

Dr. Madalina Moraru

Associate Professor in EU law

✉ University of Bologna, Department of Political and Social Sciences &
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EDUCATION

- 2015 PhD in Law, European University Institute (Florence, IT). Thesis: *‘Protecting (unrepresented) EU citizens in third countries—The intertwining roles of the EU and its Member States’* (Supervisor: Prof. Marise Cremona)
- 2010 LL.M. in International, European and Comparative Law, European University Institute (Florence, IT). Thesis: *‘The International Responsibility of the EU for Common Foreign and Security Policy Acts’* (Supervisor: Prof. Marise Cremona)
- 2008 LL.M. in *European Business Law*, University of Durham (UK), graduated with *Distinction* (Supervisor: Prof. Antonis Antoniadis)
- 2008 Certificate in *International Human Rights*, the International Institute of Human Rights 'René Cassin' (Strasbourg, FR)
- 2007 LL.B., Faculty of Law, University of Bucharest (RO). Thesis: *‘The Legal Regime governing the Delimitation of Maritime Zones under Public International Law’*, graduated with *Distinction* (Supervisor: Prof. Raluca Beșteliu)

PROFESSIONAL EXPERIENCE

Current positions

- 2023 - Associate Professor in EU Law, Department of Political and Social Sciences at the University of Bologna (IT)
- 2022 – Assistant Professor of EU law and fundamental rights at the Centre for Judicial Cooperation, RSCAS of the European University Institute (IT)

Previous academic positions

- 2022- 2023 Founding Director of the Centre for Migration Studies (CZ)
- 2022-2023 Maternity leave
- 2020-2021 Research Fellow, Brunel University (UK)
- 2019- 2022 Lecturer on EU law, Law Faculty, Masaryk University (CZ)
- 2017- 2022 Research Fellow, Centre for Judicial Studies, Masaryk University (CZ)
- 2017-2022 Research Fellow, Centre for Judicial Cooperation, EUI (IT)
- 2017-2018 Research Fellow, Law Faculty, University of Trento (IT)
- 2013-2017 Research Assistant, Centre for Judicial Cooperation, EUI (IT)

Training of legal practitioners

- 2013—ongoing Convenor of training modules and workshops on: *International and European Fundamental Rights; The EU Preliminary Reference Procedure; EU Constitutional Law; European Asylum and Immigration Law; Litigating EU Law; Mutual Trust in the Area of Freedom, Security and Justice; Rule of law, Judicial Independence, Impartiality and Accountability* for legal practitioners at the Centre for Judicial Cooperation, EUI
- 2014— *EU Fundamental Rights, Techniques of Judicial Interaction, EU Asylum and Immigration, EU Criminal Law* courses for judges at the Superior School of Magistracy of Italy and the Romanian National Institute of Magistracy

Teaching experience

- 2022 - *Invited Lecturer* at the Odysseus Executive Master on EU Migration and Asylum Law (BE)
Designed and taught: Law and Policies on the EU Return and Readmission
- 2019- *Invited Lecturer Odysseus Summer School on EU asylum and immigration law*
Designed and taught: Law and Policies on the EU Return and Readmission
- 2019 - *Annual International Summer School in Refugee Law and Rights* at Palacký University, Olomouc (CZ)

2019 -2022 Designed and taught: EU Asylum and Immigration Law
Lecturer of EU law, Law Faculty, Masaryk University
Designed and taught: Introduction to EU law in English
Mentors PhD students on International Refugee Law, and EU law.

Legal professions

2020 Visiting Fellow, *Court of Justice of the EU*, Cabinet of Advocate General Michal Bobek
2009 Research Assistant, *European Parliament, LIBE Committee*
2009 Lawyer, *Romanian National Council for Refugees* (NGO-implementing partner of the UNHCR)
2008 Jurist, Romanian Governmental Agent before the *European Court of Human Rights*
2006 Trainee Lawyer, *Linklaters Law Firm*, Bucharest Office

Solicited Consultancy (selection)

European Commission, European Parliament, Deloitte, College of Europe, Millieu, Romanian National Council of Bars, CCBE, OSCE, EUAA, FRA, EP, Helsinki Committee, IARMJ.

Institutional Responsibilities

2022-2023 Director of the Centre for Migration Studies, Law Faculty, Masaryk University (CZ)
2021-2022 Creator of CJC webinar series on the Rule of law in Europe, publicly available [here](#)
2021-2022 Creator of the [CJC blog](#)
2015– Creator and editor of the Centre for Judicial Cooperation Working Papers series
2015–2017 Co-editor of the Electronic Journal of the Return Directive Dialogue Project
2014– Coordination of five EU funded training projects
2014– Coordination of CJC/EUI Network of academic experts&legal practitioners, on EU migration law and rule of law
2010–2011 Academic coordinator of the EUI Working Group on the Law of EU External Relations

Reviewing Activities

Scientific evaluator of judicial training manuals for the IARMJ and EASO; peer reviewer for the European Journal of Migration Law, South European Society and Politics (SESP); Scientific evaluator in the national evaluation of research organisations of the Czech Republic; analyst at EULawlive

Membership of Scientific Societies

Member of the Odysseus Network (Academic Network for Legal Studies on Immigration and Asylum in Europe); Analyst Eulawlive; Affiliate at Refugee Law Initiative (LSE, London); ATLAS (Acting Together: Law, Advice, Support for Women in International Law); ECPR (Law&Courts Section).
Judiciary: IARMJ (observer and evaluator of judicial training manuals), AEAJ (project member), EJTN (project member)

EUROPEAN and NATIONAL GRANTS/SCHOLARSHIPS

2023- 1.49million, ERC StG awarded by the ERC to fund the research project ACCESS – Gatekeepers to
2027 International Refugee Law? – The Role of Courts in Shaping Access to Asylum, **Principle Investigator**
2023- €900k Grant awarded by the European Commission to fund the Research and Legal Training Project:
2025 *TRust, Independence, Impartiality and Accountability of legal professionals safeguarding the rule of Law under the EU Charter (TRILAL 2)*, February 2023- July 2025, **Role: Principle Investigator**
2022- €660k, Junior Star grant awarded by the Czech Research Agency to fund the research project REFORM
2026 – The Role of Courts in Shaping Access to Asylum, **Role: Principle Investigator**
2022- €260k, MASH Junior grant awarded by Masaryk University to fund the research project: The Role of
2025 Courts in Shaping Migrants Rights, **Role: Principle Investigator**
2019- €900k Grant awarded by the European Commission to fund the Research and Training Project: *TRust,*
2022 *Independence, Impartiality and Accountability of judges and arbitrators safeguarding the rule of Law under the EU Charter (TRILAL)*, January 2020- June 2022, **Role: Principle Investigator**

- 2017-2020 €100k Grant awarded by Masaryk University to fund the Research Project: *Reforming European Administrative Governance in times of crisis: Common or disjunctive sector regulatory models* (EUADMIN-GOV), **Role: Principal Investigator**
- 2017-2019 €800k Grant awarded by the European Commission to fund the Research and Training Project: *e-learning National Active Charter Training* (eNACT), November 2017–November 2019, **Role: Principle Investigator**
- 2015-2017 €800k Grant awarded by the European Commission to fund Research and Training Project: *REturn directive DIALogue* (REDIAL), December 2014–December 2016, **Role: Principal Investigator**
- 2015-2017 €620k Grant awarded by the European Commission, DG Justice to fund the Research and Training Project: *Active Charter Training Through Interaction of National Experiences* (ACTIONES), November 2015–November 2017, **Role: Principal Investigator**
- 2014-2016 €720k Grant awarded by the European Commission DG Justice to fund the Project Charterclick!, February 2014–February 2016, **Role: Workpackge Leader**
- 2013 €100k Grant awarded by the European University Institute’s Research Council to fund a series of Workshops on judicial cooperation in international and EU law related topics run by the Centre for Judicial Cooperation, 2013-2015, **Role: Principle Investigator**
- 2012-2014 €560k Grant awarded by the European Commission DG Justice to fund the Project: *European Judicial Cooperation and Fundamental Rights practice of National Courts–Unexplored Potential of Judicial Dialogue Methodology* (JUDCOOP), 2012- 2014, **Role: Principal Investigator**
- 2009-2014 €68k, Romanian Government Scholarship for Doctoral Studies at the European University Institute
- 2008 €2000, International Institute of Human Rights–“René Cassin” one month research scholarship

PUBLICATIONS (*selection*) available also on [google scholar](#)

PhD Thesis

- 2015 [Protecting \(unrepresented\) EU citizens in third countries–The intertwining roles of the EU and its Member States](#) (published in open access by EUI Cadmus)

Edited Books

- 2024 Freedom of expression of judges: European and national perspectives (Routledge) (with Federica Casarosa and Mohor Fajdiga) (forthcoming)
- 2022 [The Practice of Judicial Interaction in the Field of Fundamental Rights - The Added Value of the Charter of Fundamental Rights of the EU](#) (Edward Elgar 2022) with Federica Casarosa
- 2020 [Law and Judicial Dialogue on the Return of Irregular Migrants from the European Union](#) (Hart) (main co-editor, with G. Cornelisse and P. de Bruycker)

Special Issues in Peer-Reviewed Journals and Selected Peer-Reviewed Articles

- 2022 [Judicial Interactions on the European Return Directive: Shifting Borders and the Constitutionalisation of Irregular Migration Governance](#), European Papers, Vol. 7, 2022, No 1, pp. 127-149 (with Galina Cornelisse)
- 2022 [The First Episode in the Romanian Rule of Law Saga: Joined Cases C-83/19, C-127/19, C-195/19, C-291/19, C-355/19 and C-397/19, Asociația ‘Forumul Judecătorilor Din România, and Their Follow-up at the National Level’](#) (2022) 18 *European Constitutional Law Review* 82 (main author, with Raluca Bercea)
- 2022 [‘Adjudicating Migrants’ Rights: What Are European Courts Saying?’](#), *European Journal of Legal Studies*, 2022, Vol. 14, Special Issue (with Veronica Federico and Paola Pannia)
- 2022 [‘The growing but uneven role of European courts in \(im\)migration governance : a comparative perspective’](#), *European Journal of Legal Studies*, 2022, Vol. 14, Special Issue, pp. 1-20 (with Veronica Federico and Paola Pannia)
- 2022 [‘The European Court of Justice shaping the right to be heard for asylum seekers, returnees, and visa applicants: an exercise in judicial diplomacy’](#), *European Journal of Legal Studies*, 2022, Vol. 14, Special Issue, pp. 21-61
- 2022 [‘Generalised push-back practices in Europe: The right to seek asylum is a fundamental right’](#), *Quaderns*

- 2021 [‘Czech Litigation on Systematic Detention of Asylum Seekers: Ripple Effects across Europe](#), *European Journal of Migration and Law* 23 (2021) 284–307 (main author, with Linda Janku)
- 2020 ‘L’influenza delle Corti sul Diritto di Essere Ascoltati dei Richiedenti Asilo e dei Migranti non Regolari’, P Iamicelli (ed), *Tutele effettive e diritto europeo. Un percorso di ricerca per e con la formazione giudiziaria*
- 2019 [‘An Analysis Of The Consular Protection Directive: Are EU Citizens Now Better Protected In The World?’](#) (2019) 56 *Common Market Law Review*, 417–461
- 2011 ‘Ever-Closer in Brussels - Ever-Closer in the World’ in *Romanian Journal of European Law* (R.R.D.E.) 78 (2011) (with J. Larik)
- 2011 ‘La questione dell’effettività del diritto dei cittadini europei alla protezione diplomatica e consolare nei paesi terzi’, (2011) *Rivista Italiana di Diritto Pubblico Comunitario* fasc. 3-4 (with S. Faro)
- 2011 [‘The Protection of EU citizens abroad: A legal assessment of the EU citizen’s right to consular and diplomatic protection’](#), (2011) *Perspectives on Federalism* Vol. 3 (2), 67-105

Most Relevant Book Chapters

- 2023 ‘Consular protection and assistance (of migrants)’, Vincent Chetail (eds), *Elgar Concise Encyclopedia of Migration Law (forthcoming)*
- 2023 ‘Global Compact on Regular Migration, Objective 14: Enhance consular protection, assistance and cooperation throughout the migration cycle’, Vincent Chetail (eds), *Oxford Commentaries on International Law (forthcoming)*
- 2022 [‘The EU Return Directive: A Cause for Shame or an Unexpectedly Protective Framework?’](#) in P. de Bruycker and L. Tsourdi (eds), *Research Handbook on EU Migration and Asylum Law* (Edward Elgar), pp.436-456
- 2022 [‘The future architecture of the EU’s return system following the Pact on Asylum and Migration: added value and shortcomings’](#), in D. Thym and Odysseus Academic Network (eds.), *Reforming the Common European Asylum System. Opportunities, Pitfalls, and Downsides of the Commission Proposals for a New ‘Pact’ on Migration and Asylum* (Nomos, 2022) pp.187-208
- 2022 ‘Judicial interactions in action : a tool for a more powerful and influential EU charter of fundamental rights, in F. Casarosa and M. Moraru (eds), *The practice of judicial interaction in the field of fundamental rights : the added value of the charter of fundamental rights of the EU*, (Edward Elgar) pp. 1–21 (with F. Casarosa)
- 2022 ‘Judicial Interactions Upholding the Right to be Heard of Asylum Seekers, Returnees and Immigrants: the Symbiotic Protection of the EU Charter and General Principles of EU law’, in F. Casarosa and M. Moraru (eds) *The Practice of Judicial Interaction in the Field of Fundamental Rights - The Added Value of the Charter of Fundamental Rights of the EU* (Edward Elgar), pp.264-289 (with judge M. Clement)
- 2022 ‘Return Directive’, Chapter 11 in K Hailbronner, D Thym (eds), *EU Asylum and Immigration A Commentary* (HART 3rd ed), pp.692-805 (with F. Lutz and S. Mananashvili)
- 2021 [‘The EU Fundamental Right to Asylum: in Search of its Legal Meaning and Effects’](#) in S. Iglesias Sanchez and M. Pascual (eds), *Fundamental Rights in the EU Area of Freedom, Security and Justice* (CUP), pp.139-158
- 2020 [‘Diaspora Policies, Consular Services and Social Protection for Romanian Citizens Abroad’ in Lafleur Jean-Michel and Vintila Daniela](#) (eds), *Migration and Social Protection in Europe and Beyond* (Volume 2) Comparing Consular Services and Diaspora Policies (Springer), pp.409-426 (with F. Nica)
- 2020 ‘A practical evaluation of border activities in Romania: control, surveillance and expulsions’ in M Stefan and S Carrera (eds), *Fundamental Rights Challenges in Border Controls and Expulsion of Irregular Immigrants in the European Union - Complaint Mechanisms and Access to Justice* (Routledge 2020), Chapter 9 (with F. Nica)
- 2020 [‘Judicial dialogue in action: Making sense of the risk of absconding in return proceedings’](#), in Moraru, Cornelisse, de Bruycker (eds), *Law and Judicial Dialogue on the Return of Irregular Migrants from the European Union* (Hart), pp.125-149
- 2020 ‘Judicial Dialogue on the Return Directive: Catalyst for Changing Migration Governance?’ in Moraru, Cornelisse, de Bruycker (eds), *Law and Judicial Dialogue on the Return of Irregular Migrants from the European Union* (Hart), pp.17-41
- 2015 ‘Consumer Debt and Social Justice in Romania’ in Micklitz and Domurath (eds), *Consumer Debt and Social Justice* (Ashgate 2015) 121-123 (with Beatrice Andreşan Grigoriu)
- 2014 ‘Securing consular protection of the EU citizens in the world: what role for the EU?’ in I. Govaere and S. Poli (eds), *EU management of global emergencies : legal framework for combating threats and crises* (Brill), pp.147-193
- 2013 ‘Comparative analysis of legislation and practice on consular protection and assistance of the EU countries’ in S. Faro, E. Chiti and E. Schweighofer (eds), *European Citizenship and Consular Protection New Trends in European*

- 2013 ‘Consular protection of EU citizens: State of the art, current challenges and the future prospects’, in S. Faro, E. Chiti and E. Schweighofer (eds), *European Citizenship and Consular Protection New Trends in European Law and National Law* (Editoriale Scientifica Napoli) (with E. Schweighofer and E Chiti)

Peer-Reviewed Working Papers and Research Reports

- 2022 [TRIAL national reports Belgium, Hungary, Italy, Poland, Portugal, Romania, Slovenia, Spain, The Netherlands](#), *EUI RSC*, 2022/52, *Centre for Judicial Cooperation* (with M Fajdiga and F Casarosa)
- 2021 ‘[Effective consular protection of unrepresented EU citizens in third countries during the COVID-19 pandemic: law and policy](#)’ *GLOBALCIT Policy Briefs*, 2021/54
- 2017 ‘[Report on the Use of the EU Charter on Fundamental Rights by National Human Rights Bodies and Practical Guidelines on the Strategic Use of the EU Charter](#)’, *CJC* 1/2017
- 2016 ‘[Mutual Trust from the perspective of national courts: a test in creative legal thinking](#)’ in E. Brouwer and D. Gerard (eds), [Mapping Mutual Trust - Understanding and Informing the Role of Mutual Trust in EU Law](#), *Max Weber EUI Working Paper* 2016/13
- 2016 3 online issues of [REDIAL Electronic Journal](#) - Judicial Interaction and the EU’s Return Policy: challenges, limits and opportunities, published as *RSCAS Research Reports*
- 2015 3 online issues of European Synthesis Reports on the Judicial Implementation of the Return Directive (Voluntary Departure, Procedural safeguards, Detention), published as *REDIAL Research Reports*
- 2014 ‘Constitutional Change through Euro Crisis Law: Romania’, in L. Azoulay, M. Cremona, Bruno de Witte, C. Kilpatrick, Hans-W Micklitz, G. Monti (eds) *Constitutional Change through Euro Crisis Law*, *EUI Report* 11/2014 (V. Vita and V Paskaley)
- 2013 [Franchise and electoral participation of third country citizens residing the European Union and of EU citizens residing in third countries](#), Chapter 3 in European Parliament Study, pp. 41-47
- 2011 ‘Ever-Closer in Brussels–Ever-Closer in the World? EU External Action after the Lisbon Treaty (eds), *EUI Working Paper* 2011/10 (with J. Larik)
- 2011 ‘Protection of EU Citizens in the World: A Legal Assessment of the EU Citizen’s Right to Protection Abroad’ in J Larik & M Moraru (eds), *Ever-Closer in Brussels – Ever-Closer in the World? EU External Action after the Lisbon Treaty*, *EUI Working Paper* 2011/10, 107-129

Textbooks/Handbooks

- 2019 eNACT [Handbook on the Techniques of Judicial Interactions in the Application of the EU Charter in asylum and immigration](#), published as Technical Report by the Centre for Judicial Cooperation/EUI
- 2018 ReJus Casebook on Effective Justice in Asylum and Immigration (University of Trento)
- 2017 Tips for Trainers on teaching the application of EU Charter of Fundamental Rights in EU Public Law (EUI)
- 2017 ACTIONES Handbook on Judicial Interaction Techniques in European Fundamental Rights (EUI)
- 2017 ACTIONES Handbook on the application of the EU Charter in asylum and immigration (EUI)
- 2015 JUDCOOP Handbook on Judicial Interaction Techniques on the Right to a Fair Trial (EUI)

Blog posts

- 2017 [Judicial scrutiny of return detention in the Member States: the contribution of national courts to clarifying the concept of ‘risk of absconding’](#) (eumigrationlaw blog)
- 2018 Lawyer’s Voice –[The Return Directive and Irregularity: The Gnandi Case \(C-181/16\) and the Recast Return Directive](#) (PICUM)
- 2020 [Judicial dialogue about the Return Directive: Which role for courts in an era of executive governance?](#) (eumigrationlaw blog)
- 2020 [The new design of the EU’s return system under the Pact on Asylum and Migration](#) (eumigrationlaw blog)
- 2022 [Eulawlive Op-Ed: “Defining ‘Emergency Situations’ Justifying the Accommodation of Returnees in Prisons – the Court of Justice’s Judgment in the Landkreis Case Enhances the Right to Liberty and Judicial Review”](#)
- 2023 [The Romanian Rule of Law Saga A Point of Reference on Primacy of EU Law, Judicial Independence and Rule of Law Standards](#), *Eulawlive Weekend Edition* no 137 (with Raluca Bercea)
- 2023 *Eulawlive Op-Ed* “[The interplay between the Schengen Borders Code and the Return Directive – another episode in the reintroduction of internal border controls saga – C-143/22, ADDE and others](#)”

ORGANISATION OF INTERNATIONAL CONFERENCES/PANELS (selection)

- 2021 *The Practice of Judicial Interaction in the Field of Fundamental Rights*, panel at ICONs Mundo

- 2021 CJC Webinar series on the Rule of Law in Europe
- 2020 CJC Book Launch Event (hybrid)- *Law and Judicial Dialogue on the Return of Irregular Migrants from the EU*
- 2020 CJC Webinar- *Asylum Governance in Europe: Legal Frameworks, Adjudication, and New Technological Challenges*
- 2020 *Digital Transformation of Courts as Online Courts, European Commission DIGITRANSSCOPE Conference (IT)*
- 2019 *Going against the grain? The role of courts in framing a solidarity-based immigration law*, IMISCOE Conference panel
- 2018 *Law and Judicial Dialogue on the Return of Irregular Migrants from the European Union*, Masaryk University, Brno

LANGUAGES SPOKEN

English (fluent, TOEFL), *French* (fluent), *German* (basic), *Italian* (fluent), *Romanian* (native), and *Spanish* (basic).