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NEW PERSPECTIVES ON THE MOVE

An analysis of the Modern International System of Refugee Protection

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ABSTRACT

The main motivation of this work is the concern with the current refugee crisis. It is driven by the belief that alternative and pragmatic solutions to refugees' problem can be achieved. This thesis studies the historical development of the modern international system for refugee protection. Since the early beginnings it was permeated by political and economic interests, and centuries after the first measures for protection were taken, the reality remains the same: often states interests take over human lives. The biggest development on institutional and legal protection of individuals happened from the midtwentieth century on, a time when the world witnessed mass violations of human rights that led to the first refugee crisis in recent history. However, a robust framework addressing refuges and other forced displaced persons could only be set when international human rights law was created. This thesis analyses the structure of the modern system of refugee protection, focusing on the comportment of the international community towards these vulnerable individuals. Acknowledging that the failure of the system led to the current crisis, this work targets the flaws in order to propose alternative solutions to improve refugees' situation.

TABLE OF ACRONYMS AND ABREVIATIONS

1951 Convention1951 Convention Related to the Status of Refugees1967 Protocol Relating to the Status of Refugees

1969 OAU Convention OAU Convention Governing the Specific Aspects of Refugee

Problems in Africa

CARA Control of Alien Refugee Act ECOSOC Economic and Social Council

HCR United Nations High Commissioner for Refugees

HIP Humanitarian Innovation Project

ICRC International Committee of the Red Cross

IROInternational Refugee OrganizationNGOsNon-Governmental OrganizationsPRSProtracted Refugee Situations

SRS Self-Reliance Strategy

UDRH Universal Declaration of Human Rights

UN United Nations

UN Charter Charter of the United Nations
UNGA United Nations General Assembly
UNHCR ExCom Executive Committee of the UNHCR

UNRWA United Nations Relief and Works Agency for Palestine

Refugees in the Near East

URSS Soviet Union
US The United States
WWI First World War
WWII Second World War

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