THE RIGHT TO LEAVE. THE RIGHT TO RETURN.

Legal approaches in dialogue
arising from humanitarian visa litigation concerning the Palestinian population of Gaza

Friday, 30 October 2026, 9.15 a.m. – 6.30 p.m.

Aula Magna · Department of Law
Roma Tre University · Rome

TO ATTEND IN PERSON OR ONLINE · REGISTER HERE →

For information: gaza@asgi.it

Accredited by the Rome Bar Council with 7 ordinary continuing legal education credits for in-person attendance.

ASGI ASSOCIAZIONE PER GLI STUDI GIURIDICI SULL'IMMIGRAZIONE
Legal Clinic UniRoma 3
Roma Tre
Dipartimento di Giurisprudenza

THE RATIONALE OF THE SEMINAR

Recent Italian and European litigation concerning humanitarian visas, access to diplomatic and consular missions, and the possibility of leaving Gaza has brought a fundamental legal question back to the forefront: whether, and under what conditions, the protection obligations incumbent on States may have legal effects even before a foreign national enters national territory and may require the adoption of measures capable of enabling such access.

In Italy, this issue engages the constitutional right of asylum, European Union law and international obligations to protect fundamental rights. At the same time, it raises significant questions concerning the effectiveness, scope and limits of judicial protection.

Taking as its starting point the litigation concerning humanitarian visas for Palestinians in Gaza, the seminar seeks to bring into dialogue the different legal approaches that have emerged in legal scholarship and case-law, to identify the unresolved questions of interpretation, and to assess what avenues the legal order provides – and what limits it imposes – for ensuring effective access to protection where reaching the territory is itself a necessary precondition for obtaining it.

PROGRAMME

8.45 a.m. Registration

9.15 a.m. Institutional greetings
Prof. Elisabetta BONVINO – Pro-Rector with responsibility for coordinating teaching activities, Roma Tre University
Prof. Antonio CARRATTA – Director, Department of Law, Roma Tre University
Avv. Lorenzo TRUCCO – President, ASGI – Association for Legal Studies on Immigration

9.45 a.m. Opening remarks
Prof. Enrica RIGO – Roma Tre University

MORNING SESSION

10.00 a.m.–1.00 p.m. ***IS THERE AN OBLIGATION TO ENABLE ENTRY INTO ITALY FOR THE PURPOSE OF PROTECTION? Constitutional right of asylum, international obligations and European Union law***

CHAIR AND MODERATOR
Giulia Perin – Lawyer, Rome Bar – ASGI

In dialogue:

10.15 a.m. Nazzarena ZORZELLA – Lawyer, Bologna Bar – ASGI
Humanitarian visa litigation in Italy: origins and development. From Afghanistan to Gaza.

10.40 a.m. Marco BENVENUTI – Sapienza University of Rome
The "territory of the Republic" in Article 10(3) of the Constitution. Entry into the territory, effectiveness of the right of asylum and constitutional interpretation

11.10 a.m. Alessandra ANNONI · University of Ferrara
The impact of international obligations on the application of Article 10(3) of the Constitution

11.40 a.m. Laura DI GIANFRANCESCO · Roma Tre University
Can, therefore must: why the duty to prevent genocide (still) requires the issuance of humanitarian visas to Gazans

12.05 p.m. Mariateresa VELTRI · University of Bologna · Lawyer, Livorno Bar – ASGI
Protection without access: beyond X and X, what role for Article 25 of the Visa Code?

12.30 p.m. Pierre ROBERT · Lawyer, Brussels Bar · Counsel for the applicants in X and X (C-638/16 PPU) and Gonrieh (C-819/25 PPU) before the Court of Justice of the European Union
Strategic humanitarian visa litigation outside Italy.

PUBLIC DISCUSSION
1.00–1.30 p.m.

FIRST AFTERNOON SESSION · 2.45–4.15 p.m.

LEAVING GAZA, RETURNING TO PALESTINE · Freedom of movement and the right of return

2.45 p.m. Resumption of proceedings

CHAIR AND MODERATOR
Erminia Rizzi – ASGI member

3.00 p.m. The right of return: international law and justice in Palestine
Munir NUSEIBAH · Al-Quds University · Al-Quds Human Rights Clinic · Community Action Center

3.30 p.m. Leaving Gaza: securing COGAT permits. Proceedings before the Israeli Supreme Court and obstacles to freedom of movement
Shadi JUBRAN-BUTTISH · Gisha – Legal Center for Freedom of Movement · Legal Department

4.00 p.m. Forensic Architecture ***and new techniques for documenting human rights violations – Model-making as an investigative tool in an age of violence***
Kamil DALKIR · Co-investigator, Border Forensics (Geneva) · Modelab (Rome) · Royal College of Art (London)

4.30–4.45 p.m. BREAK

SECOND AFTERNOON SESSION · 4.45–6.10 p.m.

BEYOND LITIGATION

CHAIR AND MODERATOR
Enrica Rigo – Roma Tre University

5.00 p.m. ***Awaiting return. Being Palestinian in Italy between diaspora, mobilisation and criminalisation***
Laila SIT ABOHA · PhD Candidate in Sociology and Political Science · Scuola Normale Superiore, Pisa

5.20 p.m. ***Belonging and return in the experiences of Palestinians living in Italy***
Widad TAMIMI · Journalist and writer · Founder of the IOIEN association

PUBLIC DISCUSSION
5.40–6.10 p.m.

CLOSING REMARKS
6.10–6.30 p.m.