



**British Institute of
International and
Comparative Law**

Activity of our Team January – March 2022

Find out more about the activities of our research fellows across the world

Publications

Articles in journals, chapters in edited collections, etc.

Oliver Garner, 'Does Member State withdrawal automatically extinguish EU citizenship?', in Dora Kostakopoulou and Daniel Thym (eds) [Research Handbook on European Union Citizenship Law and Policy](#), Edward Elgar, 2022.

Kristin Hausler, '[The EU Approach to Cultural Heritage in Conflict and Crisis: An Elephant in the Room?](#)', *Santander Art and Culture Law Review* 2/2021 (7): 193-202.

Kristin Hausler, 'Les musées nationaux du Royaume-Uni face aux demandes de restitution, ou l'exception qui confirme la règle', in Clémentine Bories *et al*, *Demandes de restitution et avenues des collections muséales*, Mare Martin, February 2022.

Noemi Magugliani. "(In) Vulnerable Masculinities and Human Trafficking: Men, Victimhood, and Access to Protection in the United Kingdom." *Journal of Human Rights Practice* (2022).

Lise Smit, '[Human Rights Due Diligence](#)', in *ELI, Business and Human Rights: Access to Justice and Effective Remedies*, (ELI 2022).

Other pieces: Reports, Law reform submissions, consultation responses, blogs, reviews, bulletins, letters, etc.

Berenika Drazewska, '[Destruction of Ukrainian cultural heritage vis-a-vis military necessity and lasting peace](#)', BIICL Blog, 21 March 2022.

Oliver Garner, '[Bridging Brexit and Poxit? Reforming EU withdrawal](#)', *Review of Democracy*, 7 January 2022.

Oliver Garner, '[In Conversation with Tom Theuns: An EU 2.0? Mass Withdrawal of Pro-Democratic Member States](#)', *Review of Democracy*, 28 January 2022.

Oliver Garner and Tom West, '[Brexit 'Freedoms', Risks and Opportunities? Certainty and uncertainty in the revision of retained EU Law](#)', *UK Constitutional Law Association Blog*, 17 February 2022.

Oliver Garner, '[In Conversation with Joelle Grogan: Two Years On – COVID-19 and the Rule of Law](#)', *Review of Democracy*, 17 February 2022.

Oliver Garner, ['In Conversation with Antonia Baraggia: Using Money to Protect the Rule of Law?'](#), Review of Democracy, 14 March 2022.

Kristin Hausler and Berenika Drazewska, ['How does international law protect Ukrainian cultural heritage in war?'](#), BIICL Blog, 10 March 2022.

Yarik Kryvoi, Kristin Hausler, Iris Anastasiadou, Jean-Pierre Gauci, Noemi Magugliani, Irene Pietropaoli, Berenika Drazewska, ['Russia's Invasion of Ukraine and International Law: Questions and Answers'](#), BICL Blog, 17 March 2022.

Lucy Moxham, Julinda Beqiraj and Daniela Nadj, Educational Materials for Young People and Educators, 'Topic 7 - [Reconciling Europe with its Citizens through Democracy and the Rule of Law Project](#)', Bingham Centre for the Rule of Law, March 2022.

Noemi Magugliani, 'Trafficked persons on trial in the United Kingdom: Court of Appeal provides new guidance on abuse of process and available defences' Blog Post, Oxford Human Rights Hub, 8 March 2022 (also posted on BIICL Blog)

Irene Pietropaoli, ['We need to know more on how to implement due diligence laws effectively'](#), Modern Slavery and HR PEC Blog, 3 March 2022.

Irene Pietropaoli, ['Do foreign companies have a responsibility under international law to leave Russia?'](#), part 1, BIICL blog, 14 March 2022.

Irene Pietropaoli, ['Responsible exit from Russia: business and human rights in a global governance gap'](#), part 2, BIICL blog, 22 March 2022.

Lise Smit and Claire Bright, [The new European Directive on Corporate Sustainability Due Diligence](#), BIICL Blog, 23 February 2022.

Lise Smit, Conference Report: [Human Rights Due Diligence and Systemic Inequalities: Conference Report](#), 17 March 2022.

Conference Presentations and Speaking Engagements

Jean-Pierre Gauci, 'Keynote Address, Reflections on the EU's Migration Response', Mini European Assembly, NSTF Malta, 2 February 2022 (remote)

Jean-Pierre Gauci, 'Nationality Based Discrimination', Global Compact Migration Webinar Series, 10 February 2022 (remote)

Jean-Pierre Gauci, 'Doing Applied Legal Research: Lessons and Experiences from BIICL', University of the West Indies, 11 March 2022

Jean-Pierre Gauci, 'Keynote Address: Climate Change Dispute Resolution', AIFC Launch of Green Initiative, Kazakhstan, 14 March 2022 (remote)

Jean-Pierre Gauci, 'Ukraine Refugees in Context: EU Law and Politics', 31 March 2022

Kristin Hausler, 'EU's Fight Against The Illicit Trafficking Of Cultural Objects', Université Catholique de Lyon, 10 January 2022.

Lise Smit, 'Business and Human Rights: Forum non conveniens and the mystery of the assumed host state jurisdiction', Impacts of Business and Human Rights on International Law Conference, University of Nottingham, 29 March 2022.

Constantinos Yiallourides, Invited Guest Lecture at the University of Lincoln, School of Law 'States' Environmental Obligations in Disputed Maritime Areas', 9 February 2022.

Constantinos Yiallourides, Invited Presentation, '[Inter-State cooperation in Disputed Maritime Areas](#)', Volterra Fietta Webinar Series on UNCLOS, 26 February 2022.

Public Consultations

Oliver Garner, Oral evidence presented to the meeting of the House of Commons European Scrutiny Committee for their inquiry "Retained EU Law: Where next?" (video available [here](#), and transcript available [here](#)), 2 March 2022.

Irene Pietropaoli, Input to the UN OHCHR consultation on the application of the [UNGPs to the tech sector](#), 28 February 2022.

External Teaching

Jean-Pierre Gauci, Migration and Refugee Law, Human Rights Law, University of Malta

Impact and Recognition

Attributed impact

Oliver Garner, Patryk Wachowiec, and Rick Lawson, '[Expert analysis of the applicability of Article 6 of the European Convention on Human Rights to the constitutional courts of the States Parties, requested by the Polish Commissioner for Human Rights in the context of the case of K 6/21 pending before the Polish Constitutional Tribunal](#)' cited in Marcin Szwed, 'The Polish Constitutional Tribunal Crisis from the Perspective of the European Convention on Human Rights, ECtHR 7 May 2021, No. 4907/18, Xero Flor w Polsce sp. z o.o. v Poland', European Constitutional Law Review, 30 March 2022.

Ivano Alogna, Jean-Pierre Gauci and Christine Bakker, Sections from edited volume: Climate Change Litigation: Global Perspectives quoted in latest IPCC Report.

Lise Smit, BIICL-led study for European Commission on mandatory human rights and environmental due diligence forms basis for [European Commission proposal for a Directive on Corporate Sustainability Due Diligence](#), 23 February 2022.