



VU Migration Law Series No 19

**Italy's Responsibility Under International Law
for Human Rights Violations of Migrants
Intercepted at Sea and Returned to Libya by the
Libyan Coast Guard with the Support of Italy**

Maarten Kos



Department of Constitutional and Administrative Law
De Boelelaan 1105
1081 HV Amsterdam
The Netherlands
Tel. +31 20 5986261
www.rechten.vu.nl

Working Paper Series

The Migration Law Section of the Vrije Universiteit Amsterdam periodically publishes papers and books that highlight the findings of its research. Papers aim to stimulate discussion among the community of scholars, policymakers and practitioners. They are distributed free of charge in PDF format via the VU website. Comments on individual Working Papers are welcomed, and should be directed to the author/s.

The opinions expressed in the papers are solely those of the author/s who retain the copyright. The VU does not warrant in anyway the accuracy of the information quoted and may not be held liable for any loss caused by reliance on the accuracy or reliability thereof. Further details may be found at <http://www.rechten.vu.nl/en/research/organization/research-programmes/migration-law/index.aspx>

- Migration law series 1: Joukje van Rooij, *Asylum Procedure versus Human Rights*, April 2004.
- Migration law series 2: Said Essakkili, *Marginal Judicial Review in the Dutch Asylum Procedure*, June 2005.
- Migration law series 3: Hemme Battjes, *European Asylum Law and its Relation to International Law*, 2006.
- Migration law series 4: Lieneke Slingenberg, *Dutch Accelerated Asylum Procedure in Light of the European Convention on Human Rights*, June 2006.
- Migration law series 5, Said Essakkili, with the assistance of Sophie Flynn, Lieneke Slingenberg and Thomas Spijkerboer, *Seeking Asylum Alone in the Netherlands*, March 2007.
- Migration law series 6: Kazimierz Bem, *Defining the refugee: American and Dutch asylum case-law 1975-2005*, 2007.
- Migration law series 7: Juan M. Amaya-Castro, *Human Rights and the Critiques of the Public-Private Distinction*, 2010.
- Migration law series 8: Karin Maria de Vries, *Integration at the Border. The Dutch Act on Integration Abroad in relation to International Immigration Law*, 2011.
- Migration law series 9: Sarah van Walsum, *Intimate Strangers*, 2012.
- Migration law series 10: Hemme Battjes, *De ontwikkeling van het begrip bescherming in het asielrecht*, 2012.
- Migration law series 11: Lieneke Slingenberg, *Between Sovereignty and Equality. The Reception of Asylum Seekers under International Law*, 2012.
- Migration law series 12: Janna Wessels, "Discretion", persecution and the act/identity dichotomy: Reducing the Scope of Refugee Protection, 2016.
- Migration law series 13: Martijn Stronks, *Grasping legal time. A Legal and Philosophical Analysis of the Role of Time in European Migration Law*, 2017.
- Migration law series 14: Eva Hilbrink, *Adjudicating the Public Interest in Immigration Law. A Systematic Content Analysis of Strasbourg and Luxembourg Case Law on Immigration and Free Movement*, 2017.

- Migration law series 15; Orcun Ulusoy & Hemme Battjes, Situation of Readmitted Migrants and Refugees from Greece to Turkey under the EU-Turkey Statement, 2017.
- Migration law series 16: Tamara Last, Deaths Along Southern EU Borders, 2018.
- Migration law series 17: Marcelle Reneman, Identification of asylum seekers with special reception and procedural needs in the Dutch asylum procedure, 2018.
- Migration law series 18: Nadia Ismaïli, Who cares for the child? Regulating custody and access in family and migration law in the Netherlands, the European Union and the Council of Europe, 2018.
- Migration law series 19: Maarten Kos, Italy's Responsibility Under International Law for Human Rights Violations of Migrants Intercepted at Sea and Returned to Libya by the Libyan Coast Guard with the Support of Italy, 2019.