

# CHALLENGE

## Liberty & Security

*The Changing Landscape of European Liberty and Security*



## Internal and External Insecurities

### The EU's Anti-Terrorism Strategy and International Cooperation

6th CHALLENGE Training School

6 & 7 November 2008  
Centre for European Policy Studies (CEPS)  
Conference Room  
Place du Congrès 1, 1000 Brussels

Seven years after the events of 11 September 2001, there is now no doubt that the European Union (EU) has purported itself as an important actor in the field of security. The EU's Counter-Terrorism Strategy adopted in December 2005 counts now with numerous normative and institutional responses. Most of these instruments have deep implications and multifaceted effects over civil liberties, human rights and social cohesion, as well as the very foundations of liberal democracies. Furthermore, we are also witnessing an increasing cooperation between the EU, and its Member States, with other key international actors, such as the US and Canada. The JHA domain, and particularly its instruments related to anti-terrorism, has become in the last years one of the core strategic policies within the context of the EU's external relations. This two-day Training School seeks to address these and other related questions.

The Training School falls within the context of **CHALLENGE ("The Changing Landscape of European Liberty and Security")**, a five-year research project funded by the Sixth Framework Research Programme of DG Research of the European Commission. CHALLENGE seeks to facilitate a more responsive and responsible assessment of the rules and practices of security, and it examines the implications of these practices for civil liberties, human rights and social cohesion in an enlarged Europe. 23 universities and research centres from all across Europe participate in this project. The event is organized in collaboration with the project **"The Changing Landscape of Justice and Home Affairs Cooperation in the European Union and EU-Canada Relations"**, which is funded by DG RELEX of the European Commission (*Public Diplomacy and Outreach European Union and EU-Canada relations*). It aims at facilitating a better understanding of the concepts, nature, implications and future prospects related to the Europeanization of JHA in the EU, as well as its role and dilemmas in the context of EU-Canada relations.



# **PROGRAMME**

## **DAY ONE**

**6 November 2008**

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08:45 – 09:00 Registration

09:00 – 10:45 **OPENING ROUNDTABLE**

*Chair: Sergio Carrera (CEPS)*

**Michael Merker** (European Commission), *The External dimension of the EU Counter-Terrorism Strategy: Challenges in a Globalised World*

**Humbert de Biolley** (Council of Europe), *Contribution of the Council of Europe to the protection of Human Rights while countering terrorism*

**Ivica Stehlikova** (General Secretariat of the Council of the EU), *Fight against terrorism in the EU Counter-Terrorism Strategy framework*

**Natacha Kazatchkine** (Amnesty International), *Human Rights Dilemmas in the International Dimension of EU's Counter Terrorism Strategy*

Open Discussion

10:45 – 11:00 Coffee break

11:00 – 13:00 **EXPERTS ROUNDTABLE. The EU's Antiterrorism Strategy: Dilemmas and Potentials (I)**

*Chair: Sergio Carrera*

**Frédérique Petit** (Institute for Safety, Security and Crisis Management, TTSRL), *Transnational Terrorism, Security and the Rule of Law*

**Wyn Rees** (The University of Nottingham) *Comparing Transnational Cooperation on Anti-Terrorism: EU and US*

**Steve Peers** (University of Essex), *EU Responses to Terrorism*

**Paul de Hert** (Tilburg University), *Data Protection from a transatlantic perspective: The EU & US move towards an international data protection agreement*

Open Discussion

13:00 – 14:00 **Lunch**

14:00 – 15:30 **EXPERTS ROUNDTABLE. The Internal & External Continuum of Security and Anti-terrorism**

*Chair: Sergio Carrera*

**Nuala Mole** (AIRE Centre), *Human Rights & International Dimension of EU's fight against Terrorism*

**Amandine Scherrer** (University of Montreal), *Good Practices as International Norms? The Modalities of the Global Fight against Transnational Organized Crime and Terrorism*

**Alex Macleod** (University of Quebec at Montreal), *Security & International Cooperation: The case of Canada*

**Judit Tóth** (Szeged University), *Constitutional Control and the Rule on Intelligence Services in the New Member States*

Open Discussion

15:30 – 15:45 Coffee Break

15:45 – 18:15 **FIRST PANEL. Internal and External Insecurities: EU's International Cooperation on Anti-Terrorism**

*Chair: Miriam Mir (CEPS)*

*Discussants:* Wyn Rees & Alex Macleod

**Patryk Pawlak** (European University Institute), *Made in the US? Role of the US in Development of EU's Homeland Security Policies*

**Xiana Barros García** (European University Institute), *What Strategy has the International Dimension of the Counter-Terrorist Policy? The Cases of EU Cooperation with US and Russia*

**Raphael Bossong** (London School of Economics), *The External Dimension of the EU's Counterterrorism Policy – Continued Fragmentation instead of Cross-Pillarisation*

**Maria Koblanck Della Santina** (University of Victoria) *Human Rights and the link with the National and International Law in International Security Cooperation*

**Rocco Bellanova** (Facultés Universitaires de Saint-Louis and Vrije Universiteit Brussels), *Transatlantic Data Access: New Configurations between Powers and Resistances*

Open Discussion

**DAY TWO**  
**7 November 2008**

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08:45 – 09:00 Registration

09:00 – 11:00 **SECOND PANEL. EU's Antiterrorism Strategy: Normative and Institutional Responses**

*Chair: Anais Faure-Atger (CEPS)*

*Discussants: Amandine Scherrer & Elspeth Guild (CEPS / Radboud University Nijmegen)*

**Cian Christopher Murphy** (King's College London), *The Framework Decision on Combating Terrorism: Rule of Law and Actuarial Justice in the EU*

**Cristina Ganguzza** (Università di Torino and UN Interregional Crime and Justice Research Institute), *The EU's Response on Incriminating 'Incitement to Terrorist Acts'*

**Carlotta M. Minnella** (University of Oxford), *Spreading the Language of Prevention: The European Union's Action as Policy and Norm Entrepreneur in the Fight against Radicalisation and Recruitment to Terrorism*

**Helena Carrapiço** (European University Institute), *Europol's Role in the Construction of the AFSJ and its Contribution towards the Development of a Specific Concept of Security*

Open Discussion

11:00 – 11:30 Coffee Break

11:30 – 13:30 **EXPERTS ROUNDTABLE. The EU's Antiterrorism Strategy: Dilemmas and Potentials (II)**

*Chair: Elspeth Guild*

**Andre Rizzo** (European Commission), *Prevention of Terrorism within the EU*

**Gerald Staberock** (International Commission of Jurists), *Counter-terrorism and Human Rights – The Role of the EU Seven Years on*

**Jelena Pejic** (International Committee of the Red Cross), *The Nexus between Human Rights and International Humanitarian Law in the Fight Against Terrorism*

**Wolfgang Benedek** (Institute for International Law and International Relations Karl-Franzens-Universität Graz), *The EU's Anti-Terrorism Strategy and Human Security in the Western Balkans Region*

**András Pap** (Hungarian Academy of Sciences), *Ethnicity and Race-Based Profiling in Counter-Terrorism, Law Enforcement and Border Control*

Open Discussion

13:30 – 14:30 **Lunch**

14:30 – 16:00 **EXPERTS ROUNDTABLE. Radicalization of Violence in the EU's Anti-Terrorism Strategy**

*Chair: Anastassia Tsoukala (University of Paris XI)*

**Peter Burgess** (PRIO), *Radicalization and the critique of liberal toleration*

**Max Taylor** (University of St. Andrews), *Radicalization to Terrorism*

**Will Hammonds** (The Change Institute), *Preventing and Responding to Violent Radicalisation: Best Practices for Authorities and Civil Society*

**Didier Bigo** (Sciences Po), *Preventing Violent Radicalization in the EU?*

Open Discussion

16:00 – 16:30 Coffee Break

16:30 – 18:00 **THIRD PANEL. Exchange of Information and Terrorism: Rule of Law and Human Rights Perspectives**

*Chair: Didier Bigo*

*Discussants: Anastassia Tsoukala & Judit Tóth*

**Mathias Vermeulen**, (Office of the UN High Commissioner on Human Rights), *Human Rights Challenges to International Intelligence Cooperation in the Fight against Terrorism*

**Ioana Raducu** (University of Geneva), *The European Court's Role in Reviewing Counter-Terrorism Regulations*

**Anthony Amicelle** (Sciences Po), *Tracking Terrorist Funds: The Transatlantic Ambivalence on Financial Intelligence*

**Rayner Thwaites** (University of Toronto), *Removeable aliens? The divergence between Canada and the United Kingdom on indefinite immigration detention*

Open Discussion