

Forced Return Monitoring (FReM)

Conference on the Implementation of the Return Directive:
challenges and good practices

Riga, 26 May 2015

Partners



Observers



Agenda

1. ICMPD in a nutshell
2. Background and initiation of the FReM
3. Who is part of the FReM project?
4. Objectives and outcomes
5. Timeline
6. Added value of the FReM



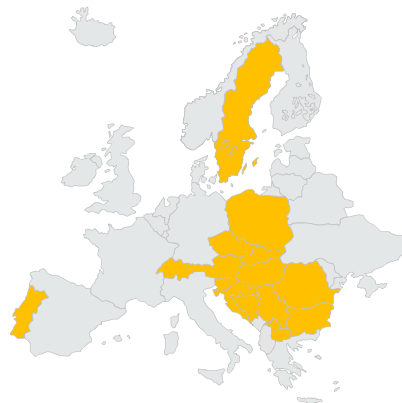
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International Centre for Migration Policy Development

- International intergovernmental organisation since 1993
- ≈ 50 running projects implemented in cooperation with 150 partners worldwide
- Vienna Headquarters & 11 representations
- 6 thematic areas of expertise
- Three-pronged approach
- One vision:
„Migration is about people“



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The EU Return Directive

- 2004 European Council adopts the Hague Programme
- 2005 Council of Europe adopts Twenty Guidelines on forced return
- 2008 Promulgation of the EU Return Directive
 - » Article 8(6):
“Member States shall provide for an effective forced-return monitoring system”
- 2010 Deadline for transposition into national legal systems
 - ICMPD-Matrix Comparative Study on best practices of FRM
 - Matrix-Odysseus-ICMPD: Evaluation on the Application of the EU RD
- 2012 Deadline for implementation at operational level

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FReM initiation

- Dec 2012 European Return Fund published a call for proposals
“support the efforts made by the Member States to improve the management of return in all its dimensions [...] and in full compliance with fundamental rights“
- Feb 2013 Submission of the FReM proposal
“To further strengthen the quality of the European return system in line with the human rights standards and best practices thus supporting the implementation of Art 8(6) of the Return Directive”
- Jun 2013 EU Commission awards the project to ICMPD
- Mar 2014 EU Commission supports FReM project in Communications on EU Return Policy

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Partners and Associated Partners

 **REPUBLIC OF AUSTRIA**
BUNDESMINISTERIUM FÜR INNERES

Ministry of Interior, Austria



LE GOUVERNEMENT
DU GRAND-DUCHÉ DE LUXEMBOURG
Ministère des Affaires étrangères
et européennes
Direction de l'immigration

Ministry of Foreign Affairs,
Luxembourg

REPUBLIC OF BULGARIA



Ministry of Interior, Bulgaria



Ministry for Home Affairs
and National Security, Malta

Ministry of Home Affairs and
National Security, Malta



The Greek Ombudsman, Greece



Ministry of Interior, Portugal



Ministry of Interior, Hungary



Schweizerische Eidgenossenschaft
Confédération suisse
Confederazione Svizzera
Confederaziun svizra

Federal Office for Migration,
Switzerland

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Milestone 1

Design a European Pool of Forced Return Monitors

Framework for a European pool of forced return monitors including:

- a clear mandate;
- an organisational structure;
- working modalities;
- participation principles;
- a financial framework;
- 4 defined phases of forced return monitoring.

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Milestone 2

Elaboration of a set of Guidelines and Monitoring Tools

Guidelines and Monitoring Tools including:

- Ethical rules for the monitors;
- Guidance for each monitoring phase;
- Insights in key standards;
- Provision of a tool kit.

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Milestone 3

Selection of a group of forced return monitors



Group of forced return monitors whose selection included:

- A tested selection process;
- Detailed Terms of Reference;
- Interview protocols;
- A data base;
- Contract template.

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Milestone 4

Elaboration of a training manual and
implementation of a training programme



Training Manual and 2 successfully implemented training
sessions including:

- Four specific objectives;
- A theoretical corpus;
- A practical understanding of coercive measures;
- A set of case studies;
- An updated training manual.

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Milestone 5

Implementation of Pilot Monitoring Operations

18 Pilot Monitoring Operations successfully implemented:

- An enhanced cooperation between EU MS;
- A tested and updated report template;
- 18 monitoring reports;
- A Lessons Learnt and Recommendations report

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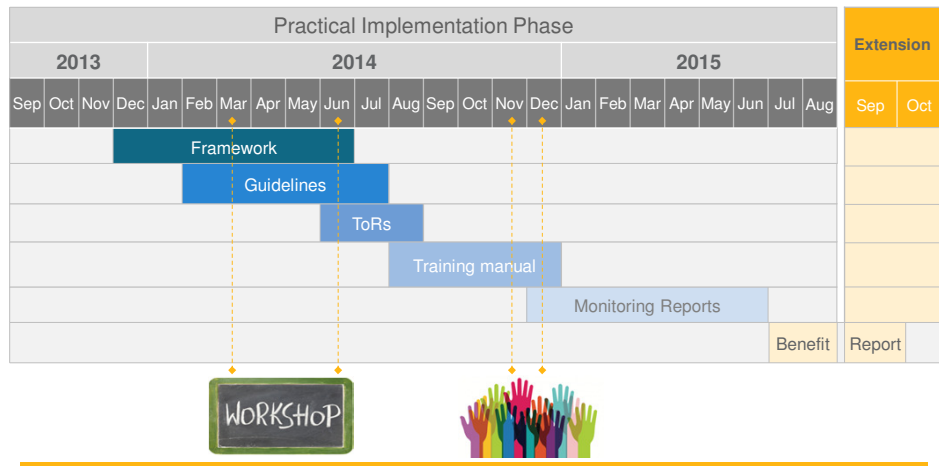


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Timeline and next steps



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FReM : Added Value

- Greater harmonization of return procedures and the development of a common understanding on forced return monitoring;
- Objective, transparent criteria and common rules for monitoring;
- A model for a European pool of forced return monitors is created and made available to all MS;
- A pool of fully trained and qualified monitors available to EU MS & Associated Schengen States.



ICMPD

International Centre for
Migration Policy Development

Thank you very much for your attention!