

Michigan Journal of International Law

Volume 3 | Issue 1

1982

Index

Michigan Journal of International Law

Follow this and additional works at: <https://repository.law.umich.edu/mjil>



Part of the [Human Rights Law Commons](#), [Immigration Law Commons](#), and the [Transnational Law Commons](#)

Recommended Citation

Michigan Journal of International Law, *Index*, 3 MICH. J. INT'L L. 631 (1982).

Available at: <https://repository.law.umich.edu/mjil/vol3/iss1/24>

This Index is brought to you for free and open access by the Michigan Journal of International Law at University of Michigan Law School Scholarship Repository. It has been accepted for inclusion in Michigan Journal of International Law by an authorized editor of University of Michigan Law School Scholarship Repository. For more information, please contact mlaw.repository@umich.edu.

Index

References are to pages

A

- Act of July 25, 1958, 545
- Act of September 2, 1958, 545
- Act of September 11, 1957, 545
- Act of October 5, 1978, 547
- Act of October 28, 1977, 547
- Act of November 2, 1966, 546
- Admission and rejection, *see* Entry and exclusion
- Afghanistan
 - Refugee crisis in, 20
- Africa
 - Refugees, law, and development in, 255
 - African progress in refugee law, 265
 - Connection to human rights, 271
 - Customary law and written law, 265
 - National legislation, 267
 - Senegal, 268
 - Sudan, 269
 - Tanzania, 269
 - 1969 OAU Refugee Convention, 266
 - Problems of "burden sharing," 270
- Conclusions, 280
- Contemporary refugee situations, 273
 - Central African refugees, 276
 - Refugees in the Horn of Africa, 279
 - Refugees in Tanzania, 276

Africa—*Cont.*

- Refugees, law, and development in —*Cont.*
 - Contemporary refugee situations —*Cont.*
 - South African and Namibian refugees, 273
 - South Sudanese refugees, 277
 - Zimbabwean refugees, 274
- Introduction, 255
 - Historical background, 255
 - Refugee protection activities, 257
- Who is refugee in Africa, 260
 - Legal definition, 261
 - Natural disaster refugees and refugees from man-made causes, 260
 - Statistical confusion, 262
- See also* OAU Convention
- American Council for Nationalities Service, 159
- American Council of Voluntary Agencies for Foreign Service, 164
- American Fund for Czechoslovak Refugees, Inc., 159
- Americas
 - International instruments in, 539
- Angola
 - Refugee crisis in, 12
- Artistic rights
 - In UN Convention, 501
- Assets
 - Transfer of, under UN Convention, 506

Assets—Cont.*See also* Foreign assets**Association**

Right of, in UN Convention, 501

AsylumAdopted by Executive Committee
at its 28th Session, 323

In development of refugee law, 27

Granting, in Nordic law, 232

See also Nordic refugee lawIndividual right to, under Article 3
of European Convention,
see European
Convention on Human
Rights

Under 1980 Refugee Act, 109

Accomplishments, 109

Adequacy of current procedures,
114

Minor improvement, 110

Relation to refugee
determinations in
overseas programs, 111*See also* Refugee Act (1980)

In OAU Convention, 531

Obligations of states deriving from
Treaty, 300*See also* UN Convention; and specific
countries**Australia**Asylum and determination of
refugee status in, 307

Appeal, 308

Legal background, 307

Procedure, 307

Review of law of, 553

Austria

Refugee law of, 34

Review of law, 555

B**Belgium**Asylum and determination of
refugee status in, 309

Appeal, 309

Belgium—Cont.Asylum and determination of
refugee status in—*Cont.*

Legal background, 309

Procedure, 309

Refugee law of, 34

Review of law, 557

Bibliography

Selected, 589

On nonlegal topics of recent
interest, 623Serial publications relating to
refugees, 627U.S. government publications,
613**Bolivia**

Refugee crisis in, 16

Brazil

Review of law of, 558

Burden sharing

Problems of, in Africa, 270

Refugee law and, 73

C**Canada**

Review of law of, 560

Carlin, James L., 3**Central Africa**

Refugees of, 276

ChildrenSpecial problem of custody for
unaccompanied refugee,
in U.S., *see* United States**Chile**

Refugee crisis in, 16

See also Foreign Sovereign
Immunities Act**Church World Service, 159****Courts**Access to, under UN Convention,
501**Cuba**Children as refugees from (1980),
204

Cuba—*Cont.*

- Exodus from (1980): and Refugee Act of 1980, 188
- Action taken by Carter administration, 188
- Need for additional legislation, 189
- Refugee crisis in, 19
- Resettlement program (1962) and, 180

Czechoslovakia

- Refugee crisis in, 11

D

Denmark

- Review of law of, 563
- See also* Nordic refugee law

Deportation

- And refugee in U.S., 125
- Background: need for withholding of deportation provision, 126
- Conclusion, 131
- 1980 amendments to Section 243(h), 131
- Section 243(h) of 1980 Refugee Act, 127
- UN refugee protocol and Section 243(h), 129

Displaced Persons Act (1948), 543

Durkee, Ellen J., 197

E

Education

- Public, under UN Convention, 503

Elgass, James A., 179

England, *see* United Kingdom

Entry and exclusion

- Exclusion clauses, in Nordic law, 236

Entry and exclusion—*Cont.*

- Obligations of states and protection function of the Office of the UN High Commissioner for Refugees, 291

Annex, 322

- Conclusions on international protection adopted by Executive Committee at its 28th Session, 322

Asylum, 323

- Determination of refugee status, 325

Expulsion, 324

General, 322

- International instruments, 323

Nonrefoulement, 324

- Asylum and determination of refugee status, 306

Australia, 307

Appeal, 308

- Legal background, 307

Procedure, 307

Belgium, 309

Appeal, 309

- Legal background, 309

Procedure, 309

France, 310

Appeal, 311

- Legal background, 310

Procedure, 310

Federal Republic of Germany, 312

Appeal, 313

- Legal background, 312

Procedures, 313

- Summary conclusions regarding participation by UNHCR in procedures for the determination of refugee status, 319

United Kingdom, 314

Appeals, 316

- Background, 314

Procedure, 314

Entry and exclusion—*Cont.*

Obligations of states and protection
function of the Office of the UN
High Commissioner for Refugees
—*Cont.*

Asylum and determination of
refugee status—*Cont.*

United States, 316

Legal background, 316

Procedural aspects, 317

U.S. and UNHCR

cooperation, 317

Introduction, 291

Obligations of states, 297

General international law, 302

Nonrefoulement, temporary
refuge, and asylum, 306

Obligations deriving from

Treaty, 297

Definition of refugees under

1951 Convention and

1967 Protocol, 297

Refugee status and asylum,
300

Regional instruments, 301

Rights of refugees under

1951 Convention and

1967 Protocol, 298

Principle of nonrefoulement in
general international
law, 304

Refugee in international law: final
observations, 320

UN High Commissioner for

Refugees, 292

Beneficiaries of activities of,
294

Functions of, 292

Perspectives of U.S., and entry into
country of refuge, *see*
Refugee Act (1980)

Under refugee law, 71

Extradition of refugee, 75

First refuge, 71

Mass influx and burden sharing,
73

Resettlement quotas, 74

Entry and exclusion—*Cont.*

Right of, in Nordic refugee law, *see*
Nordic refugee law

Under UN Convention, 507

Estate problems

Treatment of, and U.S. control of
foreign assets of refugees
and expatriates, 407

Ethiopia

Refugee crisis in, 14, 279

Europe

International instruments in, 539

See also European Convention on
Human Rights; and
specific European countries

European Convention on Human Rights

Individual right to asylum under
Article 3 of, 427

Conclusion: general right of
asylum, 487

Convention enforcement system,
478

Evolution of doctrine of
nondeportation, 479

Application and reaffirmation
of doctrine, 482

Contours of doctrine, 483

1961-1964: establishing
foundation, 479

Introduction, 477

Prospects for further
development, 485

Exclusion, *see* Entry and exclusion

Expatriates

Impact of U.S. control of foreign
assets of, *see* Foreign
assets

Expulsion

And international protection
adopted by Executive
Committee at its 28th
Session, 324

See also Entry and exclusion

F

Fair Share Refugee Act, 545

Filartiga v. Pena-Irala, *see* Legal rights of refugees

Finland, *see* Nordic refugee law

Foreign assets

Impact of U.S. control on, of
refugees and expatriates,
399

Conclusion, 413

Introduction, 399

Litigation involving blocked
assets, 410

Treatment of assets of business
entities in which
refugees or expatriates
have an interest, 403

Treatment of estate problems,
407

Unblocking assets of individuals,
401

Tran Qui Than v. Blumenthal and, 385

Foreign laws

Review of, 553

Australia, 553

Austria, 555

Belgium, 557

Brazil, 558

Canada, 560

Denmark, 563

France, 564

Germany, Federal Republic of,
566

Hong Kong, 570

Italy, 571

Japan, 573

Netherlands, 575

Norway, 577

Philippines, 578

Singapore, 579

Spain, 580

Sweden, 582

Switzerland, 583

United Kingdom, 585

See also specific countries

Foreign Sovereign Immunities Act

And pursued refugee: *Letelier v. Chile*,
421

Bases of foreign state liability,
438

Implication of private civil
causes of action from
criminal statute, 439

Implication of private civil
cause of action from
international custom,
440

Conclusion, 441

Introduction: U.S. as refuge, 421

Jurisdiction, 424

Analysis of the Act, 427

Act of state, 432

Background for suits on behalf
of refugee: Section 605,
428

Collectibility of judgments, 436

Collection without execution,
438

Defaults, 434

Discretionary act, 431

Problems of service and
pleading, 433

Civil versus criminal remedies,
424

Civil jurisdiction under the
Act: background, 424

Developing concepts of state
responsibility, 425

Individuals as beneficiaries of
international law, 426

France

Asylum and determination of
refugee status in, 310

Appeal, 311

Legal background, 310

Procedure, 310

Refugee law of, 35

Review of law, 564

G

- Gainful employment**
 - Under UN Convention, 501
 - Self-employment, liberal professions, 502
 - Wage-earning employment, 501
- Germany (Federal Republic of Germany)**
 - Asylum and determination of refugee status in, 312
 - Appeal, 313
 - Legal background, 312
 - Procedures, 313
 - Refugee law of, 35
 - Review of law, 566
- Gitelman, Zvi**, 43
- Goodwin-Gill, Guy S.**, 291
- Grahl-Madsen, Atle**, 65
- Great Britain**, *see* **United Kingdom**
- Griffith, Elwin**, 125

H

- Hebrew Immigrant Aid Society**, 160
- Hong Kong**
 - Review of law of, 570
- Human rights**
 - Implementation of standards of, for refugees and stateless persons: suing country of origin, 538
 - International forums for, *see* **International human rights forums**
 - National legislation in Africa and connection to, 271
 - Refugee status and, under refugee law, 77
 - Refugees and stateless persons under regime of, 351
 - See also* **European Convention on Human Rights**
- Hungary**
 - Refugee crisis in, 9

I

- Immigration and Nationality Act**, 544
- Immigration and Nationality Act Amendments of 1965**, 546
- Identity papers**
 - Under UN Convention, 505
- India-Pakistan conflict**
 - Refugee crisis from, 12
- Indochina**
 - Children as refugees from, 201
 - Refugee assistance for, prior to 1980 Refugee Act, 182
 - See also* **Refugee Act**
 - Refugee crisis in, 18
- Indochina Migration and Refugee Assistance Act (1975)**, 547
- Indochina Refugee Children Assistance Act (1976)**, 547
- Industrial property**
 - And UN Convention, 501
- "In the same circumstances"**
 - Under UN Convention, 498
- Inter-American Commission on Human Rights**
 - As international forum for refugees, 454
- International community**
 - Response of, to refugee crises since World War II, 3
 - Conclusions, 21
 - Introduction, 3
 - Specific refugee crises, 5
 - Afghanistan, 20
 - Bolivia, 16
 - Chile, 16
 - Cuba, 19
 - Czechoslovakia, 11
 - Ethiopia, 14
 - Hungary, 9
 - India-Pakistan, 12
 - Indochinese refugees, 18
 - International machinery, 7

International community—*Cont.*

Response of, to refugee crises since
World War II—*Cont.*

Specific refugee crises—*Cont.*

Pakistan, 17, 20

Portugal-Angola, 12

Rhodesia, 12

Soviet Jews, 11

Uganda, 16

World War II residual refugees,
5

International conventions

Rights of refugees found in, 452

See also specific conventions

International custom

Application of private civil cause of
action from, and Foreign
Sovereign Immunities
Act, 440

International human rights forums

As means of recourse for refugees,
451

Conclusion, 466

International forums:

Inter-American

Commission on human
rights, 454

Introduction, 451

Rights of refugees found in
international
conventions, 452

U.S. failure to observe human
rights of refugees alleged
before an international
forum, 456

Admissibility, 459

Exhaustion of domestic
remedies, 460

Jurisdiction, 459

Standing, 459

Factual background, 456

Specific violations alleged, 460

U.S. government response, 461

International instruments

Adopted by Executive Committee
at its 28th Session, 323

See also specific international instruments

International instruments—*Cont.*

Adopted before 1950, 28

Concerning refugees: list of other,
537

Regional instrument

America, 539

Europe, 539

International law

Bibliography of selected works on,
589

Final observations on refugee
under, 320

Individuals as beneficiaries of, and
Foreign Sovereign
Immunities Act, 426

Obligations of states under
General, 302

Meaning and scope of principle
of nonrefoulement, 302

Principle of nonrefoulement,
304

As source of domestic legal rights,
381

And status of refugees between
sovereigns, 339

Conclusion, 362

Effectiveness of present

protections for refugees
and stateless persons,
346

Implementation of human rights
standards for refugees
and stateless persons:
sueing country of origin,
358

Individuals and nationality under,
340

Refugees and stateless persons
under a human rights
regime, 351

Status of refugees and stateless
persons, 343

*See also Entry and exclusion;
Treaties*

International machinery

And specific crises since World War
II, 7

International machinery—Cont.*See also* International instruments**International Rescue Committee**, 161**Iowa Refugee Service Center**, 165,
167**Italy**

Review of law of, 571

J**Japan**

Review of law of, 573

L**Labor legislation**

Under UN Convention, 503

Legal rights of refugees*Filaritiga v. Pena-Irala*, 374

Facts and discussion, 374

International law as source of
domestic legal rights,
381Source of legal right to be free
from torture, 37928 U.S.C. Section 1350 before
Filaritiga, 376

Introduction, 373

Strategy proposals, 391

Tran Qui Than v. Blumenthal, 383

Facts and decision, 383

Foreign assets control regulations,
385Rights plaintiff sought to assert,
387*Letelier v. Chile*, *see* ForeignSovereign Immunities
Act**Lutheran Immigration and Refugee
Service**, 162**M****Malloy, Michael P.**, 399**Man-made causes**

Refugees from, in Africa, 260

Martin, David A., 91**Medical assistance**

Under Refugee Act of 1980, 187

Melander, Göran, 229**Migration and Refugee Assistance
Act (1962)**, 545**Movement, freedom of**

Under UN Convention, 505

N**Namibia**

Refugees from, 273

Nance, David Scott, 477**National legislation**

UN Convention and, 508

UN Protocol and, 518

*See also specific countries***Nationality**

Under international law, 340

And refugees between sovereigns,
339**Natural disaster**

Refugees from, in Africa, 260

Victims of, in refugee law and
policy of, U.S., *see*
United States**Naturalization**

Under UN Convention, 507

Netherlands

Refugee law of, 35

Review of law, 575

Nobel, Peter, 255**Nondeportation**And individual right to asylum
under Article 3 of
European Convention,
479*See also* Nonrefoulement**Nondiscrimination**

In OAU Convention, 532

Under UN Convention, 498

Nonlegal topics

Bibliography on, of recent interest, 623

Nonrefoulement

Adopted by Executive Committee at its 28th Session, 324

Principle of, in general international law, 304

Meaning and scope of principle, 302

Temporary refuge and asylum and obligations of states, 306

Nordic refugee law (Finland, Norway, Sweden, Denmark)

And policy, 229

Conclusion, 248

Introduction, 229

Right of entry, 231

Exclusion clauses, 236

Legislation, 231

Practice, 232

Refugee determination procedure, 241

Prescreening, 243

Procedural provisions, 241

Refugee migration to Nordic states from countries of first asylum, 244

Social, economic and cultural rights refugees, 246

Norway

Review of law of, 577

See also Nordic refugee law

O

OAU Convention

Governing the specific aspects of refugee problems in Africa, 266, 629

Asylum, 531

OAU Convention—*Cont.*

Governing the specific aspects of refugee problems in Africa—*Cont.*

Co-operation with Office of UN

High Commissioner for Refugees, settlement of disputes, signature and ratification, 534

Definition of term "refugee," 530

Entry into force, amendment, denunciation, notification by administrative Secretary-General of the Organization of African Unity, 535

Preamble, 529

Prohibition of subversive activities, non-discrimination, voluntary repatriation, 532

Ratification, 536

Travel documents, co-operation of the national authorities with the Organization of African Unity, 533

See also Africa

Organization of African Unity (OAU), *see* OAU Convention

P

Pakistan

Refugee crisis in, 17, 20

Parker, Janet L., 137

Parole programs

Authorized, U.S., 549

Philippines

Review of law of, 578

Portugal

Refugee law of, 36

Portugal-Angola conflict

Refugee crisis in, 12

Property

Movable and immovable, under UN Convention, 500

Pursued refugees, *see* Foreign

Sovereign Immunities Act

R**Rationing**

Under UN Convention, 503

Reciprocity

Exemption from, UN Convention and, 498

Refoulement

Under UN Convention, 507

See also Nonrefoulement**Refugee Act (1980), 548**

Admission of children under, 200

Amendments to Section 243(h) and deportation of refugee under, 131

Deportation of refugees and, 125

Background: need for withholding of deportation provision, 126

Conclusion, 131

1980 amendments to Section 243(h), 131

Section 243(h) of the Act, 127

UN refugee Protocol and Section 243(h), 129

Effect of, on children, 214

Effects of Act on rights of natural family, 215

Federal responsibility for care and maintenance of unaccompanied, 214

Immigration classification of refugee children admitted prior to, 198

Refugee law

Admission and rejection, 71

Refugee law—*Cont.*Admission and rejection—*Cont.*

Extradition of refugees, 75

First refuge, 71

Mass influx and burden sharing, 73

Resettlement quotas, 74

Conclusion, 83

Concept of "refugee," 68

Broadening High Commissioner's mandate, 69

Need for simple formula, 70

Refugee definitions, 68

Restrictive tendencies in state practices, 69

Development of, 27

Asylum, 37

Instruments adopted before 1950, 28

Introduction, 27

Municipal law, 33

Austria, 34

Belgium, 34

France, 35

Germany, Federal Republic of, 35

Netherlands, 35

Portugal, 36

Senegal, 36

Sweden, 36

Switzerland, 37

U.S., 34

Notes, 39

Organizational tangle in, 79

Arrangements, 80

Overview, 79

Reorganizing for humanitarian action, 81

Refugee status, 75

Contractual protection of refugees, 75

Refugee status and human rights, 77

Travel document and personal status, 76

And world in transition, 65

Survey of situation, 65

Refugee Relief Act (1953), 544

Refugee status

- Determination of, adopted by Executive Committee at its 28th Session, 325
- Granting, in Nordic law, 232
- De facto refugee status, 234
- Obligations of states deriving from Treaty, 300
- Summary conclusions regarding participation by UNHCR in procedures for determination of, 319

See also specific countries

Refugees

- Concept of, 68
- See also Refugee law*
- Definitions of, 68
- In OAU Convention, 530
- UN, and 1980 Refugee Act, 101
- Under UN Convention, 496

Relief

- Public, under UN Convention, 503

Religion

- Under UN Convention, 498

Repatriation

- Of children, 211
- Voluntary, in OAU Convention, 532

Resettlement

- In U.S., *see* **United States**

Resettlement quotas

- Refugee law and, 74

Residence

- Continuity of, UN Convention and, 499

Residual refugees

- World War II, 5

Rhodesia

- Refugee crisis in, 12

S

Schneebaum, Steven M., 373

Seamen

- UN Convention and, 500

Senegal

- Refugee law of, 36, 268

Serial publications

- Relating to refugees, bibliography, 627

Singapore

- Review of law of, 579

Social security

- Under UN Convention, 503

Social services

- Under Refugee Act of 1980, 187

South Africa

- Refugees from, 273

Sovereigns, *see specific states*

Soviet Union

- Refugees from
- Introduction, 43
- Jews, 11, 45
- Policies and procedures of Jewish immigration, 47
- Refugees or immigrants, 56

Spain

- Review of law of, 580

Stateless persons

- Effectiveness of present protection for, under international law, 346
- Under human rights regime, 351
- Implementation of human rights standards for: suing country of origin, 358
- Status of, under international law, 343

States, *see specific states*

Statute of Office of UN High Commissioner for Refugees, 523

- Functions of High Commissioner, 524
- General provisions, 523
- Organization and finances, 526

Subservice activities

- Prohibition of, in OAU Convention, 532

Sudan

- Refugee law in, 269
- Refugees of south, 277

Sweden

- Refugee law of, 36
- Review of law, 582
- See also Nordic refugee law*

Switzerland

- Refugee law of, 37
- Review of law, 583

T**Tanzania**

- Refugee law of, 269
- Refugees from, 276

Tigar, Michael E., 421**Tolstoy Foundation, 162****Tortures**

- Source of legal right to be free from, 379

See also Legal rights of refugees

Tran Qui Than v. Blumenthal

- Facts and decision, 383
- Foreign assets control regulations, 385
- Rights plaintiff sought to assert, 387

Travel documents

- Under UN Convention, 505

Treaties

- Concluded after 1950, 28
- Obligations of states deriving from, 297
- Definition of refugees under 1951 Convention and, 1967 Protocol, 297
- Refugee status and asylum, 300
- Regional instruments, 301
- Rights of refugees under 1951 Convention and 1967 Protocol, 298

Regional, 33

See also specific conventions

U**Uganda**

- Refugee crisis in, 16

United Kingdom

- Asylum and determination of refugee status in, 314
- Appeals, 316
- Background, 314
- Procedure, 314
- Review of law of, 585

UN Convention

- Relating to status of refugees, 495
- Administrative measures, 504
- Administrative assistance, 504
- Expulsion, prohibition of expulsion or return (refoulement), naturalization, 507
- Fiscal changes, transfer of assets, refugees unlawfully in country of refuge, 506
- Freedom of movement, identity papers, travel documents, 505
- Definition of refugees under 1951, 297
- Executory and transitory provisions, 508
- Co-operation of national authorities with UN, information on national legislation, relations to previous conventions, 508

Final clauses, 508

- Denunciation, revision, notifications by Secretary-General of UN, 511
- Federal clause, reservations, entry into force, 510
- Settlement of disputes, 508
- Signature, ratification and accession; territorial application clause, 509

UN Convention—*Cont.*

Relating to status of refugees—*Cont.*

Gainful employment, 501

Self-employment, liberal professions, 502

Wage-earning employment, 501

General provisions, 496

Definition of term "refugee," 496

Exemption from exceptional measures, provisional measures, continuity of residence, 499

General obligations, non-discrimination, religion, rights granted apart from convention, term "in the same circumstances," exemption from reciprocity, 498

Refugee seamen, 500

Juridical status, 500

Artistic rights and industrial property, right of association, access to courts, 501

Personal status, movable and immovable property, 500

Preamble, 495

High contracting parties, 495

Ratifications and accessions, 515

Rights of refugees under 1951, 298

Schedule, 512

Welfare, 503

Rationing, housing, public education, public relief, labor legislation, and social security, 503

UN High Commissioner for Refugees

Broadening mandate of, refugee law and, 69

Co-operation with, OAU

Convention and, 534

UN High Commissioner for

Refugees—*Cont.*

Obligations of states and protection function of, *see* Entry and exclusion

See also Statute of Office of UN High Commissioner for Refugees

UN Protocol

Relating to status of refugees, 517

Accessions, 521

Co-operation of national authorities with UN, information on national legislation, settlement of disputes, accession, 518

Definition of refugees under 1967, 297

Entry into force, denunciation, notifications by the Secretary-General of the UN, deposit in the archives of Secretariat of UN, 520

Federal clause, reservations and declarations, 519

General provisions, 517

Rights of refugees under, 298

And Section 243(h) of 1980 Refugee Act, 129

United Nations, *see* entries beginning with abbreviation: UN

United States

Asylum and determination of refugee status in, 316

Legal background, 316

Procedural aspects, 317

U.S. and UNHCR cooperation, 317

Deportation and the refugee in, 125

Background: need for withholding of deportation provision, 126

Conclusion, 131

1980 amendments to Section 243(h), 131

United States—Cont.

Deportation and the refugee in
—*Cont.*

Section 243(h) of 1980 Refugee
Act and, 127

UN refugee Protocol and Section
243(h), 129

Federal funding of U.S. refugee
resettlement before and
after Refugee Act of
1980, 179

Conclusion, 190

Introduction, 179

Prior resettlement programs, 180
Cuban program (1962), 180

Indochinese refugee assistance
program, 182

Reforms implemented by Refugee
Act of 1980, 185

Consultation mechanism, 185

Resettlement assistance under
Act, 186

Cash and medical assistance,
187

Social services, 187

Refugee Act of 1980 applied:
Cuban exodus of 1980,
188

Action taken by the Carter
administration, 188

Need for additional legislation,
189

Perspectives of, and entry into
country of refuge

Refugee Act of 1980, 91

Background, 92

Introduction, 91

Key provisions, 96

Annual quantities, 97

Asylum, 109

Accomplishments, 109

Adequacy of current
procedures, 114

Minor improvement, 110

Relation to refugee
determinations in
overseas programs, 111

United States—Cont.

Perspectives of, and entry into
country of refuge—*Cont.*

Refugee Act of 1980—*Cont.*

Key provisions—*Cont.*

Basis for acceptance, 100

Allocation, 104

In-country "refugees," 101

UN definition of

"refugee," 101

As refugee, 421

See also **Foreign Sovereign**

Immunities Act

Refugee resettlement in, and role of
voluntary agencies, 155

Continuing concerns in domestic
resettlement of refugees,
170

Coordinating the sovereign
volags: the American
Council of Voluntary
Agencies for Foreign
Service, 164

Institutionalization of a refugee
resettlement partnership
between federal
government and
voluntary agencies, 155

Iowa Refugee Service Center, 165

Voluntary agencies, 158

American Council for

Nationalities Service, 159

American Fund for

Czechoslovak Refugees,
Inc., 159

Church World Service, 159

Hebrew Immigrant Aid Society,
160

International Rescue

Committee, 161

Lutheran Immigration and
Refugee Service, 162

Tolstoy Foundation, 162

United States Catholic

Conference, 162

World Relief Refugee Services,
163

United States—*Cont.*

Refugee resettlement in, and role of voluntary agencies—*Cont.*

Voluntary agencies—*Cont.*

YMCA, 163

Voluntary agencies, Iowa Refugee Service Center, and resettlement, 167

Special problems of custody for unaccompanied refugee children in, 197

Admission of children, 198

Admission under Refugee Act of 1980, 200

Immigration classification of refugee children admitted prior to Refugee Act of 1980, 198

Conclusion, 215

Custody rights of child's natural family, 205

Natural family's right to custody after immigration, 206

Applicable law in custody disputes, 206

Federal jurisdiction in custody disputes, 207

Standards for determining natural family's right to custody, 209

Effect of Refugee Act of 1980, 214

Effects of Act on rights of natural family, 215

Federal responsibility for care and maintenance of unaccompanied refugee children under the Act, 214

Legal responsibility for refugee children: two examples, 200

Indochinese experience, 201

1980 Cuban experience, 204

United States—*Cont.*

Special problems of custody for unaccompanied refugee children in—*Cont.*

And victims of natural disasters in refugee law and policy of, 137

Alternative entry routes for natural disaster refugees, 143

Emergency legislation, 146

Parole, 145

Private bills, 143

Conclusion, 146

History of natural calamities provision, 138

Introduction, 137

United States Catholic Conference, 162

United States government

Failure of, to observe human rights of refugees alleged before an international forum, *see International human rights forums*

United States government publications

Bibliography of selected, 613

United States law, 34

Bibliography of selected works on, 606

Review of, 543

Acts, *see specific acts*

Introduction, 543

Parole programs authorized, 549

V

Vietnam, *see Indochina*

Voluntary agencies, *see list under United States*

W

Weis, Paul, 27

Welfare

Under UN Convention, *see* UN
Convention

World Relief Refugee Services, 163

Young, Stephen B., 339

Young-Anawaty, Amy, 451

Z

Y

YMCA, 163

Zimbabwean refugees, 274

Zucker, Norman L., 155