

Contents

<i>List of tables</i>	<i>page</i> vii
<i>Notes on contributors</i>	viii
<i>Acknowledgments</i>	xiii
<i>Table of cases</i>	xiv
<i>Table of treaties and other international instruments</i>	xviii
<i>List of abbreviations</i>	xxv
 Introduction	 1
 Part 1 The evolving refugee definition	
1 The refugee definition as law: issues of interpretation DANIEL J. STEINBOCK	13
2 The Geneva refugee definition and the ‘theory of the three scales’ JEAN-YVES CARLIER	37
3 Who is a refugee? The Convention definition: universal or obsolete? JERZY SZTUCKI	55
4 Beyond the Geneva Convention: constructing a <i>de facto</i> right of asylum from international human rights instruments RICHARD PLENDER QC AND NUALA MOLE	81
5 Rethinking the refugee concept PATRICIA TUITT	106
6 Taking the ‘political’ out of asylum: the legal containment of refugees’ political activism PRAKASH SHAH	119
7 Refugee definitions in the countries of the Commonwealth of Independent States CLAIRE MESSINA	136

Part 2 The developing role of the UNHCR

8	The role of UNHCR in the development of international refugee law	153
	VOLKER TÜRK	
9	UNHCR as leader in humanitarian assistance: a triumph of politics over law?	175
	S. ALEX CUNLIFFE AND MICHAEL PUGH	
10	In-country protection: out of bounds for UNHCR?	200
	ERIN D. MOONEY	
11	Refugee identity and protection’s fading prospect	220
	GUY S. GOODWIN-GILL	

Part 3 State responses and individual rights

12	The refugee state and state protection	253
	DANIEL WARNER	
13	Non-admission policies and the right to protection: refugees’ choice versus states’ exclusion?	269
	JENS VEDSTED-HANSEN	
14	Early warning and prevention: the United Nations and Rwanda	289
	HOWARD ADELMAN	

Part 4 The European Regime

15	The impetus to harmonise: asylum policy in the European Union	313
	ELSPETH GUILD	
16	A new asylum regime in Europe	336
	DANIÈLE JOLY	
17	Is there a need for a European asylum policy?	357
	CORNELIS D. DE JONG	

	<i>Index</i>	379
--	--------------	-----