

PRESENTED AT

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Navigating the New Roadblocks to Asylum

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Changes to asylum policy

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Article 14,
Universal
Declaration of
Human Rights

“Everyone has
the **right** to
seek and to
enjoy in other
countries
asylum from
persecution. ”



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Policy Changes Impacting Asylum

- **Migrant ~~Protection~~ Persecution Protocol (MPP)**
 - Began January 29, 2019 in San Ysidro sector and since expanded to most POEs. Applies to people from countries where Spanish is the primary language and as of 1/29/2020, to Brazilians as well
- **Prompt Asylum Claim Review (PACR) and Humanitarian Asylum Review Process (HARP)**
 - Beginning October 7, 2019, a new expedited removal program, established by written policy directives, guidelines, and procedures.
 - Under PACR, asylum seekers from countries other than Mexico who are in credible fear proceedings are kept in CBP facilities instead of being transferred to ICE detention centers.
 - HARP applies the same policy as PACR to Mexican asylum seekers in credible fear proceeding

Elements of Asylum

- **Past persecution OR well-founded fear of persecution**
- **Nexus** (“on account of”)
- **Protected Ground**
 - Race, Religion, Nationality, **Membership in a particular social group (PSG)**, or Political opinion
- Committed **by government** OR someone the **government is unwilling or unable to control**
- **Internal relocation** not reasonable
- **No bars** to eligibility

Also available as part of the eCourse

[2020 A Practical Guide to Immigration Removal Proceedings eConference](#)

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2020 A Practical Guide to Immigration Removal Proceedings session
"Changes to Asylum Policy (approx. 1 hr)"