



Australia's
Global
University

Kaldor Centre Conference 2018

23 November 2018
UNSW Sydney
Australia

Refugee diplomacy: Negotiating protection in a changing world

Foreign policy bears directly on refugee policy. Today both policy agendas are feeling the twin pressures of nationalism and globalisation, and the long-prevailing rules-based order is now contested. What does this mean for people seeking protection? What does it mean for the international legal regime that has governed refugee movements since the Second World War, finding solutions for millions of displaced people, even as millions more now face an uncertain future in protracted situations?

Can international dialogue promote better cooperation and accountability for protecting the world's displaced? How do international legal norms inform, and become shaped through, diplomatic negotiations? What are the prospects for protecting displaced people in the Asia-Pacific region, and what role does and can Australia play in this endeavour?

The Kaldor Centre Conference on 23 November 2018 will bring Australian, regional and global thinkers to Sydney to explore the place of refugee diplomacy in today's turbulent world, and the interdependence of foreign and domestic policy agendas that impact refugees, people seeking asylum and other forced migrants.

Time: 9.00am–5.00pm

Venue: Central Lecture Block 7
UNSW Sydney

The Andrew & Renata Kaldor Centre for International Refugee Law at UNSW Sydney is the world's leading research centre dedicated to the study of international refugee law. The Centre was founded in October 2013 to undertake rigorous research on the most pressing displacement issues in Australia, the Asia-Pacific region and the world, and to contribute to public policy by promoting legal, sustainable and humane solutions to forced migration.

Kaldor Centre Conference 2018

Program

8.30–9.00	Registration
9.00–9.30	The year in review Professor Jane McAdam, Director, Kaldor Centre for International Refugee Law, UNSW Sydney
9.30–10.30	Opening keynote address <i>The rise and fall of US diplomacy on refugees and migrants: Inside recent history</i> Anne C Richard, former US Assistant Secretary of State for Population, Refugees and Migration Chaired by Andrew Kaldor AM, Founder, Kaldor Centre for International Refugee Law, UNSW Sydney
10.30–11.00	Break
11.00–12.30	Panel 1 – Negotiating protection on the international stage <i>Cooperation, compromise and commitments: The Global Compact on Refugees</i> Professor Guy S Goodwin-Gill, Kaldor Centre for International Refugee Law, UNSW Sydney <i>The link between safety and orderly migration</i> Marianne Dickie, Visiting Fellow, Australian National University College of Law <i>Refugee rights at risk: Evolving barriers to asylum, eroding protections</i> Bill Frelick, Director, Refugee Program, Human Rights Watch Chaired by Thomas Albrecht, UNHCR's Regional Representative for Australia, New Zealand, Papua New Guinea and the Pacific and member of the Kaldor Centre Advisory Committee
12.30–1.30	Lunch
1.30–3.00	Panel 2 – Displacement and diplomacy in the Asia-Pacific <i>Second track diplomacy on displacement in the region: The Asia Dialogue on Forced Migration</i> Travers McLeod, Chief Executive Officer, Centre for Policy Development <i>'Refugee diplomacy' in turbulent times: Perspectives on the role of civil society in the Asia-Pacific</i> Tamara Domicelj, Regional Refugee Protection Adviser, Act for Peace and Asia Pacific Refugee Rights Network <i>Responsibility-sharing and the Asia-Pacific</i> Professor Penelope Mathew, Law School, Griffith University Chaired by Renata Kaldor AO, Founder, Kaldor Centre for International Refugee Law, UNSW Sydney
3.00–3.30	Break
3.30–4.45	Panel 3 – Q&A – Behind the scenes of refugee diplomacy Apajok Biar, Multicultural Youth Ambassador, Multicultural Youth of Australia Network NSW Professor Erika Feller, Vice Chancellor's Fellow, University of Melbourne John Quinn, former Australian Ambassador and Permanent Representative to the United Nations and for the Conference on Disarmament, Geneva Chaired by Leanne Smith, Director, Whitlam Institute, Western Sydney University and member of the Kaldor Centre Advisory Committee
4.45–5.00	Vote of thanks Professor George Williams AO, Dean of Law, UNSW Sydney

Kaldor Centre Conference 2018

Speaker and Chair Biographies



Thomas Albrecht is the Regional Representative of the United Nations High Commissioner for Refugees (UNHCR) in Canberra, with geographical responsibility for the region, which includes Australia, Cook Islands, Fiji, Federated States of Micronesia, Kiribati, the Marshall Islands, Nauru, New Zealand, Niue, Palau, Papua New Guinea, Samoa, the Solomon Islands, Tonga, Tuvalu and Vanuatu. Mr Albrecht's role is to work with governments and other partners to ensure that all persons of concern to UNHCR, including refugees, asylum seekers and stateless persons, receive protection, assistance and durable solutions to their plight. He is also keen to promote long-term cooperation on the protection of persons of concern in the region, and to increase understanding and support for refugees worldwide. Mr Albrecht joined UNHCR in 1987 and worked in refugee situations in the East and Horn of Africa, Southern Africa, West Africa, the Americas as well as Eastern and Central Europe. These operations related to refugee protection, emergencies and capacity-building efforts, as well as the advancement of durable solutions for refugees, with particular emphasis on people orientation, empowerment, gender equality, the sustainability of initiatives and results-based management. Mr Albrecht was also posted at UNHCR's Headquarters in Geneva where he worked in the Department of International Protection.



Apajok Biar was born in a refugee camp in Kenya, arriving in Australia with her family at the age of two. She completed a Bachelor of Social Work at Western Sydney University. She is chairperson and co-founder of South Sudan Voices of Salvation Inc, a not-for-profit youth-run and led organisation. She is a youth advisor for Multicultural NSW, MYAN NSW Multicultural Youth Ambassador and currently the Youth Participation Officer with Cumberland Council. Ms Biar was the Refugee Youth Advocate representing Australia and New Zealand at UNHCR in Geneva in 2017, and spoke on a panel discussing the importance of refugee youth involvement. She was a member of the team undertaking a Gender Audit of the Global Compact on Refugees. She was a finalist for the Women's Weekly 'Women of the Future 2017' award. Ms Biar was Awarded the 2017 Western Sydney Refugee Youth Award in recognition of her outstanding community leadership. She was also a semi-finalist for the 2018 Young Achievers Awards for community leadership (NSW/ACT).



Marianne Dickie is a Visiting Fellow at the Australian National University (ANU) College of Law. She has worked as a practitioner and academic in the field of migration law since 1993. Her academic career began in 2007 and she was Director of the Migration Law Program at ANU until 2015. As an academic, she regularly contributed to Senate inquiries, law reviews and public commentary. In 2007, she established a pro bono migration clinic in the ACT providing support previously unavailable to local migrants; the clinic continues today under the auspices of ACT Legal Aid. Her commitment to human rights was recognised by the community in 2012 when she was a finalist for the ACT Australian of the Year. Prior to working at the ANU, Ms Dickie was the immigration adviser for the Australian Democrats. In 2018, she assisted Senator Andrew Bartlett with immigration case work whilst undertaking her doctoral studies.



Tamara Domicelj is the Regional Refugee Protection Advocacy Lead with Act for Peace and the focal point on the Global Compact on Refugees for the Asia Pacific Refugee Rights Network (APRRN). Ms Domicelj has held a range of elected positions on the APRRN Steering Committee over a seven-year period. Her previous roles include: Director of the Asylum Seekers Centre of NSW, National Policy Director of the Refugee Council of Australia, Refugee Advocacy Coordinator with Oxfam Australia, Senior Policy Officer with the Australian Human Rights Commission, and Coordinator of the Families in Cultural Transition Program with the Service for the Treatment and Rehabilitation of Torture and Trauma Survivors NSW. She holds a Master of International Social Development from UNSW Sydney's former Centre for Refugee Research.



Erika Feller held the post of Assistant High Commissioner (Protection) at UNHCR from 2005–13. Her career has included 14 years with the Australian diplomatic service, followed by 26 years with UNHCR. She was the High Commissioner's Representative in Malaysia, Singapore and Brunei, Regional Coordinator for Status Determination for the Indo-Chinese refugee outflow, and Director of the Department of International Protection. After retiring from UNHCR in 2013, she was appointed a Fellow of the Australian Institute of International Affairs and a Vice-Chancellor's Fellow at the University of Melbourne. Since January 2018, she has served as a Professorial Fellow with the University's School of Government. Her recent work has centred on regional refugee protection and on the reduction of statelessness. She is an honours law graduate from the University of Melbourne, and holds an additional degree in the humanities, specialising in psychology.



Bill Frelick has served as the Director of Human Rights Watch's Refugee Program since 2015, through which he monitors, investigates and documents human rights abuses against refugees, asylum seekers and internally displaced persons, and advocates for the rights of forcibly displaced persons worldwide. From 2002–05, Mr Frelick was the director of Amnesty International USA's Refugee Program. He was also previously the director of the US Committee for Refugees (USCR), which he served for 18 years (1984–02). He was the editor of USCR's annual World Refugee Survey and monthly Refugee Reports. He has travelled to refugee sites throughout the world and is widely published.



Guy S Goodwin-Gill is Professor of Law at the Kaldor Centre for International Refugee Law at UNSW Sydney. He is also Emeritus Fellow of All Souls College, Oxford and Emeritus Professor of International Refugee Law at the University of Oxford, and formerly practised as a barrister from Blackstone Chambers in London. He has held academic appointments in the UK, Canada and the Netherlands, and has been a Visiting Professorial Fellow at the Université Libre de Bruxelles, the Geneva Academy of International Humanitarian Law and Human Rights, and the European University Institute in Florence. He has published widely in the areas of international refugee law, human rights law and humanitarian law, as well as on child soldiers and free and fair elections. He is a Patron of Asylum Aid in the UK, was the President of Refugee & Migrant Justice (London) for 13 years, President of the Media Appeals Board of Kosovo from 2000–03, and the Founding Editor and Editor-in-Chief of the *International Journal of Refugee Law* (1988–2001). Between 1976–88, he worked for UNHCR in various roles, including as Senior Legal Research Officer, Legal Adviser (Europe and North America Bureau), Deputy Chief Resettlement, and Legal Adviser (Australia and New Zealand). He obtained his BA (Honours), MA and doctorate from the University of Oxford.



Andrew Kaldor AM has been an independent businessman since starting his first company in 1980. He is now an investor. He has been a Director of a number of publicly listed companies, the Sydney Symphony Orchestra (SSO) and other community organisations. He has commissioned many works by Australian composers for the SSO and other music groups. In 2013, he was made a Member of the Order of Australia for significant service to the arts. He holds a Bachelor of Economics (Honours) from the University of Sydney and an MBA (Dean's Honours list) from Wharton at the University of Pennsylvania, where he was a teaching fellow. Mr Kaldor and his immediate family were accepted by Australia as refugees after the Second World War. He and his wife, Renata Kaldor, founded the Andrew & Renata Kaldor Centre for International Refugee Law at UNSW Sydney in 2013.



Renata Kaldor AO is Chair of the City Recital Hall, Angel Place and serves on the boards of the Sydney Children's Hospital Network and the Australian World Orchestra. She is also on the advisory boards of the Andrew & Renata Kaldor Centre for International Refugee Law (UNSW), Heads Over Heels and the NSW Alzheimer's Association. She was previously a Trustee of the Sydney Opera House, Judicial Commissioner of NSW, the Deputy Chancellor of the University of Sydney, Board member of the Sydney Symphony Orchestra, Chair of Women's Advisory Council of NSW, Board Director of NSW State Rail Authority, Director of the Garvan Foundation, Director of the Public Interest Law Clearing House and has held positions on a number of companies and community organisations associated with education, business and law. Mrs Kaldor has a Bachelor's degree in Arts and a Diploma of Education from UNSW Sydney. She received her Officer of the Order of Australia in 2002 and a Centenary Medal in 2003. She became an Honorary Fellow of the University of Sydney in 2005.



Penelope Mathew is a research professor at Griffith Law School, where she served as Dean from June 2014 to June 2018. Her primary area of expertise is international refugee law. Immediately before her appointment as the Griffith Law School Dean and Head of School, she held a research chair at the Herbert & Valmae Freilich Foundation at the Australian National University. Prior to that, she was a visiting professor and interim Director of the Program in Refugee and Asylum Law at the University of Michigan Law School, where she convened the 5th Michigan Colloquium on Challenges in International Refugee Law. From 2006–08, she was a legal adviser to the ACT Human Rights Commission, where she conducted the Human Rights audit of the ACT's Correctional Facilities. She has also taught at the Australian National University College of Law and Melbourne Law School and is a past Editor-In-Chief of the *Australian Yearbook of International Law*. Her most recent book, co-authored with Tristan Harley, is *Refugees, Regionalism and Responsibility* (Elgar, 2016).



Jane McAdam is Scientia Professor of Law and Director of the Andrew & Renata Kaldor Centre for International Refugee Law at UNSW Sydney. She is a Research Associate at Oxford University's Refugee Studies Centre, an Associated Senior Fellow at the Fridtjof Nansen Institute in Norway and a Senior Research Associate of the Refugee Law Initiative in London. She publishes widely in international refugee law and forced migration, with a particular focus on climate change, disasters and displacement. Professor McAdam is Editor-in-Chief of the *International Journal of Refugee Law*, the leading journal in the field. She serves on a number of international committees, including as Co-Rapporteur of the International Law Association's Committee on Sea Level Rise and as a member of the Consultative Committee of the Platform on Disaster Displacement. She holds a doctorate in law from the University of Oxford, and first class honours degrees in law and history from the University of Sydney.



Travers McLeod has been Chief Executive Officer of the Centre for Policy Development (CPD) since 2014. He leads CPD's strategic and policy agenda, working across each of the policy programs. Dr McLeod began his career in public law, working for the State Solicitor's Office in Western Australia and for Justice Michael Kirby in the High Court of Australia. He holds a DPhil and MPhil (Dist) in International Relations from the University of Oxford, where he studied as a Rhodes scholar and was a Lecturer in Politics and International Relations. He worked as a Policy Adviser for the Oxford Martin School at the University of Oxford, playing a lead role in its 2013 report *Now for the Long Term*. His first book, *Rule of Law in War*, was published by Oxford University Press in 2015. He remains an Associate of the Oxford Martin School and holds adjunct positions at the University of Melbourne and the University of Western Australia.



John Quinn retired in June 2018 after spending more than 39 years as a career officer in the Australian Foreign Service. From 2014–17, he served as Australia's Ambassador and Permanent Representative to the United Nations and to the Conference on Disarmament in Geneva. He occupied several senior positions in Geneva, including Chair of the Council of the International Organization for Migration from 2016–17. He also held diplomatic posts in Honolulu, Tokyo, Manila, Nairobi and New York, where he was Deputy Head of Mission with Australia's Permanent Mission to the UN. In Canberra, Mr Quinn occupied a range of senior positions in the Department of Foreign Affairs and Trade (DFAT), notably as an Assistant Secretary in the International Security Division, as head of the Australian Government's inter-agency Iraq Task Force in 2003–04, and leading branches dealing with Southeast Asia, New Zealand and Pacific Regional issues, the Middle East, nuclear policy, and cultural relations. In 2011–12 he was seconded to the Department of Prime Minister and Cabinet to lead DFAT's input into the Australian Government's *Australia in the Asian Century* White Paper. He contributed a chapter on the UN General Assembly in a 1992 book edited by Professor Philip Alston entitled *The United Nations and Human Rights: A Critical Appraisal*.



Anne C Richard is a Centennial Fellow at the Walsh School of Foreign Service, Georgetown University and is affiliated with its Institute for the Study of International Migration. She served as Assistant Secretary of State for Population, Refugees and Migration in the Obama Administration (2012–17). Previously, she was Vice President of Government Relations and Advocacy for the International Rescue Committee (2004–12). Earlier in her career, she served in other senior positions at the State Department, at Peace Corps Headquarters and at the US Office of Management and Budget. She enjoyed fellowships from Perry World House at the University of Pennsylvania, the Council on Foreign Relations and the Robert Bosch Foundation, and was a Presidential Management Intern. Ms Richard is a graduate of Georgetown University's School of Foreign Service and has a Master's degree in Public Policy Studies from the University of Chicago.





Leanne Smith is the Director of the Whitlam Institute at Western Sydney University. She is an international human rights lawyer by training, with a Masters degree in Public Policy from the Woodrow Wilson School of Public and International Affairs at Princeton University. Ms Smith has worked in the Australian judicial system, for the Australian Human Rights Commission, in the international NGO sector, for regional human rights organisations, as an Australian diplomat with the Department of Foreign Affairs and Trade, and in various roles for the United Nations in New York, most recently as Chief of Policy and Best Practices for UN Peacekeeping Operations, and in the field in Afghanistan, the Balkans, Africa and Southeast Asia. Ms Smith has published a number of articles on Australian foreign policy and international human rights, the rule of law and development, as well as the United Nations and women, peace and security. She is a visiting fellow at the Asia-Pacific College of Diplomacy at the Australian National University and the Australian Human Rights Institute at UNSW Sydney.




George Williams AO is the Dean, Anthony Mason Professor and a Scientia Professor at UNSW Law. He has held an Australian Research Council Laureate Fellowship and visiting positions at Osgoode Hall Law School in Toronto, Columbia University Law School in New York, and Durham University and University College London in the UK. He has written and edited 34 books, including *Australian Constitutional Law and Theory*, *The Oxford Companion to the High Court of Australia* and *Human Rights under the Australian Constitution*. He has appeared as a barrister in the High Court of Australia in many cases over the past two decades, including on freedom of speech, freedom from racial discrimination and the rule of law. He has also appeared in the Supreme Court and Court of Appeal of Fiji, including on the legality of the 2000 coup. Professor Williams was made an Officer of the Order of Australia in 2011 for distinguished service to the law in the fields of anti-terrorism, human rights and constitutional law as an academic, author, adviser and public commentator.

Join the conversation

 Join the conversation and share your experience using #Kaldor18 and @kaldorcentre before and during the conference on Twitter.

 Please note that all sessions will be filmed and audio recorded for the Kaldor Centre podcast series available on iTunes. Please contact organisers before the end of the day if you would like your question or comment omitted.

WiFi at the conference

 Wifi is available at the conference. Please register for a guest account at the registration desk during session breaks.

The Kaldor Centre Conference would like to thank



Hall & Wilcox, Not-for-profit sponsors



Wotton + Kearney, Not-for-profit sponsors

for their support to enable community organisations to participate in the Kaldor Centre Conference 2018.



The Ian Potter Foundation for its support to enable the participation of the international keynote speaker at the Kaldor Centre Conference 2018.

We would also like to thank the volunteers and interns who have generously given their time to support the Kaldor Centre Conference 2018.