



The Fundamental Rights Office

Independent monitoring and advise on fundamental rights

personal data

Fundamental Rights Monitor



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Legal framework

Regulation (EU) 2019/1896

Other EU and international legal instruments used by the FRO

- Charter of Fundamental Rights of the European Union
- Human rights instruments: ECHR, Refugee Convention, ICCPR, CRC, UN CAT, EU CPT, etc.
- Law of the sea framework: UNCLOS, SOLAS Convention, SAR Convention, IMO Guidelines
- International criminal law framework: two Palermo Protocols (relating to smuggling and human trafficking)



Frontex Fundamental Rights System

The Fundamental Rights Officer

- Appointed by and reports directly to the Management Board
- Independency and autonomy
- Monitoring and advising on Frontex activities
- Handling Serious Incident Reports and individual complaints via Complaints Mechanism
- Trainings and briefings
- Consultations and observations to planning and operational documents
- Due Diligence Policy
- Contribution to the Fundamental Rights Strategy and Action Plan
- Annual Report - public
- Aided in fulfilling its mandate by the Fundamental Rights Monitors



Frontex Fundamental Rights System

The Fundamental Rights Monitors

Who are the monitors?

- Expert staff of the Fundamental Rights Office
- Independent in the performance of their duty
- Reporting directly to the Fundamental Rights Officer
- Mandated to constantly monitor and assess the fundamental rights compliance of Frontex activities

How do they perform their tasks?

- Provide advice and assistance on fundamental rights in the preparation, conduct and evaluation of Frontex operational activities
- Identify best practices to be adopted and promoted to ensure effective protection of fundamental rights
- Cooperate regularly with all operational stakeholders
- During on-the-spot visits, their work relates **solely** to the operational areas where Frontex conducts activities. They do not interfere with the host country's sovereign conduct.
- Deliver monitoring reports with findings and recommendations



The work of the Fundamental Rights Office



The work of the Fundamental Rights Office

1

Contribution to planning documents

- Due Diligence
- Observations to operational plans
- Inputs and review of Agency's documents
- Ad hoc Opinions on specific fundamental rights issues



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Monitoring

- Visits to operational activities
- Follow up on allegations of fundamental rights violations
- Interact with Frontex personnel/national officers involved in the activities



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Assessment & advice

- Opinion to WA
- Liaise with IOs, NHRI and civil society organizations
- Report on fundamental rights protection
- Mitigating measures and safeguards



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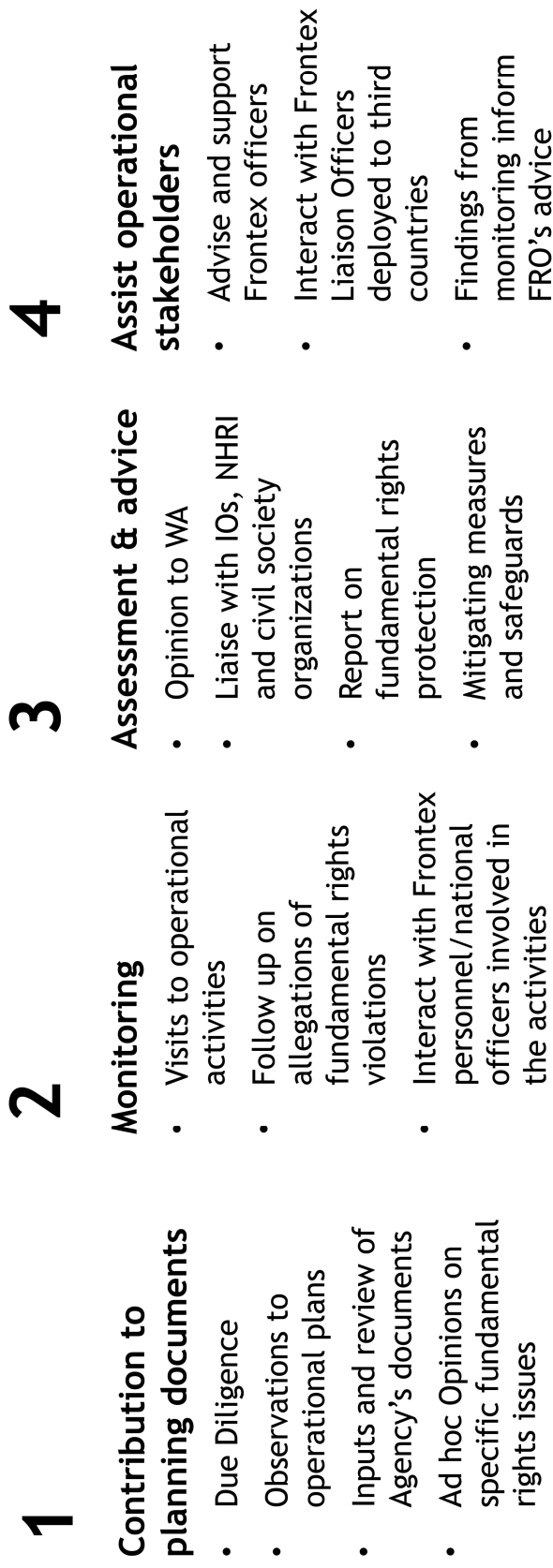
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Assist operational stakeholders

- Advise and support Frontex officers
- Interact with Frontex Liaison Officers deployed to third countries
- Findings from monitoring inform FRO's advice



The work of the Fundamental Rights Office



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Reporting and accountability mechanisms

- Handles complaints received via Frontex Complaints Mechanism
- Incidents of potential fundamental rights violations within Frontex activities



Any questions?



THANK YOU!