

**CONFERENCE**

**30 Years of Schengen**

**Challenges for the EU in times of crisis**

17 & 18 December 2015

*Venue*  
*CEPS (Conference Room)*  
*1 Place du Congrès, 1000 Brussels*

## RATIONALE AND SCOPE

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### The '30 Years of Schengen' Conference

The Schengen Agreement was signed on the 14 June 1985 with a view to realizing freedom of movement in Europe. Together with other initiatives, such as the European Single Act, it represented a milestone in the realization of what later became known as the Area of Freedom, Security and Justice. The peculiarity of Schengen however, was to couple the lifting of border controls with offsetting measures in the field of police cooperation and border security. In a nutshell, Schengen attempted at resolving the tension between freedom and control of movement by making the latter the condition of the former.

In light of the current refugee crisis and the follow-up discussion after the Paris attacks of 13 November, this conference aims to take stock of the achievements and challenges of Schengen. Panels are designed to unpack the different components of the Schengen history and locate them in the broader context of the AFSJ. By bringing forward contributions from key actors and observers of the history of Schengen, the conference will foster a pluralistic debate about the Schengen Area, both in terms of achievements, shortcomings and ways to overcome them.

**12.00 – 12.30 REGISTRATION AND BUFFET LUNCH****12.30 – 13.30 Opening Session: Schengen – Past, Present and Future**

Opening welcome: **Sergio Carrera** (CEPS)

**Didier Bigo** (King's College London, Sciences-Po Paris)

Keynote Speakers: **Charles Elsen** (former Director General, Council of the EU)

**Jean-Louis de Brouwer** (Director, European Commission)

**13.30 – 14.00 Visualising Freedom of Movement**

**Chair: Sergio Carrera** (CEPS)

- **Benoit Verjat** (Sciences-Po Paris Médialab)
- **Médéric Martin-Mazé** (King's College London): Unravelling freedom(s) of movement in Europe: Schengen, the third pillar and the AFSJ in historical perspectives

**14.00 – 16.00 PANEL I: Schengen and Freedom of Movement: Citizenship and Rights**

This Panel focuses on the main achievements and challenges and limits of freedom of movement. It addresses the creation and successive enlargements of the Schengen area as well as its integration into the Area of Freedom, Security and Justice. It investigates how the right of free movement relates to EU fundamental rights, European citizenship, but also the rights of third country nationals.

**Chair: Kees Groenendijk** (University of Nijmegen)

**Key Discussants:**

- **Wenceslas De Lobkowicz** (former European Commission, Sciences-Po Paris)
- **Tony Venables** (Director, Maison des Associations Internationales)
- **Beate Winkler** (Author, former Director of the EU Agency in Vienna, now FRA)

**Open Discussion**

**16.00 – 16.30 COFFEE BREAK****16.30 – 18.30 PANEL II: Schengen and the Control of Movement: Border Management, Visas and Refugees**

This Panel discusses the offsetting measures focusing on the control of movement. It looks into EU policies, actors and instruments involved in re-shaping external border control, policing at a distance, and the surveillance of foreigners as compensatory or flanking measures to achieve freedom of movement. It examines both the internal and the external dimensions of these measures and questions how they impact the rights and freedoms of EU citizens, third country nationals, and asylum seekers/refugees.

**Chair: Sergio Carrera** (CEPS)

**Key Discussants:**

- **Richard Ares Baumgartner** (Head of External Relations, Frontex)
- **Wouter Van De Rijt** (Council of the European Union)
- **Kees Groenendijk** (University of Nijmegen)

**Open Discussion**

**18.30 – 19.30 COCKTAIL**

**08.30 – 09.00 REGISTRATION AND COFFEE****09.00 – 11.00 PANEL III: Schengen, Freedom of Movement and EU Criminal Justice**

This Panel examines the criminal justice aspect, which constitutes an important component of the Schengen cooperation (SIRENE, Chapter 2, title 3 of the Schengen Convention). It tries to assess how the creation of an EU rule of law bonded area and of the principle of mutual recognition of judicial decisions and the fundamental rights of the defense in criminal matters in the AFSJ are impacting other Schengen related areas. It also aims to examine the consequences of the ending of the transitional period of Protocol 36 and of the limitations introduced on the enforcement powers of the European Commission and of the judicial scrutiny of the Court of Justice of the European Union introduced under the old EU Third Pillar.

**Chair: Médéric Martin-Mazé** (King's College London)

**Key Discussants:**

- **Michael Kennedy** (former President of Eurojust)
- **Emilio de Capitani** (former European Parliament)
- **Petra Bard** (Central European University)
- **Elsbeth Guild** (University of Nijmegen, CEPS)

**Open Discussion****11.00 – 11.30 COFFEE BREAK****11.30 – 13.30 PANEL IV: Schengen, Police and Intelligence Cross Border Cooperation**

This panel tackles the Schengen measures that focus more specifically on anti-terrorism and fighting cross-border criminality them in the broader history of police and intelligence cooperation in Europe. It pays particular attention to the issue of informalisation and institutionalization of this kind of security cooperation, touching also on the issue of anti-terrorism thereby bringing the role of EU agencies such as Europol and Eurojust. It examines the way in which Police and Intelligence Services cooperate in the area of free movement.

**Chair: Elspeth Guild** (University of Nijmegen, CEPS)

**Key Discussants:**

- **Willy Bruggeman** (former Europol)
- **Johannes Vos** (former Council of the European Union)
- **Jacques Verraes** (European Commission)
- **Monica den Boer** (SeQure Research & Consultancy, Vrije Universiteit Amsterdam)
- **Didier Bigo** (King's College London, Sciences-Po Paris)

**Open Discussion****13.30 – 14.30 BUFFET LUNCH**

**PROGRAMME Day 2****18 December 2015****14.30 – 16.30 PANEL V: Schengen and Information Sharing: Technology-Diplomacy-Privacy**

The Schengen Information System paved the way for the development of large IT-Systems in the field of justice and home affairs. This Panel therefore takes stock of the precursor role of Schengen in the development of IT systems on information exchange and surveillance. Focusing on the political, technological and diplomatic dimensions of EU security databases, this panel aims to reconstitute current discussions about surveillance, privacy and sovereignty in their historical context. The external and transatlantic dimensions of these matters will be also covered.

**Chair: Leonhard den Hertog** (CEPS)

**Key Discussants:**

- **Sandra Nunes** (eu-LISA)
- **Peter Hustinx** (former European Data Protection Supervisor)
- **Julien Jeandesboz** (Université Libre de Bruxelles)

**Open Discussion**

**16.30 – 17.30 ROUNDTABLE: TAKING STOCK AND FUTURE CHALLENGES**

**Chair: Sergio Carrera** (CEPS)

- **J. Peter Burgess** (SOURCE Coordinator)
- **Elsbeth Guild** (University of Nijmegen, CEPS)
- **Didier Bigo** (King's College London, Sciences-Po Paris)

**The SOURCE Project**

Security is widely considered to be a primary need and even a universal right.

Yet there is widespread disagreement on what security is, what threats cause insecurity, and how we should best seek to increase security through research, policy, legal instruments, product design, industrial development, and practice on the ground.

Differing aims, means, methods and assumptions between those sectors involved in security research and development contribute to these disagreements.

In academic circles security is studied as a social or political phenomenon, while industrial actors regard it as a technological challenge against the backdrop of the market for security products. Public policy-makers see security as a matter of government, civil society actors consider security a matter of the common good, while security end-users are primarily concerned implementation.

The [SOURCE](http://societalsecurity.net/) network addresses these divergences, creating a platform for information, tools, practical resources, and events and people, all in support of communication and collaboration across sectors.

**For more information about the Source project, please visit:**  
<http://societalsecurity.net/>

**CONFERENCE ORGANISED BY:**

**Centre for European Policy Studies – Justice and Home Affairs Section**



**King's College London**



**Sciences-Po Paris Médialab**

**IN THE FRAMEWORK OF:**

**European Union FP7 programme**

**Date:** Thursday, 17 and Friday, 18 December 2015

**Time:** Day 1 (12 AM – 6.30 PM), Day 2 (9 AM – 6 PM)

**Venue:** CEPS, Conference Room

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