HUMAN RIGHTS IN THE EUROPEAN PARADIGM OF PROTECTION OF ALIENS

(summary for the general public)

Rights of aliens and human rights constitute systems that complements each other, protect similar values and therefore their joint analysis seems to be something natural. Both in Europe and in the world we are dealing with many events, such as armed conflicts for instance, which cause migration of people fleeing from the danger of loss of life. Not always the international community is able to handle in practice a number of problems arising out of this fact. Scientific research in this respect seems to be necessary. They are aimed to analyze thoroughly the phenomenos that occur nowadays in international human rights law and in the European system for their protection. Normative examination of the phenomenos seems even indispensable, since it will explain how to handle migration of aliens coming to Europe, to what extent these aliens can count on protection and what are the mechanism of such protection. Bearing in mind events and at the same time problems that Europe, the Member States of the European Union as well as the European Union's institutions are facing, it seems essential to analyze and indicate legal mechanisms that are capable for application in this situation. Hence research presented are actual and they constitute a challenge for legal science particularly in the field of human rights, international law and European law. The scope of the research will require to join efforts and knowledge in all of these areas, since they can be translated into practice, which according to the current state of knowledge is not able to work out consensual mechanisms of international cooperation capable to solve the problem effectively. Therefore research proposed will seek to define possibilities in this regard.

As a part of the research we plan to look at the institutions, asses their effectiveness and to propose a mechanism of cooperation, which will allow to address effectively the present phenomena, as well as to define needs of changes in this area. The analysis will cover attitudes to and mechanism of legal protection of aliens, and the conclusions will focus on humanitarian approaches in relation to needs that arose out of the new phenomena on the European continent. It seems that a project in this regard is necessary, since it is also aimed to remind the European approaches and to underline the European standard of protection, which should be respected and even developed in a sense of civilization. Legal analysis will include not only substantive norms, but also procedural ones, scope of protection, institutions of protection, legal basis of their activities, scope of competences and cooperation between bodies that are competent to take actions in order to realize full protection of aliens.