

DECLARATION OF GUY S. GOODWIN-GILL

I, Guy S. Goodwin-Gill, declare as follows:

1. I am over 18 and have personal knowledge of the facts described herein.
2. I am currently Professor of Law at the University of New South Wales, Sydney, Australia, a Barrister and Member of the English Bar, Emeritus Fellow of All Souls College, Oxford, and Emeritus Professor of International Refugee Law at the University of Oxford. Among other appointments, I was formerly Professor of Asylum Law at the University of Amsterdam and President of the Media Appeals Board of Kosovo from 2000-2003.
3. In my professional and academic work, I have developed expertise in international refugee law, including the requirements imposed by the 1951 United Nations Convention Relating to the Status of Refugees (the "Convention") and the 1967 United Nations Protocol Relating to the Status of Refugees. I have worked extensively with the Office of United Nations High Commissioner for Refugees (UNHCR), and served as a Legal Adviser in the UNHCR from 1976-1988.
4. I am the Founding Editor of the International Journal of Refugee Law and was Editor-in-Chief from 1988-2001. I have written extensively on, among other topics, refugees, migration, and international organizations.
5. I am aware of the proposed categorical elimination of eligibility for asylum for individuals who enter the United States without inspection through the U.S.-Mexico border, which is at issue in this case.
6. In my opinion, this new policy is inconsistent with and violates the international obligations of the United States, including Article 31 of the Convention, which prohibits the imposition of penalties on refugees who enter or are present illegally. In

particular, 'ineligibility for asylum' arbitrarily denies to a class of Convention refugees the treatment to which they are entitled under international law.

I hereby declare under penalty of perjury that the foregoing is true and correct.

A handwritten signature in brown ink, appearing to read "Guy S. Goodwin-Gill", with a horizontal line drawn underneath it.

Guy S. Goodwin-Gill

Executed this 9th day of November, 2018

CURRICULUM VITAE

GUY S. GOODWIN-GILL

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UNSW Sydney
NSW 2051
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Personal Details

Degrees: B.A. (Hons.), Jurisprudence (Oxon.) — 1968
M.A. (Oxon.) — 1972
D.Phil. (Oxon.) — 1974

Professional qualification: Member of the English Bar
(In practice from 2001-2018 at Blackstone Chambers,
Blackstone House, Temple, London EC4Y 9BW. Tel. +44
(0)20 7583 1770: www.blackstonechambers.com)

Employment and appointments

2017–	Professor of Law, University of New South Wales, Sydney, NSW, Australia
2017–2018	Acting Director, Kaldor Centre for International Refugee Law, UNSW, Sydney, Australia: http://www.kaldorcentre.unsw.edu.au/
2016–	Co-Chair, International Refugee Law Interest Group, American Society of International Law: https://www.asil.org/
2015–	Honorary Associate, Refugee Studies Centre, Oxford
2015–2017	Visiting Professorial Fellow, University of New South Wales, Sydney, NSW, Australia
2015–	Honorary Senior Fellow, Melbourne Law School, University of Melbourne, Melbourne, VIC, Australia
2014–	Emeritus Fellow, All Souls College, Oxford: www.all-souls.ox.ac.uk
2014–	Emeritus Professor of International Refugee Law, University of Oxford, Oxford, United Kingdom
2002–2014	Senior Research Fellow, All Souls College, Oxford: www.all-souls.ox.ac.uk
1998–2014	Professor of International Refugee Law, University of Oxford, Oxford, United Kingdom
2010-2011	W. J. Ganshof van der Meersch Chair, Université Libre de Bruxelles (Fondation Philippe Wiener-Maurice Anspach)

2010	Julius Stone Visiting Fellow/Visiting Professorial Fellow, Faculty of Law, University of New South Wales, Sydney, Australia
2010	Director, Hague Academy of International Law, Centre for Research and Studies
2008–2011	Visiting Professor, Geneva Academy of International Humanitarian Law and Human Rights, Geneva, Switzerland
1997–2002	Rubin Director of Research, Institute of European Studies, University of Oxford
1994–1999	Professor of Asylum Law, University of Amsterdam, Amsterdam, The Netherlands
1989–1997	Professor of Law, Carleton University, Ottawa, Ontario, Canada
1988–1989	Visiting Social Sciences Professor, Carleton University, Ottawa, Ontario, Canada
1988	Visiting Professor, Osgoode Hall Law School, York University North York, Ontario, Canada
1983–1988	Senior Legal Research Officer, Division of Refugee Law and Doctrine Legal Adviser, Regional Bureau for Europe and North America Deputy Chief, Resettlement Section, Office of the United Nations High Commissioner for Refugees (UNHCR), Geneva, Switzerland
1978–1983	Legal Adviser and sometime Officer-in-Charge UNHCR/UNIC/UNICEF Joint Office for Australia, New Zealand and the South Pacific, Sydney, NSW, Australia
1976–1978	Legal Adviser UNHCR Branch Office, London, England
1973–1976	Visiting Lecturer and Examiner in Public International Law Kingston Polytechnic, Kingston-upon-Thames, Surrey, England
1971–1976	Lecturer, later Senior Lecturer The College of Law, Chancery Lane, London WC2, England

Other Professional Activities

2017– 2018	Acting Editor-in-Chief, <i>International Journal of Refugee Law</i> , Oxford: Oxford University Press
2008–	Patron of AsylumAid
2008–	Member of the Editorial Board, <i>Refugee Survey Quarterly</i>
2007–2013	Member of the Council of the Overseas Development Institute
2005–2006	Specialist Adviser to House of Commons Social Affairs Committee on ‘Immigration Controls’

2003–2004	Specialist Adviser to House of Lords Sub-Committee F (Social Affairs, Education and Home Affairs) on ‘New Approaches to the Asylum Process’
2002–	Member of the Editorial Board, <i>International Journal of Refugee Law</i>
2002–2005	Member of the Editorial Board, <i>Global Governance</i>
2000–2003	President, Media Appeals Board, Kosovo (appointed by the Special Representative of the Secretary-General, United Nations Mission in Kosovo)
1997–2010	President, Refugee & Migrant Justice, London (formerly the Refugee Legal Centre)
1996	Observer, Out-of-Country Voting, Bosnia and Herzegovina Elections
1995	Director of Research (March–December 1995), United Nations Study on the Impact of Armed Conflict on Children (the Machel Study)
1995	Adviser, World Health Organization, Geneva—Human rights, AIDS and HIV-based travel restrictions
1994–2014	Legal Consultant, Inter-Parliamentary Union, Geneva—Free and fair elections, electoral codes of conduct, ethics in public life, international law and organization
1988–2001	Founding Editor and Editor-in-Chief, <i>International Journal of Refugee Law</i> , Oxford: Oxford University Press
1988–	Consultant and adviser to governments and international organisations, and to various advocacy groups on a <i>pro bono</i> basis.

Selected Cases

International Court of Justice

Advisory Opinion on Legal Consequences of the Construction of a Wall in the Occupied Palestinian Territory [2004] ICJ Reports 136

European Court of Human Rights

Azinas v Cyprus 56679/00 [2004] ECHR 191, (2005) 40 EHRR 8

United Kingdom Supreme Court and House of Lords

Secretary of State for the Home Department v Al-Jedda [2013] UKSC 62

Al-Sirri v Secretary of State for the Home Department [2012] UKSC 54

OO (Jordan) v Secretary of State for the Home Department [2009] UKHL 10

R (ex parte Roma Rights Centre et al) v Immigration Officer, Prague Airport and another [2004] UKHL 55 (Pleadings: (2005) 17 *International Journal of Refugee Law* 427; <https://doi.org/10.1093/ijrl/eei015>)

United Kingdom Court of Appeal

Secretary of State for the Home Department v MSM (Somalia) [2016] EWCA Civ 715
Gudanaviciene and others v Director of Legal Aid Casework [2014] EWCA Civ 1622
(Pleadings: (2015) 26 *International Journal of Refugee Law* 700;
<https://doi.org/10.1093/ijrl/eeu064>)

Al-Saadoon & Mufdhi v Secretary of State for Defence [2009] EWCA Civ 7
The Queen (Al Rawi and others) v Secretary of State for Foreign and Commonwealth Affairs and another [2006] EWCA Civ 1279 (Pleadings: (2008) 20 *International Journal of Refugee Law* 675; <http://www.unhcr.org/refworld/docid/45c350974.html>)

El-Ali v Secretary of State for the Home Department [2002] EWCA Civ 1103
(Pleadings: <http://www.refworld.org/docid/3d1c73c04.html>)

Publications

A summary list of publications can be found here:

<https://scholar.google.com.au/citations?user=rfZCrnQAAAAJ&hl=en>