

UNIVERSITY OF NAPLES FEDERICO II

DEPARTMENT OF LAW

Research Project

Human Rights between Humanitarianism and Securitization

INTERNATIONAL SEMINAR

GLOBAL ADMINISTRATIVE LAW

BETWEEN HUMANITARIANISM AND SECURITIZATION

Naples, October 26 2016, 11:30

Room Biblioteca Guarino

Corso Umberto I, 40 – Central Building

Humanitarian crisis in the Mediterranean, terrorist attacks in central Europe, the Brexit, and the Agreement between EU and Turkey recently renewed the debate on «humanitarianism» and «securitization» in public policies. In an article on "Le Monde" (27.12.2015), Agamben introduced several recent dynamics of transformation of west democracies in «Security State». Pandolfi and Mcfall (2010) analysed the humanitarian intervention in recent years, focusing on the practices of intervention in crisis zones of both international community's contemporary global bureaucracies and NGOs in terms of irresponsibility, distance and indifference. According to Bourbeau (2014), in its current configuration, the securitization relies mainly on two logics. One is the logic of *exception*, in the analytical framework proposed by the Copenhagen School, (Buzan, Wæver and de Wilde, 1998); the other is the logic of *routine* (Bigo, 2002), which views security as routinised and patterned practices by bureaucrats and security professionals. Watson (2009) proposed to reconceptualize humanitarianism as a «sector» of securitization, like state and societal securitization. Fassin (2012) underlines that humanitarianism is coupled with securitization and how the humanitarian aid becomes the pretext for establishing an Agambenian state of exception.

These global political trends place themselves within the «floating boundaries» between Humanitarian International Law, Human Rights Law, and, recently, Global Administrative Law (GAL), which all together contribute to redefine global legal frameworks of humanitarianism and securitization. Which answers may the GAL approach give (or which perspective may it open) to these contemporary phenomena, in terms of human rights protection? Mautino (2008), Chiti (2008) and Savino (2008 and 2012) already analysed the perspectives of GAL in the State of Necessity, in the global security operations and in the immigration policies. GAL has a tendency to conceive the global (legal) order to be pluralistic (especially in Kingsbury's and Krisch's works), as opposed to global constitutionalism. May GAL contribute to define the rationale of human rights protection in the 21st century? May it contribute to define both humanitarianism and securitization as a *state of exception* or as a *routine* in global trends of public policies? May it contribute to understand the multilevel organisation and administrative powers of international, European and national public bodies? May it contribute to define contents of membership and citizenship, personal, social, and procedural rights of both new citizens and foreigners?

The seminar is organised within the International Agreement between University of Naples Federico II and Kobe University.

Welcome Address

LUCIO DE GIOVANNI

Dean of Department of Law
University of Naples Federico II

Chair

LUIGI FERRARA

Assistant Professor of Administrative Law
University of Naples Federico II

MARIELLA PANDOLFI

Professor of Anthropology
University of Montréal

Humanitarianism or neoliberal Interventionism?

A genealogy of global (in)security project

YUKIO OKITSU

Professor of Administrative Law
Kobe University

The Pluralization of Publicness in Global Administrative Law

JAKUB HANDRLICA

Assistant Professor of Administrative Law
Charles University of Prague

Non-state actors as rule-makers in global administrative law(?)

Questions of legitimacy and technocracy

Roundtable

Discussants

MARIO SAVINO

Professor of Administrative Law
University of Tuscia

FERDINANDO PINTO

Professor of Administrative Law
University of Naples Federico II

LUCA R. PERFETTI

Professor of Administrative Law
University of Bari "A. Moro"