

Disclaimers of Non-disclosure

1	Sensitive operational info Intelligence information	<p>The non-disclosed text pertains to information crucial for situational awareness at the external borders of the EU which is used for risk analysis and, in turn, the Agency's operational decision-making.</p> <p>Disclosing this information publicly will disturb the effectiveness of Frontex operations as the risk analysis based on this information and used by Frontex to run its operations would become common knowledge. If this information would become public, the efforts carried out by the European Union and Member States to curtail criminal activities would be undermined.</p> <p>Furthermore, there is a real risk that disclosing all the variables and the information therein would benefit the smuggling networks who would change their modus operandi accordingly, thus putting the life of migrants in danger.</p> <p>The disclosure of those variables is therefore refused, as it would undermine the protection of the public interest as regards public security in the sense of Article 4(1)(a) first indent of the Regulation (EC) No 1049/2001.</p>
2	Number and type of technical equipment	<p>The non-disclosed parts contain information regarding the technical equipment deployed in each operational area. Disclosing such information would be tantamount to disclosing the exact type, capabilities and weaknesses of the equipment, as well as their usual position, opening way for abuse. The result of this would only be to hamper the course of ongoing and future similar operations, ultimately obstructing their purpose to counter and prevent cross-border crime and unauthorized border crossings. In this light, the disclosure of such information would undermine the protection of the public interest as regards public security in the sense of Article 4(1)(a) first indent of Regulation (EC) No 1049/2001.</p>
3	Operational Area of Joint Operation	<p>The non-disclosed text contains information regarding the operational area. Ongoing operations tend to cover similar operational areas as the operations of preceding years in the same geographical area. In this regard, disclosing the coordinates of the operational areas of previous years, would be tantamount to disclosing the current operational areas.</p> <p>The result of this will only be to hamper the course of ongoing operations, depriving them of their strategy and any element of surprise during border surveillance, ultimately obstructing their purpose to counter and prevent cross-border crime as well as unauthorized border crossings.</p>

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4	Number and profile of Human Resources	The non-disclosed parts contain information regarding the number and profiles of human resources deployed in an operational area. Disclosing such information would be tantamount to disclosing the weaknesses and strengths of operations and exposing law enforcement officials and their assets to security risks. As a result, the course of ongoing and future similar operations will be hampered, ultimately defeating their purpose to counter and prevent cross-border criminality as well as prevent unauthorized border crossings. In this light, the disclosure of such information would undermine the protection of the public interest as regard to public security in the sense of Article 4(1)(a) first indent of Regulation (EC) 1049/2001.
5	Personal Data	The non-disclosed text contains personal data, in particular the name of an individual. Its disclosure would affect the privacy and integrity of the individual and is therefore precluded pursuant to the exception laid down in Article 4(1)(b) of Regulation (EC) No 1049/2001. OR The non-disclosed text contains information about the medical condition of an individual participating in Frontex activities. The disclosure of such information would undermine the protection of the privacy and the integrity of the individual as protected by European Union laws regarding the protection of personal data. In this regards the text is not disclosed pursuant to the exception laid down in Article 4(1) (b) of Regulation (EC) No 1049/2001.
6	Reporting	The non-disclosed text contains detailed information related to reporting tools and methods used by law enforcement officials. The text contains references to the methods applied by law enforcement officers to perform border control tasks in general and to counter illegal activities in particular. Its publicity would expose the working methods applied during border control activities which would jeopardize the implementation of ongoing and future operations, and thus facilitate irregular migration, trafficking in human beings and terrorism. Therefore, public security will be affected. Consequentially, the text is not disclosed pursuant to the exception laid down in of Article 4(1)(a) first indent of Regulation (EC) No 1049/2001.
7	Decision making process	The release of these documents would seriously undermine the decision making process in the sense of Article 4(3) of Regulation (EC) No 1049/2001as their release would - with ascertainable likelihood - trigger external pressure or third-party influence on the policy initiatives to be proposed. As no overriding public interest is

		ascertainable that is objective and general in nature and not indistinguishable from individual or private interests for the release of these documents, they cannot be released.
8	International Cooperation and Engagement	The non-disclosed text contains names of third countries and disclosure of this information undermines the trust placed in Frontex by them. Once the relationship between Frontex and those third countries is impaired, it is foreseeable that these countries will refrain from cooperating with Frontex, respectively that an engagement of Frontex with these countries will no longer be possible. However, cooperation and engagement with third countries is essential for Frontex to exercise its mandate. Access to this text has to be refused as its disclosure would result in jeopardizing the ongoing and future international cooperation and engagement and thus undermine the protection of the public interest as regards international relations as stipulated in Article 4(1)(a) third indent of Regulation (EC) No 1049/2001.

