

ASEM KHALIL

Professor of Public Law, Law Department

H.H. Shaikh Hamad Bin Khalifa Al-Thani Chair of Constitutional & International Law

1 Marj Road, P.O.Box 14, Birzeit University, +972 599521752 akhalil@birzeit.edu

CURRENT POSITIONS

Vice President for Community Affairs, Birzeit University (since 2016)

Acting Director, Institute of Law, Birzeit University (since March 2018)

Co-Chair, Birzeit School of Government, Birzeit University (since 2014)

Supervisor of the Constitutional Law Unit (since 2014) and **Project Management Unit** (since 2016) and **Birzeit Publishing Unit** (since 2017).

Member of the Board of Commissioners (since 2017)

The Independent Commission for Human Rights, [ICPH](#), Palestine

Member of the General Assembly of Al-Haq (since 2015)

Al-[Haq](#), Palestine.

EDUCATION

Ph.D. in Public Law, University of Fribourg, Switzerland (2003-2006)

Thesis: The Enactment of Constituent power in the Arab World: The Palestinian Case

Master in Public Administration, National School of Administration, France (2004-2005)

Thesis: La réforme du secteur de sécurité et le rôle des acteurs internationaux : le Cas Palestinien

Dottorato in Utroque Iure, Lateran University, Rome (1998-2003)

Thesis: Which Constitution for the Palestinian Legal System?

RECENT EMPLOYMENT EXPERIENCES

Research Fellow, NYU School of Law, Global Hauser (2015-2016)

Visiting Researcher at Max Planck Institute for Comparative

Public Law and International Law, Heidelberg

(2015)

Dean of the Faculty of Law and Public Administration, Birzeit University

(2012-2015)

Consultant at the Palestinian General Personnel Council for the

Palestinian National School of Administration

(2014-2015)

Chairperson, Birzeit University Legal Committee

(2012-2015)

Acting Chairperson, Master of Law

(2014-2015)

Acting Director, Birzeit School of Government

(2014-2015)

Project Director (EU €1,8M Funded Project – Birzeit Component)

(2013-2015)

Director, The Ibrahim Abu-Lughod Institute of International Studies

(2010-2012)

Research Fellow, NYU School of Law, Global Hauser

(2009-2010)

Adjunct Professor, Bethlehem University

(2008-2014)

Acting Head of Research, Institute of Law, Birzeit University

(2006-2008)

PUBLICATIONS (Selected)

Peer-reviewed Articles

1. Courting Economic and Social Rights in Palestine: Justiciability, Enforceability and the Role of the Supreme Constitutional Court, *Journal Sharia and Law*, College of Law, U.A.E. University, forthcoming n.77, January 2019.
2. "Palestinians to Citizens: Is Citizenship a Solution to the Palestinian Refugee Problem?" 6 *Middle East Law and Governance* 3 (2014), 204-224.
3. "Beyond the Written Constitution: Constitutional Crisis of, and the Institutional Deadlock in, the Palestinian Political System as Entrenched in the Basic Law." 11 (2013) *International Journal of Constitutional Law* 34-73.
4. "Socioeconomic Rights of Palestinian Refugees in Arab Countries." 23 (2011) *International Journal of Refugee Law* 4, 680-719.
5. "From Constitutions to Constitutionalism in Arab States: Beyond Paradox to Opportunity." *Transnational Legal Theory*, Volume 1, Number 3, September 2010, pp. 421-451.

6. "Formal and Informal justice in Palestine: Dealing with the Legacy of Tribal Law." *La tribu à l'heure de la globalisation, Etudes Rurales*, no. 184, 2009 (English), 169-183.

Chapters in Books & Others

1. Citizenship, in: *The Max Planck Encyclopedia of Comparative Constitutional Law*. Oxford: Oxford University Press, May 2017.
2. State of Necessity, in: *The Max Planck Encyclopedia of Comparative Constitutional Law*. Oxford: Oxford University Press. Forthcoming.
3. Statutory Law, in: *The Max Planck Encyclopedia of Comparative Constitutional Law*. Oxford: Oxford University Press. Forthcoming.
4. "Impulses from the Arab Spring on the Palestinian State-Building Process." In: *Constitutionalism, Human Rights and Islam after the Arab Spring*, 861-878. Rainer Grote and Tilmann Röder (eds.). *Oxford University Press* 2016.
5. "The Legal Fragmentation of Palestine-Israel and European Union Policies Promoting the Rule of Law" (with Raffaella A. Del Sarto). In: *Fragmented Borders, Interdependence and External Relations: The Israel-Palestine-European Union Triangle*. Edited by Raffaella A. Del Sarto, pp.129-154. *Palgrave*, 2015.
6. "Legal and Regulatory Framework of Highly-Skilled Migration: The Case of the Palestinian Authority." In: *Migration from North Africa and the Middle East: Skilled Migrants, Development and Globalization*. Philippe Fargues and Alessandra Venturini (eds.), pp. 112-133. London, *I.B. Tauris*, 2015.
7. "الضمانات الدستورية للحقوق السياسية على ضوء ممارسات المحاكم العليا والدستورية"، في: *الحقوق السياسية في فلسطين: بين سندان التشريع ومطرقة الإنقسام وأفاق المصالحة*، 235-185، معهد الحقوق، 2014 (مع محمد عبد الغفور).
8. "Constitution-Making and State-Building: Redefining the Palestinian Nation." In: *Constitutionalism in Islamic Countries: Between Upheaval and Continuity*, Rainer Grote and Tilmann Röder (eds.). pp.583-596, *Oxford University Press*, 2012 (English).
9. "Quelle système politique pour la Palestine ? Leçons tirées de la crise politique de l'Autorité Palestinienne et de l'impasse institutionnelle conformément à la Loi Fondamentale ." In: Raphaël Porteilla, Jaques Fontaine, Philippe ICARD, et André Larceneux, *Quel État ? Pour Quelle Palestine ?* pp. 343-356. Paris: *L'Harmattan*, 2011.
10. "Legal Framework of Palestinian Economic (under)development." In: Koen Byttebier and Kim Van der Borght (eds.), *Imagining a Shared Future: Perspectives on Law, Conflict and Economic Development in the Middle East*. Pp. 171-198. *Cameron May Ltd*, London: 2011 (English).
11. The Enactment of Constituent Power in the Arab World: the Palestinian Case, PIFF, *Etudes et Colloques 47, Helbing & Lichtenhahn*, 2006, 300 pages.

MEMBERSHIPS, GRANTS & AWARDS

The Fulbright Visiting Senior Scholar Award	(2015-2016)
Member of the Board of Administrators of the Palestinian Judicial Institute	(2014-2015)
Birzeit University Research Committee Grant (\$7330)	(Since2014)
Research Project: Refugee Camps: A Space for refuge, or a Place to Escape?	
Birzeit University Research Committee Grant (\$17900)	(Since2014)
Research Project: Artificial Political Systems: Towards a Constitutional Theory for the Arab World.	
Birzeit University Research Committee Grant (\$7500)	(Since2013)
Research Project: Refugees' Protection Regime in Jordan	
The Open Society Palestinian Rule of Law Award for Professors of Law	(2009-2010)
Member of the CARIM Network, European University Institute, Italy	(2006-2011)
Member of the Palestinian Judicial Institute Academic Committee	(2008-2014)

SKILLS

Linguistic Skills

Arabic (native), English, French and Italian

Other Skills

Excellent computational, administrative, team-working, time-management, communication and project management skills