Reforming the Common European Asylum System

The New European Refugee Law

Edited by

Vincent Chetail
Philippe De Bruycker
Francesco Maiani

BRILL
NIJHOFF
LEIDEN | BOSTON
Contents

PART 1
Introduction

1 The Common European Asylum System: *Bric-à-brac* or System? 3
   Vincent Chetail

2 The Complex Relationship of Asylum and Border Controls in the European Union 39
   Elspeth Guild

3 Negotiating the Second Generation of the Common European Asylum System Instruments: A Chronicle 55
   Patricia Van de Peer

4 A Common European Asylum System under Construction: Remaining Gaps, Challenges and Next Steps 74
   Kris Pollet

PART 2
The Dublin Regulation

5 The Dublin III Regulation: A New Legal Framework for a More Humane System? 101
   Francesco Maiani

6 Family Unity and Family Reunification in the Dublin System: Still Utopia or Already Reality? 143
   Ulrike Brandl

7 The Dublin System, Solidarity and Individual Rights 159
   Madeline Garlick
PART 3

The Qualification Directive

8 Piecemeal Engineering: The Recast of the Rules on Qualification for International Protection 197
   Hemme Battjes

9 Refugee Status and Subsidiary Protection: Towards a Uniform Content of International Protection? 240
   Céline Bauloz and Géraldine Ruiz

PART 4

The Reception Conditions Directive

10 EU Reception Conditions: A Dignified Standard of Living for Asylum Seekers? 271
   Evangelia (Lilian) Tsourdi

11 Reception Conditions as Human Rights: Pan-European Standard or Systemic Deficiencies? 317
   Jens Vedsted-Hansen

12 Vulnerable Persons as a New Sub-Group of Asylum Seekers? 353
   Lyra Jakuleviciene

PART 5

The Asylum Procedures Directive

13 The Recast Asylum Procedures Directive 2013/32/EU: Caught between the Stereotypes of the Abusive Asylum-Seeker and the Vulnerable Refugee 377
   Cathryn Costello and Emily Hancox

14 Legal Aid for Applicants for International Protection 446
   Barbara Mikołajczyk
PART 6

Conclusion

15 Building the Common European Asylum System beyond Legislative Harmonisation: Practical Cooperation, Solidarity and External Dimension 473

Philippe De Bruycker and Evangelia (Lilian) Tsourdi

Index  539