 423



- Loucaides, L, 'Questions of Fair Trial Under the European Convention on Human Rights' (2003) 3 *Human Rights Law Review* 27
- Majcher, I, 'Discipline and Punish? Analysis of the Purposes of Immigration Detention in Europe' (2014) 11(2) *AmeriQuests* 1
- Mantouvalou, V, '*N v UK*: No Duty to Rescue the Nearby Needy?' (2009) 72 *Modern Law Review* 815
- Manwearing, C, 'Constructing a Crisis: The Role of Immigration Detention in Malta' (2012) 18 *Population, Space and Place* 687
- Markowitz, P, 'Deportation is Different' (2010) 13 *University of Pennsylvania Journal of Constitutional Law* 1300
- Martin, D, 'Effects of International Law on Migration Policy and Practice: The Uses of Hypocrisy' (1989) 23 *International Migration Review* 547
- Martinez, G, 'Race and Immigration Law: A Paradigm Shift?' (2000) 2 *University of Illinois Law Review* 517
- Meyers, E, 'The Causes of Convergence in Western Immigration Control' (2002) 28 *Review of International Studies* 123
- Meyler, F and Woodhouse, S, 'Changing the immigration rules and withdrawing the currency of legal aid: The impact of LASPO 2012 on migrants and their families' (2013) 35 *Journal of Social Welfare & Family Law* 55
- Miller, T, 'Citizenship and Severity: Recent Immigration Reforms and the New Penology' (2003) 17 *Georgetown Immigration Law Journal* 611
- 'Blurring the Boundaries Between Immigration and Crime Control After September 11th' (2005) 25 *Boston College Third World Law Journal* 81
- Mitsilegas, V, 'Immigration Control in an Era of Globalization: Deflecting Foreigners, Weakening Citizens, Strengthening the State' (2012) 9 *Indiana Journal of Global Legal Studies* 3
- Moeckli, D, 'Of Minarets and Foreign Criminals: Swiss Direct Democracy and Human Rights' (2011) 11 *Human Rights Law Review* 774
- Mooney, A, 'Human Rights: Law, Language and the Bare Human Being' (2012) 32 *Language & Communication* 169
- Moschel, M, 'The Strasbourg Court and Indirect Race Discrimination: Going Beyond Education' (2017) 80 *Modern Law Review* 121
- Nafziger, J, 'The General Admission of Aliens Under International Law' (1983) 77 *American Journal of International Law* 804
- O'Nions, H, 'Exposing Flaws in the Detention of Asylum Seekers: A Critique of Saadi' (2008) 17 *Nottingham Law Journal* 34
- 'No Right to Liberty: The Detention of Administrative of Asylum Seekers for Administrative Convenience' (2008) 10 *European Journal of Migration and Law* 149
- Ohana, D, 'Trust, Distrust and Reassurance: Diversion and Preventive Orders through the Prism of Feindstrafrecht' (2010) 73 *Modern Law Review* 721
- Pakes, F and Holt, K, 'Crimmigration and the prison: Comparing trends in prison policy and practice in England and Wales and Norway' (2017) 14 *European Journal Of Criminology* 63
- Pauw, R, 'A New Look at Deportation as Punishment: Why at Least Some of the Constitution's Criminal Procedure Protections Must Apply' (2000) 52 *Administrative Law Review* 305
- Peyronnet, C, 'France Undesirable and Unreturnable Migrants under French Law: Between Legal Uncertainty and Legal Limbo' (2017) 36 *Refugee Survey Quarterly* 35
- Sales, R, 'Secure Borders, Safe Haven: A Contradiction in Terms' (2005) 28 *Ethnic and Racial Studies* 445
- Savino, M, 'The Right to Stay as a Fundamental Freedom: The Demise of Automatic Expulsion in Europe' (2006) 7 *Transnational Legal Theory* 70
- Sawyer, C, 'Insufficiently Inhuman: Removing AIDS patients from the UK. *N v Secretary of State for the Home Department* (Terence Higgins Trust intervening) [2003] EWCA Civ 1369' (2004) 26 *Journal of Social Welfare & Family Law* 281



- Schuk, P, 'INS Detention and Removal: A White Paper' (1997) 11 *Georgetown Immigration Law Journal* 667
- Schuster, L, 'A Sledgehammer to Crack a Nut: Deportation, Detention and Dispersal in Europe' (2005) 39 *Social Policy & Administration* 606
- Schuster, L and Majidi, N, 'What Happens Post-Deportation? The Experience of Deported Afghans' (2013) 1 *Migration Studies* 221
- 'Deportation Stigma and Re-migration' (2015) 41 *Journal of Ethnic and Migrant Studies* 635
- Sicilianos, L-A, 'The European Court of Human Rights at a Time of Crisis in Europe' (2016) 2 *European Human Rights Law Review* 121
- Skoglund, L, 'Diplomatic Assurances Against Torture – An Effective Strategy? A Review of Jurisprudence and Examination of Arguments' (2008) 77 *Nordic Journal of International Law* 319
- Snacken, S, 'Resisting Punitiveness in Europe' (2010) 14 *Theoretical Criminology* 273
- Spalding, A, 'Leaving Saadi Behind? The Future of the UK's Detained Fast Track Process' (2016) 30 *Journal of Immigration, Asylum & Nationality Law* 159
- Stumpf, J, 'The Crimmigration Crisis: Immigrants, Crime and Sovereign Power' (2006) 56 *American University Law Review* 367
- Tasioulas, J, 'Punishment and Repentance' (2006) 81 *Philosophy* 279
- Trebbe, J, and Schoenhagen, P, 'Ethnic Minorities in the Mass Media: How Migrants Perceive Their Representation in Swiss Public Television' (2011) 12 *Journal of International Migration and Integration* 411
- Turnbull, S, 'Stuck in the Middle: Waiting and Uncertainty in Immigration Detention' (2016) 25 *Time & Society* 61
- Uglevik, T and Damsa, D, 'The Pains of Crimmigration Imprisonment: Perspectives from a Norwegian All-Foreign Prison' (2017) 58 *British Journal of Criminology* 1025
- van der Woude, MAH, van der Leun, JP and Nijland J-AA, 'Crimmigration in the Netherlands' (2014) 39 *Law & Social Inquiry* 560
- Van Dijk, T, 'Discourse and the Denial of Racism' (1992) 3 *Discourse & Society* 87
- Walters, W, 'Deportation, Expulsion and the International Police of Aliens' (2002) 6 *Citizenship Studies* 265
- Weber, L, 'The Detention of Asylum Seekers as a Crime of Obedience' (2005) 13 *Critical Criminology* 89
- Weber, L and Bowling, B, 'Valiant beggars and global vagabonds: Select, eject, immobilize' (2008) 12 *Theoretical Criminology* 355
- Welch, M and Schuster, L, 'Detention of Asylum Seekers in the US, UK, France, Germany and Italy: A Critical View of the Globalizing Culture of Control' (2005) 5 *Criminal Justice* 331
- York, S, 'Deportation of foreign offenders – a critical look at the consequences of Maaouia and whether recourse to common-law principles might offer a solution' (2017) 31 *Journal of Immigration, Asylum & Nationality Law* 8
- Zedner, L, 'Penal Subversions: When is a Punishment Not Punishment, Who Decides and On What Grounds?' (2015) 20 *Theoretical Criminology* 1

## Books

- Aliverti, A, *Crimes of Mobility: Criminal Law and the Regulation of Immigration* (Taylor and Francis 2013)
- Anderson, B, *Us and Them: The Dangerous Politics of Immigration Control* (Oxford University Press 2015)
- Andreas, P, *Border Games: Policing the US–Mexico Divide* (Cornell University Press 2000)
- Arendt, H, *The Origins of Totalitarianism* (Harcourt, Brace and Jovonovich 1966)



- Aas, K and Bosworth, M (eds), *The Borders of Punishment* (Oxford University Press 2013)
- Baker, D, *The Right Not to be Criminalised: Demarcating Criminal Law's Authority* (Ashgate 2011)
- Benhabib, S, *The Rights of Others: Aliens, Residents, Citizens* (Cambridge University Press 2004)
- Blake, N and Husain, R, *Immigration, Asylum and Human Rights* (Oxford University Press 2003)
- Boeles, P, *Fair Immigration Proceedings in Europe* (Martinus Nijhoff Publishers 1997)
- Bogusz, B, Cholewinski, R, Cygan, A and Szyszczak, E (eds), *Irregular Migration and Human Rights: Theoretical, European and International Perspectives* (Martinus Nijhoff Publishers 2004)
- Bosworth, M, *Inside Immigration Detention* (Oxford University Press 2014)
- Brems, E and Gerards, J (eds), *Shaping Rights in the ECHR: The Role of the European Court of Human Rights in Determining the Scope of Human Rights* (Cambridge University Press 2014)
- Brooks, T, *Punishment* (Routledge 2012)
- Brotherton, D and Barrios, L, *Banished to the Homeland* (Columbia University Press 2011)
- Christofferson, J, *Fair Balance: A Study of Proportionality, Subsidiarity and Primarity in the European Convention on Human Rights* (Martinus Nijhoff Publishers 2009)
- Clayton, G, *Immigration and Asylum Law*, 6th edn (Oxford University Press 2006)
- Cole, D, *Enemy Aliens* (The New Press 2003)
- Costello, C, *The Human Rights of Migrants and Refugees in European Law* (Oxford University Press 2016)
- Cornelisse, G, *Immigration Detention and Human Rights: Rethinking Territorial Sovereignty* (Martinus Nijhoff Publishers 2010)
- Cruft, R, Liao, M and Renzo, M (eds), *Philosophical Foundations of Human Rights* (Oxford University Press 2015)
- Dembour, M-B, *When Humans Become Migrants: A Study of the European Court of Human Rights with an Inter-American Counterpoint* (Oxford University Press 2015)
- Dembour, M-B and Kelly, T (eds), *Are Human Rights for Migrants? Critical Reflections on the Status of Irregular Migrants in Europe and the United States* (Routledge 2011)
- Drake, D, *Prisons, Punishment and the Pursuit of Security* (Palgrave Macmillan 2010)
- Duff, RA, *Punishment, Communication and Community* (Oxford University Press 2001)
- Ekrich, R, *Bound for America: The Transportation of British Convicts to the Colonies 1718-1775* (Oxford University Press 1987)
- Fekete, L, *A Suitable Enemy* (Pluto Press 2009)
- Franko, K, *Globalization and Crime*, 3rd edn (Sage 2020)
- Fraser, N, *Scales of Justice* (Columbia University Press 2010)
- Griffin, J, *On Human Rights* (Oxford University Press 2008)
- Hathaway, J, *The Rights of Refugees Under International Law* (Cambridge University Press 2005)
- Herring, J, *Criminal Law: Text, Cases and Materials*, 6th edn (Oxford University Press 2014)
- Husak, D, *Overcriminalization: The Limits of the Criminal Law* (Oxford University Press 2008)
- Kanstroom, D, *Deportation Nation* (Harvard University Press 2007)
- Kaufman, E, *Punish and Expel: Border Control, Nationalism and the New Purpose of Prison* (Oxford University Press 2015)
- Kesby, A, *The Right to Have Rights: Citizenship, Humanity and International Law* (Oxford University Press 2012)
- Lambert, H, *The Position of Aliens in Relation to the European Convention on Human Rights* (Council of Europe 2007)
- Leerkes, A, *Illegal Residence and Public Safety in the Netherlands* (Amsterdam University Press 2009)
- McMahon, A, *The Role of the State in Migration Control: The Legitimacy Gap and Moves Towards a Regional Model* (Brill 2016)
- Packer, H, *The Limits of the Criminal Sanction* (Stanford University Press 1968)
- Palidda, S (ed), *Racial Criminalization of Migrants in the 21st Century* (Ashgate 2011)
- Pratt, J, *Penal Populism* (Routledge 2007)
- Rainey, B, Wicks, E and Ovey, C, *The European Convention on Human Rights*, 6th edn (Oxford University Press 2014)



- Reneman, M, *EU Asylum Procedures and the Right to an Effective Remedy* (Hart Publishing 2014)
- Schotel, B, *On the Right of Exclusion: Law, Ethics and Immigration Policy* (Routledge 2012)
- Simester, AP and Von Hirsch, A, *Crime, Harms and Wrongs* (Hart Publishing 2011)
- Stone, R, *Textbook on Civil Liberties and Human Rights* (Oxford University Press 2014)
- Summers, S, *Fair Trials: The European Criminal Procedural Tradition and the European Court of Human Rights* (Hart Publishing 2007)
- Susnjar, D, *Proportionality, Fundamental Rights and the Balance of Powers* (Brill Publishing 2010)
- Torpey, J, *The Invention of the Passport: Surveillance, Citizenship and the State* (Cambridge University Press 2000)
- Triandafyllidou, A (ed), *Irregular Migration in Europe: Myths and Realities* (Ashgate 2010)
- Wilsher, D, *Immigration Detention: Law, History, Politics* (Cambridge University Press 2011)
- Winder, R, *Bloody Foreigners: The Story of Immigration to Britain* (Abacus 2004)
- White, R and Ovey, C, *Jacobs, White and Ovey: The European Convention on Human Rights* 5th edn (Oxford University Press 2010)
- Van Dijk, P and Van Hoof, G, *Theory and Practice of the European Convention on Human Rights* (Kluwer Law International 1998)
- Van Dijk, P, van Hoof, F, van Rijn, A, Zwaak, L, Flinterman, C and Heringa, A, *Theory and Practice of the ECHR* 4th edn (Intersentia 2004)
- van Kalmthout, A, Hofstee-van der Meulen, F and Dunkel, F (eds), *Foreigners in European Prisons* (Wolf Legal Publishers 2009)
- Van Zyl Smit, D and Snacken, S, *Principles of European Prison Law and Policy: Penology and Human Rights* (Oxford University Press 2009)
- Ziegler, KS, Wicks, E and Hodson, L (eds), *The UK and European Human Rights: A Strained Relationship* (Hart Publishing 2015)

## Chapters in Edited Volumes

- Ashworth, A and Zedner, L, 'Preventative Orders: A Problem of Undercriminalisation' in RA Duff, L Farmer, SE Marshall, M Renzo and V Tadros (eds), *The Boundaries of the Criminal Law* (Oxford University Press 2010)
- Bosniak, L, 'Human Rights within One State: Dilemmas of Personhood in Liberal Constitutional Thought' in M-B Dembour and T Kelly (eds), *Are Human Rights for Migrants? Critical Reflections on the Status of Irregular Migrants in Europe and the United States* (Routledge 2011)
- Bosworth, M, 'Human rights and immigration detention in the UK' in M-B Dembour and T Kelly (eds), *Are Human Rights for Migrants? Critical Reflections on the Status of Irregular Migrants in Europe and the United States* (Routledge 2011)
- Bowling, B and Westenra, S, 'Racism, immigration and policing' in M Bosworth, A Parmar and Y Vázquez (eds), *Race, Criminal Justice and Migration Control: Enforcing the Boundaries of Belonging* (Oxford University Press 2018)
- Cornelisse, G, 'Immigration Detention and the Territoriality of Human Rights' in N De Genova and N Peutz (eds), *The Deportation Regime: Sovereignty, Space, and the Freedom of Movement* (Duke University Press 2010)
- Dembour, M-B, 'The Sleeping Beauty Awakens Late: An Absolute Prohibition with Many Buts (Around Soering)' in M-B Dembour, *When Humans Become Migrants: A Study of the European Court of Human Rights with an Inter-American Counterpoint* (Oxford University Press 2015)
- Duff, RA, 'Perversions and Subversions of Criminal Law' in RA Duff, L Farmer, SE Marshall, M Renzo and V Tadros (eds), *The Boundaries of the Criminal Law* (Oxford University Press 2010)
- Franko, K, 'The Deviant Immigrant: Migration and Discourse About Crime' in K Franko, *Globalization and Crime*, 3rd edn (Sage 2020)



- Larrauri, E and Jacobs, J, 'A Spanish Window on European Law' in T Daems, D van Zyl Smit and S Snacken (eds), *European Penology?* (Hart Publishing 2013)
- Majcher, I, 'The Effectiveness of the EU Return Policy at All Costs: The Punitive Use of Administrative Pre-removal Detention' in N Kogovšek Šalamon (ed), *Causes and Consequences of Migrant Criminalization* (Springer 2020)
- Maneri, M, 'Media Discourse on Immigration: Control Practices and the Language we Live' in S Palidda (ed), *Racial Criminalization of Migrants in the 21st Century* (Ashgate 2011)
- Pourgourides, C, 'The mental health implications of detention of asylum seekers' in J Hughes and F Liebaut (eds), *Detention of Asylum Seekers in Europe: Analysis and Perspectives* (Kluwer Publishing 1998)
- Raoult, S, 'The Functional Ambiguities of Pre-Trial Detention in France' in M Charret-Del Bove and F Murlon (eds), *Pre-trial Detention in the 20th and 21st Century Common Law and Civil Systems* (Cambridge Scholars Publishing 2014)
- Stumpf, J, 'The Process is the Punishment in Crimmigration Law' in K Aas and M Bosworth (eds), *The Borders of Punishment* (Oxford University Press 2013)
- Tasioulas, J, 'On the Foundations of Human Rights' in R Cruft, M Liao and M Renzo (eds), *Philosophical Foundations of Human Rights* (Oxford University Press 2015)
- Van Dijk, T, 'Ideologies, Racism, Discourse. Debates on Immigration and Ethnic Issues' in J ter Wal and M Verkuyten (eds), *Comparative Perspectives on Racism* (Ashgate 2000)
- Zedner, L, 'Is the Criminal Law Only for Citizens' in K Aas and M Bosworth (eds), *The Borders of Punishment* (Oxford University Press 2013)

## Documents

### *European Union*

- European Commission, 'Communication on Migration' COM(2011) 248 final
- European Migration Network, 'The Use of Detention and Alternatives to Detention in the Context of Immigration Policies' (European Commission 2014) 23–24, available at: [ec.europa.eu/home-affairs/sites/homeaffairs/files/what-we-do/networks/european\\_migration\\_network/reports/docs/emn-studies/emn\\_study\\_detention\\_alternatives\\_to\\_detention\\_synthesis\\_report\\_en.pdf](http://ec.europa.eu/home-affairs/sites/homeaffairs/files/what-we-do/networks/european_migration_network/reports/docs/emn-studies/emn_study_detention_alternatives_to_detention_synthesis_report_en.pdf)
- European Parliament, 'The Conditions in Centres for Third Country National (Detention Camps, Open Centres as well as Transit Centres and Transit Zones) with a Particular Focus on Provisions and Facilities for Persons with Special Needs in the 25 EU Member States' (December 2007)
- European Union Agency for Fundamental Rights, 'Racism and Cultural Diversity in the Mass Media' (February 2002), available at: [fra.europa.eu/en/publication/2002/racism-and-cultural-diversity-mass-media](http://fra.europa.eu/en/publication/2002/racism-and-cultural-diversity-mass-media)
- 'Annual Report 2011' (June 2012), available at: [file://stafs-nhr-02.ccad.canterbury.ac.uk/as1051/Downloads/2211-FRA-2012\\_Annual-Report-2011\\_EN%20\(1\).pdf](http://file://stafs-nhr-02.ccad.canterbury.ac.uk/as1051/Downloads/2211-FRA-2012_Annual-Report-2011_EN%20(1).pdf)
- 'The Criminalisation of Migrants in an Irregular Situation and of Persons Engaging with Them' (March 2014), available at: [fra.europa.eu/en/publication/2014/criminalisation-migrants-irregular-situation-and-persons-engaging-them](http://fra.europa.eu/en/publication/2014/criminalisation-migrants-irregular-situation-and-persons-engaging-them)
- 'Fundamental rights considerations: NGO ships involved in search and rescue in the Mediterranean and criminal investigations' (October 2018), available at: [fra.europa.eu/sites/default/files/fra\\_uploads/fra-2018-ngos-sar-mediterranean\\_en.pdf](http://fra.europa.eu/sites/default/files/fra_uploads/fra-2018-ngos-sar-mediterranean_en.pdf)
- Guild, E, 'A Typology of Different Types of Centres for Third Country Nationals in Europe' (European Parliament, 2006), available at: [www.europarl.europa.eu/RegData/etudes/note/join/2006/378268/IPOL-LIBE\\_NT\(2006\)378268\\_EN.pdf](http://www.europarl.europa.eu/RegData/etudes/note/join/2006/378268/IPOL-LIBE_NT(2006)378268_EN.pdf)



## International

- 'Briefing Paper for the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) on the Occasion of the CPT's Periodic Visit to Hungary' (Hungarian Helsinki Committee, 28 March 2013), available at: [helsinki.hu/wp-content/uploads/HHC\\_briefing-paper\\_CPT\\_periodic\\_visit\\_28March2013\\_FINAL.pdf](https://helsinki.hu/wp-content/uploads/HHC_briefing-paper_CPT_periodic_visit_28March2013_FINAL.pdf)
- Council of Europe, 'Chart of Signatures and Ratifications of Treaty 177: Protocol No 12 to the Convention for the Protection of Human Rights and Fundamental Freedoms' Status as of 30 September 2021, available at: [dww.coe.int/en/web/conventions/full-list/-/conventions/treaty/210?module=signatures-by-treaty&treatynum=177](https://dww.coe.int/en/web/conventions/full-list/-/conventions/treaty/210?module=signatures-by-treaty&treatynum=177)
- *Explanatory Report to Protocol No 7 to the Convention for the Protection of Human Rights and Fundamental Freedoms* (ETS No 117)
- European Committee for the Prevention of Torture and Inhuman or Degrading Treatment, 'Report to the Slovenian Government on the visit to Slovenia carried out by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) from 31 January to 8 February 2006' (Committee for Prevention of Torture, Council of Europe, 15 February 2008), available at: [www.refworld.org/docid/47b56d8e2.html](http://www.refworld.org/docid/47b56d8e2.html)
- 'Report to the Slovenian Government on the Visit to Slovenia Carried Out by the European Committee for the Prevention of Torture and Inhuman or Degrading Treatment or Punishment (CPT) from 28 March to 4 April 2017, CPT/Inf (2017) 27' (September 2017), available at: [rm.coe.int/pdf/168074adf9](https://rm.coe.int/pdf/168074adf9)
- European Court of Human Rights, 'Guide on Article 6: Right to a Fair Trial (Civil Limb)' (Council of Europe 2021)
- 'Guide on Article 6: Right to a Fair Trial (Criminal Limb)' (Council of Europe, 2021)
- 'Migrants in Detention Factsheet' (March 2021): FS\_Migrants\_detention\_ENG (coe.int)
- Guild, E, 'The Criminalisation of Migration in Europe: Human Rights Implications' (Commissioner for Human Rights, Council of Europe, 4 February 2010)
- Hammarberg, T, 'Report following his visit to the Republic of Cyprus on 7–10 July 2008. Issues reviewed: Asylum, Detention of Migrants and Trafficking in Human Beings in the Republic of Cyprus' (Commissioner for Human Rights, Council of Europe, 12 December 2008), available at: [www.refworld.org/docid/494225702.html](http://www.refworld.org/docid/494225702.html)
- Hungarian Helsinki Committee (HHC), 'Pushed Back at the Door: Denial of Access to Asylum in Eastern EU Member States' (2017) 9, available at: [www.helsinki.hu/wp-content/uploads/pushed-back.pdf](https://www.helsinki.hu/wp-content/uploads/pushed-back.pdf)
- Inter-American Commission on Human Rights, 'Report on Immigration in the United States: Detention and Due Process' (OAS 2010) OEA/Ser.L/II.Doc 78/10
- Office des Etrangers, 'Activity Report 2008' (Brussels, 2009) 25, available at: [dofi.ibz.be/sites/dvzoe/FR/Documents/2008fr.pdf](https://dofi.ibz.be/sites/dvzoe/FR/Documents/2008fr.pdf)
- Thomas, B, 'International Migration and Economic Development' (United Nations Educational, Scientific and Cultural Organisation, 1961)
- UN Committee Against Torture, *Agiza v Sweden* (Communication No 233/2003) CAT/C/34/D/233/2003 (CAT) 20 May 2005
- UNGA, 'Report of the Ad Hoc Committee on the Elaboration of a Convention against Transnational Organized Crime on the work of its first to eleventh sessions' (10 November 2002) 55th session, UN Doc A/55/383/Add.1
- UNHCR, 'CCPR General Comment No 8: Article 9 (Right to Liberty and Security of Persons)' 30 June 1982, No 8
- Bulgarian Helsinki Committee, and General Directorate of Border Police, 'Bulgaria, 2017 Annual Border Monitoring Report – Access to Territory and International Protection', (25 June 2018) 9 available at: [asylum\\_procedure\\_en.pdf](https://asylum_procedure_en.pdf)



- 'Guidelines on the Applicable Criteria and Standards relating to the Detention of Asylum-Seekers and Alternatives to Detention' (2012)
- UN Human Rights Committee (HRC), *A v Australia* (Communication No 560/1993) CCPR/C/59/D/560/1993 30 April 1997
- 'CCPR General Comment No 8: Article 9 (Right to Liberty and Security of Persons)' 30 June 1982, No 8
- *Esposito v Spain* (Communication No 1359/2005) CCPR/C/89/D/1359/2005 (HRC) 30 May 2007
- *PK v Canada* (Communication No 1234/2003) CCPR/C/89/D/1234/2003 (HRC) 3 April 2007
- *van Alphen v the Netherlands* (Communication No 305/1988) CCPR/C/39/D/305/1988 UN 23 July 1990
- *Zundel v Canada* (Communication No 1341/2005) CCPR/C/89/D/1341/2005 (HRC) 4 April 2007

## UK Government

- HM Government, 'New Plan for Immigration: Policy Statement' (March 2021), available at: [assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/972517/CCS207\\_CCS0820091708-001\\_Sovereign\\_Borders\\_Web\\_Accessible.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/972517/CCS207_CCS0820091708-001_Sovereign_Borders_Web_Accessible.pdf)
- HM Inspectorate of Prisons and ICIBI, *The effectiveness and impact of immigration detention casework: A joint thematic review by HM Inspectorate of Prisons and the Independent Chief Inspector of Borders and Immigration* (December 2012)
- 'Unannounced full follow-up inspection of Brook House Immigration Removal Centre 28 May–7 June 2013'
- Home Office, 'Chapter 33 Working with the Police' in *Home Office Instructions and Guidance Operational Enforcement Activity*
- 'Criminal Casework: the facilitated return scheme' (25 July 2014)
- 'Fees with Effect From 6 April 2018 for Citizenship Applications and Right of Abode', available at: Fees for citizenship applications and the right of abode from 6 April 2018 – GOV.UK ([www.gov.uk](http://www.gov.uk))
- 'IRAQ Bulletin: Treatment of Persons Returning to Iraq, including failed asylum seekers; the situation of internally displaced persons and the procedures to re-obtain documentation to access services and facilitate internal movement' (16 April 2012), available at: [www.refworld.org/docid/5385a2f74.html](http://www.refworld.org/docid/5385a2f74.html)
- 'Voluntary Assisted Return and Reintegration Programme (VARRP)' (15 August 2014)
- House of Commons, 'Statement of Changes in Immigration Rules' (HC 321, 6 February 2008), available at: [www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/261554/hc321.pdf](http://www.gov.uk/government/uploads/system/uploads/attachment_data/file/261554/hc321.pdf)
- House of Commons Home Affairs Committee, *Immigration Detention* (HC 913, 2017–19)
- House of Commons Library, Research Briefing 'Immigration Detention in the UK: An Overview' (7 September 2015), available at: [researchbriefings.parliament.uk/ResearchBriefing/Summary/CBP-7294](http://researchbriefings.parliament.uk/ResearchBriefing/Summary/CBP-7294) accessed 18 August 2017
- House of Commons Public Accounts Committee, *Managing and removing foreign national offenders Twenty-ninth Report of Session 2014–2015* (HC 708, 2015)
- House of Lords and House of Commons Joint Committee on Human Rights *The Treatment of Asylum Seekers* (Tenth Report of Session 2006–2007, HL 81-I, HC 60-I)
- Independent Chief Inspector of Borders and Immigration 'A Thematic Inspection of How the UK Border Agency Manages Foreign National Prisoners February – May 2011' (2011), available at: [icsinspector.independent.gov.uk/inspections/inspection-reports/2011-inspection-reports-2](http://icsinspector.independent.gov.uk/inspections/inspection-reports/2011-inspection-reports-2)
- Majidi, N, *An Evaluation of the UK Return and Reintegration Programme* (Department for International Development, 2009).
- Ministry of Justice, 'Tribunal Statistics Quarterly April to June 2013' (12 September 2013), available at: [www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/239257/tribunal-stats-quarterly-april-june-2013.pdf](http://www.gov.uk/government/uploads/system/uploads/attachment_data/file/239257/tribunal-stats-quarterly-april-june-2013.pdf)



- 'Statistics Bulletin: Legal Aid Statistics in England and Wales April to June 2015' (24 September 2015) 26, available at: [www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/463127/stats-bulletin.pdf](http://www.gov.uk/government/uploads/system/uploads/attachment_data/file/463127/stats-bulletin.pdf)
- McGuinness, T and Gower, M, *Immigration Detention in the UK: An Overview*, House of Commons Library Research Briefing, CBP-7294 (12 September 2018) 30, available at: [researchbriefings.parliament.uk/ResearchBriefing/Summary/CBP-7294#fullreport](http://researchbriefings.parliament.uk/ResearchBriefing/Summary/CBP-7294#fullreport)
- Monaghan, K, 'Inquest into the Death of Jimmy Kelenda Mubenga' (9 July 2013)
- Shaw, S, *Review Into the Welfare in Detention of Vulnerable Persons: A Report to the Home Office* (Cm 9186, 2016)
- *Assessment of government progress in implementing the report on the welfare in detention of vulnerable persons: A follow-up report to the Home Office* (Cm 9661, 2018)
- UK Border Agency and Ministry of Justice, 'Service Level Agreement to Support the Effective and Speedy Removal of Foreign National Prisoners' (1 May 2009)

## Newspaper Articles

- '136 BA passengers removed from jet over deportee row' *Daily Mirror* (7 April 2008)
- 'Enoch Powell's "Rivers of Blood" Speech' *Telegraph* (6 November 2007), available at: [www.telegraph.co.uk/comment/3643823/Enoch-Powells-Rivers-of-Blood-speech.html](http://www.telegraph.co.uk/comment/3643823/Enoch-Powells-Rivers-of-Blood-speech.html)
- 'Swiss vote for deportation of foreigners who commit serious crimes' *The Guardian* (28 November 2010), available at: [www.theguardian.com/world/2010/nov/28/swiss-vote-deportation-foreigners-crime](http://www.theguardian.com/world/2010/nov/28/swiss-vote-deportation-foreigners-crime)
- Barrett, D, 'Foreign Criminals Scandal: Politicians "have blood on their hands" says grieving father' *Daily Telegraph* (22 October 2014), available at: [www.telegraph.co.uk/news/uknews/immigration/11179910/Foreign-criminals-scandal-Politicians-have-blood-on-their-hands-says-grieving-father.html](http://www.telegraph.co.uk/news/uknews/immigration/11179910/Foreign-criminals-scandal-Politicians-have-blood-on-their-hands-says-grieving-father.html)
- 'Priti Patel will close Human Rights Act loophole that is exploited by foreign murderers and rapists who claim asylum in UK' *Daily Mail* (19 October 2020), available at: [www.dailymail.co.uk/news/article-8853645/Priti-Patel-launch-crackdown-criminals-abuse-human-rights-laws-claim-asylum-UK.html](http://www.dailymail.co.uk/news/article-8853645/Priti-Patel-launch-crackdown-criminals-abuse-human-rights-laws-claim-asylum-UK.html)
- Bumiller, E and Myers, S, 'Senior Administration Officials Defend Military Tribunal for Terrorist Suspects' *New York Times* (15 November 2001) B6
- Fleming, N, '35 Afghans strapped in seat to be flown home' *Daily Telegraph* (28 April 2003), available at: [www.telegraph.co.uk/news/uknews/immigration/11179910/Foreign-criminals-scandal-Politicians-have-blood-on-their-hands-says-grieving-father.html](http://www.telegraph.co.uk/news/uknews/immigration/11179910/Foreign-criminals-scandal-Politicians-have-blood-on-their-hands-says-grieving-father.html)
- Hedges, S, 'US Flouts Legal Rights, Lawyer Says; Suspect in Bomb Plot is a Citizen' *Chicago Tribune* (12 June 2002), available at: [articles.chicagotribune.com/2002-06-12/news/0206120249\\_1\\_jose-padilla-abdullah-al-muhajir-lawyer-donna-newman](http://articles.chicagotribune.com/2002-06-12/news/0206120249_1_jose-padilla-abdullah-al-muhajir-lawyer-donna-newman)
- Hope, C, 'Theresa May to fight 2020 election on plans to take Britain out of European Convention on Human Rights after Brexit is completed' *Telegraph* (28 December 2016), available at: [www.telegraph.co.uk/news/2016/12/28/theresa-may-fight-2020-election-plans-take-britain-european](http://www.telegraph.co.uk/news/2016/12/28/theresa-may-fight-2020-election-plans-take-britain-european)
- Jeffries, S, 'Britain's Most Racist Election: The Story of Smethwick, 50 years on' *Guardian* (15 October 2014), available at: [www.theguardian.com/world/2014/oct/15/britains-most-racist-election-smethwick-50-years-on](http://www.theguardian.com/world/2014/oct/15/britains-most-racist-election-smethwick-50-years-on)
- Johnstone, P, 'Afghan asylum seekers flown back to Kabul' *Daily Telegraph* (30 April 2003)
- Kirkup, J and Winnett, R, 'Theresa May Interview: we're going to give illegal migrants a really hostile reception' *Telegraph* (25 May 2012), available at: [www.telegraph.co.uk/news/uknews/immigration/9291483/Theresa-May-interview-Were-going-to-give-illegal-migrants-a-really-hostile-reception.html](http://www.telegraph.co.uk/news/uknews/immigration/9291483/Theresa-May-interview-Were-going-to-give-illegal-migrants-a-really-hostile-reception.html)
- Malik, S and Walker, P, 'Minister planning immigration crackdown on education tourists' *Guardian* (27 March 2013), available at: [www.theguardian.com/politics/2013/mar/27/ministers-immigration-crackdown-education-tourists](http://www.theguardian.com/politics/2013/mar/27/ministers-immigration-crackdown-education-tourists)



- Mallinson, M, 'Home Office Condemned for Forcing Migrants on Bail to Wear GPS Tags' *Guardian* (14 June 2021), available at: [www.theguardian.com/global-development/2021/jun/14/home-office-condemned-for-forcing-migrants-on-bail-to-wear-gps-tags](http://www.theguardian.com/global-development/2021/jun/14/home-office-condemned-for-forcing-migrants-on-bail-to-wear-gps-tags)
- McConnel, F, 'Home Office to review gay Ugandan woman's deportation order' *Guardian* (23 May 2014), available at: [www.theguardian.com/uk-news/2014/may/23/home-office-review-ugandan-lesbians-deportation-order](http://www.theguardian.com/uk-news/2014/may/23/home-office-review-ugandan-lesbians-deportation-order)
- Taylor, M, Wintour, P and Elgotm J, 'Calais Crisis: Cameron pledges to deport more people to end "swarm" of migrants' *Guardian* (30 July 2015), available at: [www.theguardian.com/uk-news/2015/jul/30/calais-migrants-make-further-attempts-to-cross-channel-into-britain](http://www.theguardian.com/uk-news/2015/jul/30/calais-migrants-make-further-attempts-to-cross-channel-into-britain)
- Thomas, A, 'Germany Plans to Make it Easier to Deport Migrants' *Wall Street Journal* (12 January 2016), available at: [www.wsj.com/articles/germany-plans-to-tighten-deportation-rules-1452620702](http://www.wsj.com/articles/germany-plans-to-tighten-deportation-rules-1452620702)
- Watt, N, 'David Laws vetoes plan to force schools to check immigration status of pupils' *Guardian* (22 May 2013), available at: [www.theguardian.com/politics/2013/may/22/immigrant-status-checks-on-schoolchildren-vetoed](http://www.theguardian.com/politics/2013/may/22/immigrant-status-checks-on-schoolchildren-vetoed)

## NGO Reports

- 'Becoming Vulnerable in Detention' (Jesuit Refugee Service, June 2011), available at: [www.refworld.org/docid/4ec269f62.html](http://www.refworld.org/docid/4ec269f62.html)
- 'Outsourcing Abuse: The Use and Misuse of State-Sanctioned Force During the Detention and Removal of Asylum Seekers' (Medical Justice, 2008)
- 'Mapping of Migrant Camps' (Migreurop, 23 November 2013), available at: [en.closethecamps.org/2013/11/23/migreurop-encampment-map](http://en.closethecamps.org/2013/11/23/migreurop-encampment-map)
- Alati, D, Dennis, R, Goss, R, Johns, A, Kuforiji, E, Troop, P, Hardy, K and Syed, N, 'The Use of Secret Evidence in Judicial Proceedings: A Comparative Survey' (University of Oxford, October 2011)
- Arbogast, L, 'Migration Detention in the European Union: A Thriving Business' (Migreurop, 2016)
- Fekete, L, 'Europe's Shame: A report on 105 deaths linked to racism or government migration or asylum policies' (Institute of Race Relations, 2009)
- Granville-Chapman, C, Smith, E and Moloney, N, 'Harm on Removal: Excessive Force Against Failed Asylum Seekers' (Medical Foundation for the Care of Victims of Torture, 2004)
- Global Detention Project, 'Norway Immigration Detention Profile' February 2018 Norway Immigration Detention Profile – Global Detention Project | Mapping immigration detention around the world, available at: [www.globaldetentionproject.org/countries/europe/norway](http://www.globaldetentionproject.org/countries/europe/norway)
- 'Immigration Detention in Belgium' March 2020 GDP – Immigration Detention in Belgium 2020, available at: [www.globaldetentionproject.org/wp-content/uploads/2020/03/GDP-Immigration-Detention-in-Belgium-2020.pdf](http://www.globaldetentionproject.org/wp-content/uploads/2020/03/GDP-Immigration-Detention-in-Belgium-2020.pdf)
- 'Immigration Detention in Bulgaria: Fewer Migrants and Refugees, More Fences' (April 2019), available at: [www.globaldetentionproject.org/immigration-detention-bulgaria-fewer-migrants-refugees-fences](http://www.globaldetentionproject.org/immigration-detention-bulgaria-fewer-migrants-refugees-fences)
- 'Immigration Detention in Denmark: Where officials cheer the deprivation of liberty of "rejected asylum seekers"' (May 2018), available at: [www.globaldetentionproject.org/immigration-detention-in-denmark-where-officials-celebrate-the-deprivation-of-liberty-of-rejected-asylum-seekers](http://www.globaldetentionproject.org/immigration-detention-in-denmark-where-officials-celebrate-the-deprivation-of-liberty-of-rejected-asylum-seekers)
- 'Immigration Detention in France: Longer, More Widespread and Harder to Contest' (October 2018), available at: [www.globaldetentionproject.org/immigration-detention-france](http://www.globaldetentionproject.org/immigration-detention-france)
- 'Immigration Detention in Hungary: Transit Zone or Twilight Zone' (June 2020), available at [www.globaldetentionproject.org/immigration-detention-in-hungary-transit-zone-or-twilight-zone](http://www.globaldetentionproject.org/immigration-detention-in-hungary-transit-zone-or-twilight-zone)
- 'Ireland Immigration Detention Profile' (August 2019), available at: [www.globaldetentionproject.org/countries/europe/ireland#country-report](http://www.globaldetentionproject.org/countries/europe/ireland#country-report)
- 'Luxembourg Immigration Detention Profile' April 2018 Luxembourg Immigration Detention Profile – Global Detention Project | Mapping immigration detention around the world, available at: [www.globaldetentionproject.org/countries/europe/luxembourg](http://www.globaldetentionproject.org/countries/europe/luxembourg)



- Higgs, M, 'Re-evaluating Enoch Powell' (Institute of Race Relations, January 2014), available at: [www.irr.org.uk/news/schofield-review/](http://www.irr.org.uk/news/schofield-review/)
- Ilareva, V, 'Immigration Detention in International Law and Practice: In Search of Solutions to the Challenges Faced in Bulgaria' (*Statewatch*, 2007), available at: [www.statewatch.org/news/2008/jan/valeria-illareva-immigration-detention-bulgaria.pdf](http://www.statewatch.org/news/2008/jan/valeria-illareva-immigration-detention-bulgaria.pdf)
- Kleist, N and Bob-Milliar, G, 'Life after Deportation and the Migration Crisis: The Challenges of Involuntary Return' (Danish Institute for International Studies, October 2013)
- Merlino, M, 'The Italian (In)Security Package' (Centre for European Policy Studies, 2013)
- Nelson, D (ed), 'Migration and the Media' (Migrant Voice, 2014)
- Parkin, J, 'The Criminalisation of Migration in Europe' (Centre for European Policy Studies 2013)
- Refugee Council 'Response to the Home Office Consultation: Tackling Illegal Immigration in Privately Rented Accommodation' (*UK Refugee Council* August 2013), available at: [www.refugeecouncil.org.uk/assets/0002/9930/Refugee\\_Council\\_response\\_to\\_landlords\\_consultation.pdf](http://www.refugeecouncil.org.uk/assets/0002/9930/Refugee_Council_response_to_landlords_consultation.pdf)
- Research Social Platform on Migration, 'The Criminalisation of Migration in Europe' (2020), available at: [ReSoma-criminalisation-.pdf](http://ReSoma-criminalisation-.pdf) ([migpolgroup.com](http://migpolgroup.com))
- Right to Remain, 'Politics Before Protection: the story of Eritrean asylum seekers in the UK' (2017), available at: [righttoremain.org.uk/politics-before-protection-the-story-of-eritrean-asylum-seekers-in-the-uk/](http://righttoremain.org.uk/politics-before-protection-the-story-of-eritrean-asylum-seekers-in-the-uk/)
- Scott Blinder, 'Naturalisation as a British Citizen: Concepts and Trends' (*Migration Observatory*, 8 August 2018), available at: [Naturalisation as a British Citizen: Concepts – Migration Observatory – The Migration Observatory \(ox.ac.uk\)](http://Naturalisation%20as%20a%20British%20Citizen%3A%20Concepts%20-%20Migration%20Observatory%20-%20The%20Migration%20Observatory%20(ox.ac.uk))
- Silverman, S and Griffiths, M, 'Immigration Detention in the UK' (*Migration Observatory*, 29 May 2019), available at: [migrationobservatory.ox.ac.uk/resources/briefings/immigration-detention-in-the-uk/](http://migrationobservatory.ox.ac.uk/resources/briefings/immigration-detention-in-the-uk/)
- Silverman, S and Hajela R, 'Briefing: Immigration Detention in the UK' (*Migration Observatory*, 6 February 2015), available at: [migrationobservatory.ox.ac.uk/resources/briefings/immigration-detention-in-the-uk/](http://migrationobservatory.ox.ac.uk/resources/briefings/immigration-detention-in-the-uk/)
- Taylor, B, Girvan, A and Matthews, L, *A History of Immigration Detention in the UK 1914–2018* (Right to Remain, 2018), available at: [righttoremain.org.uk/wp-content/uploads/2018/09/Detention History.pdf](http://righttoremain.org.uk/wp-content/uploads/2018/09/Detention%20History.pdf)
- Webber, F, 'Border Wars and Asylum Crimes' (*Statewatch*, 2008)
- Wengraf, T (ed), 'What's the Story? Results from Research into Media Coverage of Refugees and Asylum Seekers in the UK' (Article 19, 2003)

## Websites

### BBC News

- 'Howard on Law and Order: Full Text of Michael Howard's Speech on Law and Order' (10 August 2004), available at: [news.bbc.co.uk/1/hi/uk\\_politics/3551318.stm](http://news.bbc.co.uk/1/hi/uk_politics/3551318.stm)
- 'How the deportation story emerged' (9 October 2006), available at: [BBC NEWS | Politics | How the deportation story emerged](http://BBC%20NEWS%20|%20Politics%20|%20How%20the%20deportation%20story%20emerged)
- 'Police release men from immigration van blocking Glasgow street' (13 May 2021), available at: [Police release men from immigration van blocking Glasgow street – BBC News](http://Police%20release%20men%20from%20immigration%20van%20blocking%20Glasgow%20street%20-%20BBC%20News)
- 'Trump travel ban hit by new legal setback' (14 February 2017), available at: [www.bbc.co.uk/news/world-us-canada-38972180](http://www.bbc.co.uk/news/world-us-canada-38972180)
- 'Trump's promises before and after the election' (16 June 2017), available at: [www.bbc.co.uk/news/world-us-canada-37982000](http://www.bbc.co.uk/news/world-us-canada-37982000)



*Other*

- 'Acts of Parliament and Migration Records – the 1800s' (*The National Archives*), available at: [webarchive.nationalarchives.gov.uk/+/http://www.movinghere.org.uk/galleries/roots/intro/migration/parliament3.htm](http://webarchive.nationalarchives.gov.uk/+/http://www.movinghere.org.uk/galleries/roots/intro/migration/parliament3.htm)
- Conservative Party, 'Protecting Human Rights in the UK: The Conservatives' Proposals for Changing Britain's Human Rights Laws' (2014), available at: [www.conservatives.com/~media/files/downloadable%20Files/human\\_rights.pdf](http://www.conservatives.com/~media/files/downloadable%20Files/human_rights.pdf)
- Deutsche Well, 'Things to know about deportations in Germany' (*InfoMigrants*, June 2017), available at: [www.infomigrants.net/en/post/3528/things-to-know-about-deportations-in-germany](http://www.infomigrants.net/en/post/3528/things-to-know-about-deportations-in-germany)
- European Union Agency for the Operational Management of Large-Scale IT Systems in the Area of Freedom, Security and Justice 'SIS II' (EU -LISA, 2021), available at: [eu-LISA – SIS II \(europa.eu\)](http://eu-LISA - SIS II (europa.eu))
- 'Eurosur' (*Frontex*, 2017), available at: [frontex.europa.eu/intelligence/eurosur](http://frontex.europa.eu/intelligence/eurosur)
- 'Executive Order: Protecting the Nation From Foreign Terrorist Entry Into the United States' (White House Press Office, 27 January 2017), available at: [Executive Order Protecting the Nation from Foreign Terrorist Entry into the United States – The White House \(archives.gov\)](http://Executive Order Protecting the Nation from Foreign Terrorist Entry into the United States – The White House (archives.gov))
- Federal Migrant Centre, 'Repatriation, detention and deportation, 2021 Repatriation, detention and deportation | Myria', available at: [www.myria.be/en/fundamental-rights/repatriation-detention-and-deportation](http://www.myria.be/en/fundamental-rights/repatriation-detention-and-deportation)
- Goldirova, R, 'EU Unveils Plans for Biometric Border Controls' (*EUobserver*, 13 February 2008), available at: [euobserver.com/22/25650](http://euobserver.com/22/25650)
- Hakiki, H, 'ND and NT v Spain: defining Strasbourg's position on push backs at land borders?' (*Strasbourg Observers*, 26 March 2020), available at: [strasbourgobservers.com/2020/03/26/n-d-and-n-t-v-spain-defining-strasbourgs-position-on-push-backs-at-land-borders/](http://strasbourgobservers.com/2020/03/26/n-d-and-n-t-v-spain-defining-strasbourgs-position-on-push-backs-at-land-borders/)
- 'Legal Guidance: Immigration' (Crown Prosecution Service), available at: [www.cps.gov.uk/legal/h\\_to\\_k/immigration/#deportation](http://www.cps.gov.uk/legal/h_to_k/immigration/#deportation)
- Miller, J, 'Swiss to vote on law aimed at expelling convicted foreigners without appeal' (*Reuters*, 17 February 2016)
- 'Sentencing – Ancillary Orders' (Crown Prosecution Service), available at: [www.cps.gov.uk/legal/s\\_to\\_u/sentencing\\_and\\_ancillary\\_orders\\_applications/](http://www.cps.gov.uk/legal/s_to_u/sentencing_and_ancillary_orders_applications/)
- 'Status of ratification of the UN Protocol against the Smuggling of Migrants by Land, Sea and Air supplementing the UN Convention against Transnational Organised Crime' (United Nations Treaty Series Collection, 7 September 2021), available at: [treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg\\_no=XVIII-12-b&chapter=18&clang=\\_en](http://treaties.un.org/Pages/ViewDetails.aspx?src=TREATY&mtdsg_no=XVIII-12-b&chapter=18&clang=_en)
- 'Surveillance' (*Oxford English Dictionary*): [en.oxforddictionaries.com/definition/english/surveillance](http://en.oxforddictionaries.com/definition/english/surveillance)
- UNHCR, 'Hungary: The deportation process including rights and legal recourse open to a permanent resident; whether marriage to a Hungarian citizen and/or having children who are Hungarian citizens would affect a deportation order', 22 December 1999, HUN33377.E, available at: [www.refworld.org/docid/3ae6ad5b3c.html](http://www.refworld.org/docid/3ae6ad5b3c.html)
- Venturi, D, 'The Grand Chamber's ruling in *Khlaifia and Others v Italy*: one step forward, one step back?' (*Strasbourg Observers*, 10 January 2017), available at: [strasbourgobservers.com/2017/01/10/the-grand-chambers-ruling-in-khlaifia-and-others-v-italy-one-step-forward-one-step-back/](http://strasbourgobservers.com/2017/01/10/the-grand-chambers-ruling-in-khlaifia-and-others-v-italy-one-step-forward-one-step-back/)

*Working Papers*

- Bacon, C, 'The Evolution of Immigration Detention in the UK: The Involvement of Private Prison Companies' (2005) University of Oxford Working Paper 27, available at: [www.rsc.ox.ac.uk/files/files-1/wp27-evolution-immigration-detention-uk-2005.pdf](http://www.rsc.ox.ac.uk/files/files-1/wp27-evolution-immigration-detention-uk-2005.pdf)



- Berkhout, J, 'Changing Claims and Changing frames in the Politics of Migration in Western Europe, 1995–2009' (2012) SOM Working Paper No 2012-09, available at: [papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2168713](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2168713)
- Bhui, HS, Bosworth, M and Fili, A, 'Monitoring Immigration Detention at the Borders of Europe: Report on a pilot project in Greece, Hungary, Turkey and Italy, 2016–2017' (2008) Working Paper, Oxford Centre for Criminology, available at: [www.law.ox.ac.uk/sites/files/oxlaw/project\\_report\\_final\\_copy.pdf](http://www.law.ox.ac.uk/sites/files/oxlaw/project_report_final_copy.pdf)
- Bosworth, M, 'Border Criminologies: Assessing the Changing Architecture of Crime and Punishment' (2016) Global Detention Project Working Paper 10
- Weber L and Gelsthorpe, L, 'Deciding to Detain: How Decisions to Detain Asylum Seekers Are Made at Ports of Entry' (2000) Criminal Justice, Borders and Citizen SSRN Paper Series 62, available at: [papers.ssrn.com/sol3/papers.cfm?abstract\\_id=2520382&rec=1&srcabs=416364&alg=7&pos=2](http://papers.ssrn.com/sol3/papers.cfm?abstract_id=2520382&rec=1&srcabs=416364&alg=7&pos=2)
- administrative immigration system
- administrative detention *see* detention
- consequences of administrative removal 70
- fair trial rights and 122
- punitive aspect of administrative removal 88, 92, 95–101
- purpose 1
- United Kingdom 76–77
- use, generally 1, 11–12, 52–71, 103–104, 174
- African Charter on Human and Peoples' Rights 120
- African Commission on Human and Peoples' Rights 120, 121, 122
- Agar v United Kingdom* 18, 81–82
- Agiza v Sweden* 133
- Alam and Khan v United Kingdom* 167–168, 169
- alcoholism as grounds for detention 5, 45, 52
- Aleksanyan v Russia* 172, 173
- Aliverti, A 6, 92
- Ali (Zimbabwe) v Home Department* 148
- American Convention on Human Rights 85, 120
- American Declaration on the Rights and Duties of Man 86
- Amuur v France* 46, 177
- Andersen, Lisbeth Zornig 21
- appeal
- adequate time for appeal 75, 78
- asylum proceedings 110, 117–118
- closed proceedings 169–170
- curtailment of appeal rights 70, 103–104, 176
- JED v United Kingdom* 110–111
- right to appeal in period 74
- arbitrary detention 103, 160
- arrest
- discretionary arrest 53, 116
- dispute, whether 117–118
- SCHL Article 4 and Irish cases 5–7, 107–108
- system, whether
- whether system efficiency of claims system 161
- Arar v France* 46, 177
- articles 104, 117–118
- asylum treatment of 14–15
- asylum regulation 104
- asylum system 30
- asymmetrical 38
- Australia 26, 65
- Asylum Database 29–30
- asylum claims 21
- fast-track system 103, 176
- fingerprinting 61
- individual interview, whether right to 104
- Khafic v Italy* 104, 177
- media discourse surrounding 33, 174
- ND and NT v Spain 104, 177
- Avonloholtz v Denmark* 118
- reception centres 23
- Refugee Convention 18, 104, 116–117
- Vilvarajah and others v United Kingdom* 134–135, 136
- Austria
- criminalisation 15
- Austria
- fine for illegal entry or stay 17
- Gajdos v Austria* 166–167
- Kronow v Austria* 74
- Mahdi and Halder v Austria* 46
- Moserer v Austria* 48–49, 73
- Engelen v Austria* 106
- violation of re-entry ban 17–18