

Mr Semsrott

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Our ref: CGO/LPU/CMS-2018-00009-0431a
Please quote when replying.

Warsaw, 6 November 2018

Your application for access to Frontex documents

Dear Mr Semsrott,

I write in reference to your application for Frontex documents, the receipt of which was acknowledged on 20 September 2018 and for which a commonly acceptable fair solution was found on 15 October 2018. In your application as confirmed on 15 October 2018, you are asking for access for

the 2005 operation, the Operational Plan, including:

- *Main part of the Operational Plan;*
- *all annexes; and*
- *the Handbook to the Operational Plan,*

and I am pleased to inform you that Frontex can grant you access to the 2005 Operational Plan, being the only document it holds. Please find the document herewith attached.

Please note however, that some limited parts of this document falls under exceptions under Article 4 of Regulation (EC) No 1049/2001¹ and therefore had to be expunged with a detailed justification next to it.

Kindly be reminded that the copyright of the document rests with Frontex and that the existing rules on copyright may limit your right to reproduce or exploit the released document.

Yours sincerely,


Hervé Caniard

Head of Transparency Office

FOR AND ON
BEHALF OF

Attachment: OPERATION PLAN OF 1st JOINT OPERATION IN AUSTRIA, GERMANY, ITALY, CZECH REPUBLIC, HUNGARY, POLAND, SLOVAKIA AND SLOVENIA (7 pages)

Pursuant to Article 7(2) of Regulation (EC) No 1049/2001, within 15 working days of the receipt of this letter, you may submit a confirmatory application to Frontex to reconsider its position. Based on Article

¹ Regulation (EC) No 1049/2001 of 30 May 2001 regarding public access to European Parliament, Council and COMMISSION documents (OJ L 145, 31.5.2001, p. 43).

8 of Regulation (EC) No 1049/2001, Frontex will reply to you within 15 working days from registration of such application. You can submit your confirmatory application by post or electronically.



AGENCY FOR THE MANAGEMENT OF OPERATIONAL COOPERATION AT
THE EXTERNAL BORDERS OF THE MEMBER STATES OF THE EUROPEAN
UNION (FRONTEX)

DRAFT

OPERATION PLAN OF 1st JOINT OPERATION IN AUSTRIA, GERMANY, ITALY, CZECH REPUBLIC, HUNGARY, POLAND, SLOVAKIA AND SLOVENIA

Part A

Fundamental Data of the Operation

Host countries / Responsible authorities / Contact persons:

Austria: Ministry of Interior/ Police Headquarters

tel:

Fax

E-mail:

Commented : 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.

Germany:

Italy:

Czech Republic:

Hungary:

Poland:

Slovakia:

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Slovenia:

Participating countries | Responsible authorities | Contact persons:

The guest countries are requested to indicate their wish to participate together with the exact number of participants to the FRONTEX Agency as well as the contact officer(s), up to xx.xx.2005 at the latest.

Description of the border situation / risk assessment:

A risk analysis performed by the Agency, based on and the 5th periodical analysis produced by the former RAC, highlighted that the phenomenon of returning flows of third country nationals who reside, overstay or work illegally in different Schengen Member States from where they travel towards the EU external land border on their way back to their home countries, is of significant importance

Around 420,000 illegal immigrants were intercepted inside the EU Member States territories, in the year 2004. This category of illegal stay includes "overstayers", illegal labour and detections on exit at the external Schengen and EU borders. The majority of these illegal immigrants were Romanian and Bulgarian nationals (which can be explained by the visa free exempt status of these two countries), Ukrainians, Moldavians and nationals from Serbia and Montenegro.

The joint operations have proven to be a useful instrument to strengthen border checks and border surveillance temporarily in areas of identified threats and risks. Besides that, the EU Member States involved and the ad-hoc Centres stressed the positive impact of these joint operations in terms of strengthening mutual trust among the EU Member States authorities and officers.

One of the tiers of the so-called "four tier border security model" deals with the situation inside the EU Member States territory. In this chapter the main threats are unveiled by the relevant authorities in the European Union.

Intention / purpose of the operation:

To detect and to apply sanctions against illegal workers, who have overstayed in the Schengen area and/or in the EU focusing on the forgery of stamps and visas.

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Also, to collect the necessary information (figures and data) and prevent the re-entering of these people into the EU and/or into the Schengen area.

Locations: (ex.) Austria: BCP....., borders to Hungary

Timetable: 1st stage: 16-23/12/2005

2nd stage: 03-08/1/2006

Staff / host country:

Staff / guest countries:

Profile of the host and guest officers:

Obligatory requirements:

- Experience in border controls (border control procedures such as interviews, profiling, checking for all the preconditions of entry and stay), especially in forged documents.
- "Schengen" knowledge,
- Good knowledge of English or the language of the host country,
- Comprehensive knowledge about routes used for smuggling of human beings and routes of migratory flows,
- Good geographic knowledge of Europe.

Non-obligatory requirements (highly desirable):

- Knowledge of the languages of the target group
- Knowledge about the relationship between illegal migration and illegal employment in Europe,
- Additional language skills (especially)

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Action planned:

Germany, Austria and Italy from the Schengen Member States as well as Poland, Hungary, Czech Republic, Slovenia and Slovakia as Member States of the EU will host a Joint Operation for the control of the above mentioned flows, at their Border Crossing Points that face this phenomenon in two stages: The first one will be implemented from December 16th, 2005 till December 23rd, 2005 when there is a flow of the illegal labours to their home countries because of the Christmas vacations and the second will be implemented from the 3rd of January 2006 till the 8th of January 2006, when they are going back again to the Member States with the purpose to stay and work illegally.

The Border Crossing Points where the Joint Operation will be implemented, will be selected by the host countries and there will be the possibility for the exchange of border guards from the participating Member States. Each host country has to decide whether other MS will have the possibility to send host guest officers.

The target group will be the citizens of Bulgaria, Romania, Moldavia, Ukraine and Serbia-Montenegro, travelling by buses, mini-buses and trains.

No additional controls will be performed, but there will be a focus on the control of the above mentioned citizens (interview, profiling, detection of false visas/stamps, checks on the purpose of the travel etc).

The host MS will collect the data concerning the movement of the citizens concerned and they will send them to the FRONTEX Agency, together with their operation reports.

A preparatory meeting with the participation of the representatives of FRONTEX and the host countries will be held at the premises of the Agency on 30/11 and 01/12/2005 in order to finalize the operation plan and arrange all the necessary details.

After the implementation, an evaluation meeting will be held and FRONTEX Agency will perform the evaluation of the Joint Operation.

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Legal competences of the guest officers:

The guest officers will be working together with colleagues of the host country as liaison officers on the basis of Articles 7 and 47 of the Convention, implementing the Schengen Agreement or on bilateral basis. Guest officers **will not be entitled to take executive measures.**

NOTE: Should any host country have additional requirements or wish to specify different arrangements it should be added to this chapter for the information of the guest countries.

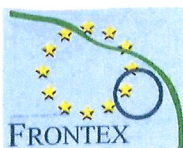
General information about co-financing

Travel and accommodation expenses, as well as the daily allowances will be co- financed after the event by the FRONTEX budget available for joint activities of the Land Operations Unit. A sum amounting to 60% of the above mentioned costs will be transferred to a bank account of the participating states **within three months after the operation has ended.** **Necessary form sheets to provide evidence of eligible costs will be provided to the hosting countries by FRONTEX.**

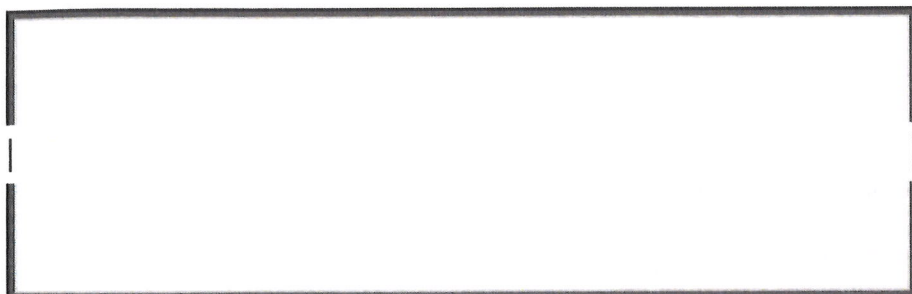
(FRONTEX is currently seeking to finalize its own financial arrangements concerning re-imbusement rules, which may result in subsequent modifications to the above)

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Part B

Technical details of the operation

Meeting Point and meeting time:

Guest officers are kindly asked to arrive at **XplaceX** on **xx.xx.2005** by **xx.xx** hrs. The address and information how to reach the **XplaceX** will be dispatched to the participating countries by hosting country's contact officer(s).

Travel modalities:

In case of arrival by plane the final destination should be

In case of arrival by train the final destination should be

In any other case it will be necessary to inform the respective contact persons about the planned transportation.

Equipment / weaponry / clothing:

Ex. The guest officers will be allowed to wear their national uniforms but not carry their guns.

Accommodation and food supplies:

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The guest officers have to contact to the contact persons of the host countries in order to have all the information needed. (It will be included in the Operation Plan as soon it it available)

Particularities / further information:

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