

Ms Ute Gerbershagen

Email: ask+request-4997-4cc62032@asktheeu.org

Our ref: CGO/LAU/1129/2018  
Please quote when replying.

Warsaw, 22 January 2018

## Request for access to Frontex documents

Dear Ms Gerbershagen,

With reference to your request received on 15 January 2018, requesting:

*A copy of all serious incident reports involving Commercial ships during Joint Operation Triton: Nov 2014- present.*

I am pleased to inform you that Frontex agrees to grant you access. You may find the documents in attachment.

Please note, however, that some limited parts of the documents you have requested fall under an exception to public access to documents as stipulated in Regulation (EC) No 1049/2001 of 30 May 2001, and have, therefore, been blanked out as they contain personal data and names of assets.

**Personal data:** The non-disclosed text contains personal data, in particular the names of individuals. Its disclosure would affect the privacy and integrity of the individuals and is therefore precluded pursuant to the exception laid down in Article 4(1)(b) of Regulation (EC) No 1049/2001.

**Technical equipment:** disclosing information on any details related to technical equipment deployed in the current and ongoing operations would be tantamount to revealing weaknesses and strengths of the operations and opening way for abuse, including by the smuggling networks who would change their modus operandi accordingly. The result of this will only be to hamper the course of ongoing and future similar operations, ultimately obstructing their purpose and the efforts made by the EU and its Member States 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 the first indent of Article 4(1)(a) of Regulation (EC) No 1049/2001.

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

Yours sincerely,



Hervé Caniard  
Head of Transparency Office

FOR AND ON  
BEHALF OF



**FRONTEX**

1 Attachment: SIR 298 (2 p)

Pursuant to Article 7(2) of Regulation (EC) No 1049/2001, you may present a confirmatory application. This confirmatory application, in which you may ask for reconsideration of your original request is to be made within 15 working days of receiving our reply. If you make such an application, within 15 working days, you will either be granted access to the document or our intention to refuse access, as explained above, will be confirmed. The confirmatory application can be sent by post or electronically.

## Serious Incident Report no. 298

Reporting date: 28/01/2016 02:35 PM

Last modification date: 09/10/2016 02:35 PM

Reporting person: TEXT REMOVED

Last modification done by: TEXT REMOVED

Commented [1]: Personal Data

Commented [2]: Personal Data

FSC SIR Category	1 Standard
Subject	N.6 dead persons
Type of SIR	1 Initial SIR
JORA Incident number (if any)	145315
Joint Operation	EPN Triton 2015
Frontex SIR Coordinator	
Incident date/time	28/01/2016 07:57 AM
Detection date/time	28/01/2016 11:56 AM
Original source of the information	MRCC ROME
Location of the incident	Libyan SAR
Is latitude unknown	No
Latitude	33.300000000000000
Is longitude unknown	No
Longitude	14.166666666666700
Reference to the operational area	No
Frontex resources involved (Human resources / co-financed technical equipment)	No
Type of resources / involvement	ITA NAVY TEXT REMOVED
Dead persons	6
Injured persons	
Missing persons	

Commented [3]: Number and type of technical equipment

#### Serious Incident Report related to Search and Rescue action

SAR activated date/time	28/01/2016 11:56 AM
SAR activated by whom	MRCC ROME
Boat in distress	
Type	rubber
Flag, name, IMO if available	
Detected by	ITA NAVY TEXT REMOVED
Detection done by Frontex co-financed asset	Yes
Intercepted by	ITA NAVY TEXT REMOVED
Interception done by Frontex co-financed asset	Yes
Estimated people on board	100
Planned port of disembarkation	
Departure country	
Involved authorities	

Commented [1]: Number and type of technical equipment

Commented [2]: Number and type of technical equipment

#### Fact of the case

ITCG TEXT REMOVED and ITS navy TEXT REMOVED have been diverted in position for rescue operations. Also a Commercial Vessel has been diverted in the area. MRCC ROMA received confirmation that the rubber boat is in danger and that some migrants are lost in the sea. At moment found n.6 corpses. They are on board of ITA NAVY TEXT REMOVED.

Commented [3]: Number and type of technical equipment

Commented [4]: Number and type of technical equipment

Commented [5]: Number and type of technical equipment

#### Measures

#### Assessment



