

Request for Information

Requestor:	Consultative Forum
Date of the request:	19/02/2019
Subject of the request:	2: Serious incident reports (SiRs) related to alleged violations of fundamental rights reported to Frontex and investigated in Greece from 2016 to date, including facts and findings as well as follow up measures taken by the Agency

Frontex activities in Greece

The following SIRs related to alleged violations of fundamental rights were reported to Frontex, taking place during the Joint Operations of Poseidon and Flexible Operational Activities, from 1 of January 2016 to date:

1. SIR 341/2016: unprocessed return from Greece to Turkey. Final Report has been already issued by FX Fundamental Rights Officer and the case is finalized;
2. SIR 384/2016: hand over of 61 rescued persons to Third Country Vessel. Final Report has been already issued by FX Fundamental Rights Officer and the case is finalized;
3. SIR 439/2016: a group of migrants sleeping in open air on Chios. Final Report issued by FX Fundamental Rights Officer has been already issued by FX Fundamental Rights Officer and the case is finalized;
4. SIR 487/2016: readmission operations - Returns to Turkey upon denial of access to asylum procedures in Greece. According to FRO the last annotation refers to the investigation on the accusation on these cases to be still ongoing under the responsibility of the General Inspector of Public Administration;
5. SIR 502/2016: migrants remained at Mytilini Harbour during night hours without food and access to sanitation facility. This case is to be closed as according to FRO there is an information to close the case as Hellenic authorities consider that these incidents happen in extraordinary circumstances;
6. SIR 520/2016: child abuse at Souda Camp on Chios. This case is out of scope of FRO mandate, so no final report needed. The Hellenic National Intelligence Agencies and Europol have been informed by the HP, the prosecution procedure was initiated;
7. SIR 591/2017: sexual abuse of PAK unaccompanied minor. The Final Report has been already drafted by FX Fundamental Rights Officer and the case is finalized;
8. SIR 606/2017: allegation by HLHR of Greece sending asylum seekers back to Turkey. This case is to be open as according to FRO the Hellenic NFPOC sent a replay with extensive explanation which was also sent to the Greek Ombudsperson. The investigation carried out by the competent authorities resulted in the fact that there is no evidence for further disciplinary investigation of disciplinary review for these incidents;
9. SIR 676/2017: unprocessed return of irregular migrants. The case is still open. Last update: on 12 November 2018 FRO sent a reminder to national authorities with a request for follow-up and awaits for the response;

[modus operandi]

11. SIR 798/2018: bodies of three migrants found in Turkey allegedly forced back by Greece. This case is still open. Last update: on 29 January 2019 FRO sent a reply to the national authorities and awaits for the response.

On 25 February 2019, FRO informed that there were no complaints received on Evros region in the requested period.

List of Annexes:

- 1a. SIR 341/2016;
- 1b. Final FRO report on SIR 341/2016;
- 2a. SIR 384/2016;
- 2b. Final FRO report on SIR 384/2016;
- 3a. SIR 439/2016;
- 3b. Final FRO report on SIR 439/2016;
4. SIR 487/2016;
5. SIR 502/2016;
6. SIR 520/2016;
- 7a. SIR 591/2017;
- 7b. Draft final FRO report on SIR 591/2017;
8. SIR 606/2017;
9. SIR 676/2017;

11. SIR 798/2018;
12. FRO General report on SIRs in 2016;
13. FRO General report on SIRs in 2016 (update as of 18 May 2018);
14. FRO General report on SIRs in 2017;
15. FRO General report on SIRs in 2018 (and update for 2017).