



Global Migration Section

AMERICAN IMMIGRATION LAWYERS ASSOCIATION

2019 AILA/GMS ANNUAL GLOBAL IMMIGRATION FORUM JUNE 17–18, 2019

LOEWS ROYAL PACIFIC RESORT AT UNIVERSAL ORLANDO • ORLANDO, FL

MONDAY, JUNE 17, 2019

9:30 am–12:30 pm

COFFEE AND CONVERSATIONS WITH THE EXPERTS

Country specific experts will be placed strategically at tables to lead interactive discussions. Discussion topics and a list of experts will be provided prior to the conference so that attendees can plan which discussions they would like to attend.

WORK AUTHORIZATION IN OIL COUNTRIES

Antonio Vicente Marques (DL),
Luanda, Angola
Luis Alfredo Pinilla, Bogota, Colombia
Maricarmen Guevara, Mexico City,
Mexico

BUSINESS TRAVEL AND WORK

AUTHORIZATION IN EUROPE
Benjamin Sookia (DL), London, UK
Mounia Jrabi, Madrid, Spain
Nina Perch-Nielsen, Zürich,
Switzerland

BREXIT: PRACTICE AND BUSINESS OPPORTUNITIES

Dieter Kohlfuerst (DL), Hausham,
Germany
Chetal Patel, London, UK
Marco Mazzeschi, Milan, Italy

GLOBAL IMMIGRATION COMPLIANCE AND AUDITS

Petra Pardatscher (DL), Vienna,
Austria

Julia E. Macri, San Francisco, CA
Amit Acco, Ramat-Gan, Israel

11:45 am–2:00 pm

REGISTRATION AND NETWORKING

Day Coordinator:

Val Bochner, Brooklyn, NY

2:00 pm–2:15 pm

WELCOME ADDRESS AND GREETINGS

Audrey Lustgarten, AILA Global
Migration Section (GMS) Steering
Committee Chair, Petoskey, MI

TRACK 1: GLOBAL TRENDS

2:15 pm–3:15 pm

INTERNATIONAL MOBILITY AND FREE TRADE AGREEMENTS

Our panel of experts from around the world will discuss global labor mobility and Free Trade Agreements (FTAs) in the past, present, and future. They also will present examples of how to use labor mobility provisions effectively within FTAs and address expedited processing options, including advantages and disadvantages of processing work permit applications at ports of entry in jurisdictions where this is allowed.

- Dealing with FTAs and Mobility Assignments
- Best Tips and Tricks for Port of Entry Applications
- Expedited Processing Options Available Across Jurisdictions
- How Best to Utilize FTAs to Create Mobility Options

Faculty:

Phillip Yip (DL), Sydney, Australia
Leonardo Rabelo, Deputy Consul,
Consulate General of Miami
Bushra Malik, AILA GMS Steering
Committee Vice Chair,
Bloomfield Hills, MI
Ravi Jain, Toronto, ON
Rodrigo Tannus, Bogota, Colombia
Gary McIndoe, Manchester, UK

3:15 pm–3:25 pm

NETWORKING BREAK

3:25 pm–4:25 pm

START-UP AND ENTREPRENEUR VISA OPTIONS

The panelists will discuss current immigration options for start-up entrepreneurs who may (or may not) also be investors in their proposed businesses. Although many countries offer investor programs, not all provide a route for entrepreneurs who do not have additional qualification as investors. In addition, the panelists will explore what nonimmigrant and immigrant options are available to

start-up entrepreneurs who rely on third-party investors.

- Entrepreneurs vs. Investors
- Nonimmigrant Visa Options for Entrepreneurs
- Immigrant Visa Options for Entrepreneurs
- Visa Options on the Horizon

Faculty:

Henry J. Chang (DL), Toronto, ON

David Heneghan, Dublin, Ireland

Nicola Jane Tiffen, Christchurch, New Zealand

Leon Kwong Wing, Singapore, Singapore

Pat Saini, London, UK

4:30 pm–5:30 pm

TECHNOLOGY TRENDS IN GLOBAL EMPLOYMENT

This panel brings together tax, employment, and immigration experts to discuss trends in online filings and information sharing across agencies and borders. These expert panelists will identify common and emerging pitfalls and highlight what clients need to worry about regarding global compliance in a rapidly changing high tech environment.

- What to Do About Remote Employees
- Business Travel and Establishing a Tax Presence
- When Tax and Immigration Law Conflict
- Sharing of Tax and Immigration Information Between Government Agencies

Faculty:

Clayton Cartwright (DL), AILA GMS Steering Committee,

Columbus, GA

Grace Shie, Washington, DC

Jonas Lindblad, Gothenburg, Sweden

Ann R. Truett, Boston, MA

TRACK 2: COUNTRY-SPECIFIC TRACK

Day Coordinator:

Mounia Jrabi, Madrid, Spain

2:15 pm–3:15 pm

BREXIT: EU CITIZENS IN THE UNITED KINGDOM AND UK CITIZENS IN THE EUROPEAN UNION—WHERE WE ARE TODAY

Will Brexit prove to be “Much Ado About Nothing,” or is all the current hubbub over it justified? The panelists on this session will provide a full status update on the ramifications of Brexit three months after the cut-off date of March 29, 2019. Topics to be covered include a detailed overview of what the Brexit Agreement entails and the specific challenges Brexit imposes on mobility in the United Kingdom (UK) and throughout the European Union (EU). The panelists also will provide practical guidance on how UK and EU nationals should proceed in the post-Brexit world going forward.

- UK Brexit Perspective: EU Citizens in the UK
- EU Brexit Perspective: the Status of EU Member States Post-Brexit

Faculty:

Graeme Kirk (DL), Bury St Edmunds, UK

Bernard Caris, Brussels, Belgium

Stephane Coulaux, Paris, France

Jane Pilkington, Dublin, Ireland

Bettina Offer, Frankfurt, Germany

Laura Devine, New York, NY

3:15 pm–3:25 pm

NETWORKING BREAK

3:25 pm–4:25 pm

ALL ABOUT CANADA

Since overhauling its entire immigration scheme, Canada has become one of the world’s hottest destinations for global mobility assignments, attracting talent not only from its neighbors to the south

(the United States and Mexico), but also from the Asia-Pacific Economic Cooperation (APEC) and beyond. The panelists will provide an in-depth look at Canada’s work permit schemes, including lesser-known but extremely useful work permit options. They also will examine in detail the various permanent residence options.

- Understanding Key Benefits Under the New Global Talent Stream (GTS) Scheme
- Beyond Intra-Corporate Transfer (ICT) and the North American Free Trade Agreement (NAFTA)/United States-Mexico-Canada Agreement (USMCA): Lesser-Known Work Permit Options That May Work for Your Clients
- Express Entry: Permanent Residence Options
- Comprehensive Economic and Trade Agreement (CETA)
- International Experience Pool: Working Holiday Visas

Faculty:

Jacqueline R. Bart (DL), Toronto, ON

David L. P. Garson, Toronto, ON

Evan J. Green, Toronto, ON

Elizabeth Long, Toronto, ON

Phil Tremblay, Toronto, ON

4:30 pm–5:30 pm

DOING BUSINESS IN DEVELOPING COUNTRIES

The panelists will explore the unique and challenging aspects of handling immigration matters in developing countries, including key issues that immigration practitioners should be highlighting for their clients up front when doing business in those countries. They also will discuss strategies for setting client expectations when operating in jurisdictions with unpredictable government processes.

- Understanding the Environment and Setting Client Expectations

- Tips for Finding the Right Local Counsel
- Common Challenges in Visa and Work Permit Processing
- Ethical Pitfalls and How to Avoid Them

Faculty:

*Adriana Varela Andrade (DL),
Atlanta, GA*

*Hector Gabriel Celano, Buenos Aires,
Argentina*

*Adekunle Tolulope Obebe, Yaba Lagos,
Nigeria*

Asiyah Sharifi, Conyers, GA

*Cristina Sandoval Saravia, Guatemala
City, Guatemala*

6:30 pm–9:00 pm

CONFERENCE WELCOME DINNER

Advance purchase of tickets required for attendance. This event is sponsored by Mayer Brown.

TUESDAY, JUNE 18, 2019

7:30 am–8:00 am

BREAKFAST AND NETWORKING

UNIFIED TRACK

Day Coordinator:

Val Bochner, Brooklyn, NY

8:00 am–8:15 am

OPENING REMARKS AND KEYNOTE INTRODUCTION

Bram Van Melle, Conference Program Chair, Amsterdam, Netherlands

8:15 am–8:45 am

KEYNOTE ADDRESS

Christopher Klein, Senior Counsel, Feld Entertainment, Palmetto, FL

8:50 am–9:50 am

CONSULAR OFFICERS PANEL

This panel features distinguished consular officers from various consulates and embassies within the United States. These experts will

address the current state of immigration in their jurisdictions and provide helpful guidance for submitting visa filings and other requests to their offices.

- Recent Changes to Immigration Rules and Policies
- Best Practices for Ensuring a Successful Visa Application
- Common Pitfalls in Visa Adjudication
- Administrative Processing, Security Screening, and Other Processes That Lead to Significant Delays
- Challenges and Changes on the Horizon

Faculty:

Ellen Freeman (DL), AILA Board of Governors, Pittsburgh, PA

Marie-Claire Lemay, Consul (Migration), Consulate General of Canada, Miami, FL

Daniel O'Donoghue, Head of UKVI North America & The Caribbean / Visas & Citizenship, British Consulate General, New York, NY

Joao Mendes Pereira, Consulate General of Brazil, Miami, FL

9:50 am–10:00 am

NETWORKING BREAK

10:00 am–11:00 am

INTRA-EU MOBILITY: VARIOUS OPTIONS FOR NON-EU EMPLOYEES

The panelists will discuss how EU law provides for various intra-EU mobility options, and will highlight mobility schemes within the EU that are beyond the scope of national jurisdictions. They also will give guidance on how to utilize these schemes and discuss best practices for structuring an assignment in multiple EU member states.

- Intra-EU Mobility Based on the EU Intra-Corporate Transferees (ICT) Directive

- Mobility in EU Based on *Vander Elst* and Related Case Law
- Mobility Based on Draft New EU Blue Card Directive
- Relationship Between Multi-Jurisdictional Postings and the New Posted Workers Directive

Faculty:

Bram Van Melle (DL), Conference Program Chair, Amsterdam, Netherlands

Karolina Schiffter, AILA GMS Steering Committee, Warsaw, Poland

Nicolas William Rollason, London, UK

Ana Garicano Solé, Madrid, Spain

Karl Waheed, Paris, France

11:05 am–12:05 pm

MANAGING WORK PERMITS FOR ENTERTAINERS, PERFORMERS, AND OTHER SHORT-TERM ASSIGNEES

Short-term assignments are undoubtedly on the rise in today's global economy, but the immigration laws of many countries have failed to keep pace with this economic reality. This has led to significant challenges in securing work permits for short-term assignees. Entertainers and performers with large touring events, in particular, often face significant challenges in obtaining work permits for the plethora of individuals of various nationalities and functions they employ—e.g., artists and athletes, support staff, stage builders etc. The panelists will provide an overview of the various visa and work permit options available, and highlight work permit exemptions and special permits available for select individuals and groups.

- Tips for How to Organize Multi-Jurisdiction Assignments
- Work Permit Waivers for Artists, Athletes, Support Crews, and Others
- Proposed EU Directive Facilitating Visa for Events

- Managing Single Country Sports Events Like the Olympics

Faculty:

Marcel A. G. Reurs (DL), AILA GMS Steering Committee, Amsterdam, Netherlands

Christopher Klein, Senior Counsel, Feld Entertainment, Palmetto, FL

Daniela Lima, Sao Paulo, Brazil

Ben Sheldrick, London, UK

Noriko Wakui, Tokyo, Japan

12:05 pm–12:55 pm

NETWORKING LUNCH

TRACK 1: SPECIAL TOPICS

Day Coordinator:

Val Bochner, Brooklyn, NY

12:55 pm–1:55 pm

CRIMINAL INADMISSIBILITY AND IMMIGRATION HOT TOPICS

The panelists will explore hot topics around the globe that are impacting admissibility for immigration purposes. Topics addressed will include the recent legalization of cannabis in multiple jurisdictions and the impact on the Schengen Visa Code and Schengen Information Systems (SIS) on admissibility. Our expert panelists also will discuss best practices for obtaining police clearances and waivers where available.

- Which Past Criminal Convictions Can Prevent Entry?
- Cannabis Legalization and Its Effect on Immigration in Canada and Beyond
- Schengen Information System, SIS Alerts, and Security Checks
- Misrepresentations, Tips for Counseling Employers, Ethical Pitfalls to Avoid
- How to Secure Waivers

Faculty:

Sergio R. Karas (DL), Toronto, ON

Matthew Amoils, Sydney, Australia

Marco Mazzeschi, Milan, Italy

Susanne Mooij, Amsterdam, Netherlands

Yoshio Shimoda, Mitaka-Shi, Japan

2:00 pm–3:00 pm

CITIZENSHIP AND RESIDENCY BY INVESTMENT: A GLOBAL COMPARISON

Foreign national investors are choosing increasingly to invest in country programs around the globe to obtain either citizenship or residency. The panelists will compare the costs, timelines, and requirements of these various programs, and address aspects of pre-immigration tax planning, currency exchange issues, and the Foreign Account Tax Compliance Act.

- Comparison of Citizenship and Residency Programs
- Is Real Estate Investment the Deciding Factor?
- Is Taxation Planning a Necessary Component?
- Future Trends in Citizenship and Residency Programs
- Due Diligence Regarding Source of Funds of Investors and Project Principles

Faculty:

Edward C. Beshara (DL), Conference Program Committee, Maitland, FL

Gabriela Lessa, Rio De Janeiro, Brazil

Bruno L'Ecuyer, Chief Executive Officer, Investment Migration Council, Geneva, Switzerland

Christopher Willis, Managing Director for Americas and Caribbean, Latitude Consultancy Limited, Cayman Islands

3:00 pm–3:10 pm

NETWORKING BREAK

3:10 pm–4:10 pm

DOCUMENT PROCUREMENT AND AUTHENTICATION

The procurement and proper authentication of vital records and other documents is often a crucial foundational step in obtaining a work permit for a visa. What seems like it should be a simple process, however, is full of pitfalls for the unwary, and even experienced practitioners can find themselves tripped up by unexpected requirements. The panelists will provide an overview of document procurement and authentication, offering tips valuable to both newer and seasoned practitioners.

- Overview of Document Procurement
- Authentication: Apostille vs. Legalization
- Vital Records (Birth and Marriage Certificates)
- Police Clearances
- Timing Issues, Creative Solutions to Procurement and Authentication Challenges

Faculty:

Maria L. Celebi (DL), Istanbul, Turkey

Suzana Marques Da Fonseca, São Paulo, Brazil

June Cheng, Minneapolis, MN

Selvamalar Alagaratnam, Kuala Lumpur, Malaysia

Nikhil Bande, Dubai, United Arab Emirates (UAE)

TRACK 2: GLOBAL MOBILITY PRACTICE MANAGEMENT

Day Coordinator:

Mounia Jrabi, Madrid, Spain

12:55 pm–1:55 pm

STRUCTURING GLOBAL ENGAGEMENTS

The panelists will review the key elements of global engagement agreements, including fee agreements, and discuss best practices for structuring them with clients and local counsel. They also will

explore how to document due diligence when vetting local counsel.

- Key Elements of Engagement Agreements with Clients and Local Counsel
- Dual Representation and Engagements with Corporate Employees and Clients
- Privacy and Ethical Guidelines

Faculty:

Noriko Kurotsu (DL), Conference Program Vice Chair,
San Francisco, CA

Elaine M. Kumpula, AILA GMS Steering Committee, Minneapolis, MN

Gabriella Manolache, Conference Program Committee, Lemont, IL

Paul Justas Sarauskas, Chicago, IL

Andrea Fascetti, Geneva, Switzerland

2:00 pm–3:00 pm

GLOBAL BUSINESS DEVELOPMENT STRATEGIES

Perhaps you want to add global work to your existing practice but are not sure how to go about developing clients. Or you already have an established global practice but want to grow it and/or attract different types of clients. Join our panel of diverse global immigration practitioners as they discuss the ins and outs of global business development.

- Beginning at the Beginning: Identifying Your Practice Niche and Your Ideal Clients
- Pros and Cons of Different Business Development Strategies: Digital Marketing, Old-Fashioned Networking, and Everything in Between
- Must-Have Business Development Tools and Materials
- Requests for Proposals: What They Are, How to Get Them, and How to Maintain Your Sanity When Responding to Them

Faculty:

Audrey Lustgarten (DL), AILA GMS Steering Committee Chair,
Petoskey, MI

Brendan Coggan, San Francisco, CA

Jane Skelley Carroll, Winnetka, IL

Poorvi Rohit Chothani, Mumbai, India

Roland Lechner, San Francisco, CA

3:00 pm–3:10 pm

NETWORKING BREAK

3:10 pm–4:10 pm

BEST PRACTICES IN DATA SECURITY

Immigration attorneys handle countless documents containing sensitive personal, corporate, and financial information daily. This information is stored on servers or in the Cloud, constituting a rich trove of private information that may attract cyber criminals. Data breaches are common, and no law firm or company is immune. The panelists will address best practices for data security in the immigration law context.

- Proactive Steps Counsel Should Take Now to Ensure That Client Data Is Protected
- Insurance: What Products Exist in the Market, and Do You Need Them?
- Identifying, Vetting, and Retaining Outside Legal and Information Technology (IT) Experts Before and After a Breach
- Post-Breach Regulatory and Ethical Obligations to Clients and Government Authorities

Faculty:

Tommy Angermair (DL), Aarhus,
Denmark

Gregory Howard Siskind, AILA Board of Governors, Memphis, TN

Ewald Oberhammer, Vienna, Austria

Zahida Ebrahim, Cape Town, South Africa

UNIFIED TRACK

Day Coordinator:

Mounia Jrabi, Madrid, Spain

4:15 pm–5:15 pm

EMERGING ETHICAL ISSUES IN GLOBAL IMMIGRATION COMPLIANCE

The panelists will explore how to advise clients ethically on remaining compliant in the face of ever-changing business needs and regulations around the globe. They also will address existing and emerging compliance and recordkeeping obligations, and the ethical duty to advise clients on them. In addition, the panelists will advise on ethically bridging the growing disconnect between archaic immigration rules and the current reality of frequent business travel and short-term assignments.

- Surveying Compliance and Recordkeeping Requirements on a Global Basis: Existing Rules and Future Trends
- Do Attorneys Have an Ethical Obligation to Advise Clients Proactively on Their Compliance and Recordkeeping Obligations Under Current Immigration Laws?
- Challenges and Best Practices for Providing Ethical Compliance Advice to Business Travelers and Short-Term Assignees

Faculty:

Susanne C.F. Turner (DL), Conference Program Committee,
Frankfurt, Germany

Adrian Ojeda Cuevas, Mexico City,
Mexico

Paa Kwesi Hagan, Accra, Ghana

Elise A. Fialkowski, Philadelphia, PA

5:15 pm–5:30 pm

CLOSING REMARKS

*Audrey Lustgarten, AILA GMS Steering
Committee Chair, Petoskey, MI*
*Bushra Malik, AILA GMS Steering
Committee Vice Chair,
Bloomfield Hills, MI*

5:30 pm–7:30 pm

**COCKTAIL RECEPTION AND
NETWORKING**

This networking event is free for
attendees, sponsored by CMB.

WEDNESDAY, JUNE 19, 2019

8:30 am–9:30 am

GMS 2019 MEMBERSHIP MEETING

*The annual GMS Membership Meeting
to welcome the 2019 GMS Steering
Committee.*

CONFERENCE PROGRAM COMMITTEE

*Bram van Melle, Conference
Program Chair, Amsterdam, The
Netherlands*

*Noriko Kurotsu, GMS Conference
Program Vice Chair, San
Francisco, CA*

*Lisa Atkins, GMS Conference
Program Senior Advisor, San
Francisco, CA*

Edward C. Beshara, Maitland, FL
*Haidar "Eddie" Mike Kadri,
Windsor, ON*

Gabriella Manolache, Lemont, IL
Sarah C. Maxwell, Austin, TX
*Susanne C.F. Turner, Frankfurt,
Germany*

*JJ Area, AILA Education Programs
Manager, Washington, DC*
*Kate Molski, AILA Learning and
Development Specialist,
Washington, DC*