

## Effective forced return monitoring systems 2018

EU MS	Organisation responsible for monitoring forced return in 2017	Operational	Monitoring body is at the same time the National Preventive Mechanism	Number of monitored operations	Number of flights with monitors on board	Number of staff who worked as monitors	Number of staff who trained as monitors	Phases of monitored operations (pre-return; in-flight; hand-over)
AT	<a href="#">Human Rights Association Austria</a> ( <i>Verein Menschenrechte Österreich</i> )	✓	NO	58	58	10	11	All three phases
BE	<a href="#">General Inspectorate of the General Federal Police and the Local Police (AIG)</a> ( <i>Inspection générale de la police fédérale et de la police locale/Algemene inspectie van de federale politie en van de lokale politie</i> )	✓	NO	96	9	7	2	9 operations: all three phases 87 operations: only pre-return phase
BG	<a href="#">Ombudsman (Омбудсманът)</a> , <a href="#">Centre for the Study of Democracy</a>	✓	YES	11	4	6	4	4 operations: all three phases 7 operations: only pre-return phase
CY	<a href="#">Office of the Commissioner for Administration</a> (Ombudsman)	X	NO	0	0	0	0	n.a.
CZ	<a href="#">Ombudsman, Public Defender of Rights (PDR)</a> ( <i>Veřejný ochránce práv, VOP</i> )	✓	YES	30	4	2.5 <sup>1</sup>	3	4 operations: all three phases 26 operations: only pre-return phase
DE	<a href="#">Federal Office for Migration and Refugees</a> (Bundesamt für Migration und Flüchtlinge)	(x) <sup>2</sup>	NO	15	15	4	4	All three phases
	Fora at various airports ( <a href="#">Frankfurt</a> , Hamburg, <a href="#">Düsseldorf</a> , Berlin)		NO	NW:43	NW: 43	NW: 2 HH: 1 BE-BB: 1	NW: 2 HH: 1 BE-BB: 1	NW, HH, BE-BB: only pre-return phase
	<a href="#">National Agency for the Prevention of Torture</a>		YES	4	1	2	0	1 operation: all three phases 3 operations: only pre-return phase
DK	<a href="#">Parliamentary Ombudsman</a> ( <i>Folketingets Ombudsmand</i> )	✓	YES	8	8	6	3	5 operations: all three phases

								3 operations: only pre-return phase
EE	<a href="#">Estonian Red Cross</a> ( <i>Eesti Punane Rist</i> )	✓	NO	22	12	2	3	12 operations: all three phases 10 operations: only pre-return phase
EL	<a href="#">Greek Ombudsman</a> ( <i>Συνήγορος του Πολίτη</i> )	✓	YES	41	17	18	18	All three phases
ES	<a href="#">Ombudsman</a> ( <i>Defensor del Pueblo</i> )	✓	YES	16	16	10	10	All three phases
FI	<a href="#">Non-Discrimination Ombudsman</a> ( <i>Yhdenvertaisuusvaltuutettu</i> )	✓	NO	46	18	5	5	12 operations: all three phases 18 operations: pre-return and in-flight phases 16 operations: only pre-return phase
FR	<a href="#">General Inspector of All Places of Deprivation of Liberty</a> ( <i>Contrôleur général des lieux de privation de liberté</i> )	✓	YES	3	2	4	0	All three phases
HR	<a href="#">Croatian Law Centre</a> ( <i>Hrvatski pravni centar</i> )	✓	NO	60	6	4	4	All three phases
HU	<a href="#">Prosecution Service of Hungary</a> ( <i>Magyarország ügyészsége</i> )	✓	NO	5	5	1	3	All three phases
IE*	No monitoring system in law	-	-	-	-	-	-	-
IT	<a href="#">National Authority for the Rights of Persons Deprived of Liberty</a> ( <i>Garante nazionale dei diritti delle persone detenute o private della libertà personale</i> )	✓	YES	22	22	21	36	All three phases might be covered (decided on a case-by-case basis)
LT	<a href="#">Lithuanian Red Cross Society</a> ( <i>Lietuvos Raudonojo Kryžiaus draugija</i> )	✓	NO	14	13	3	3	All three phases: occasionally monitored Pre-return: always monitored
LU	<a href="#">Luxembourg Red Cross</a> ( <i>Croix-Rouge luxembourgeoise</i> )	✓	YES	8	8	6	10	All three phases
LV	<a href="#">Ombudsman's Office</a> ( <i>Tiesībsarga birojs</i> )	✓	YES	7	3	4	11	3 operation: all three phases 4 operations: only pre-return phase
MT	<a href="#">Monitoring Board for Detained Persons</a>	✓	YES	3	3	2	2	All three phases

NL	<a href="#">Inspectorate of Justice and Security</a> ( <i>Inspectie Justitie en Veiligheid</i> )	✓	YES <sup>3</sup>	60	60	8	8	All three phases
PL	Various NGOs, e.g. the <a href="#">Helsinki Foundation for Human Rights</a> , <a href="#">Rule of Law Institute Foundation</a> , <a href="#">Halina Nieć Legal Aid Centre</a> , <a href="#">MultiOcalenie Foundation</a>	✓	NO	7	6	7	6	6 operations: all three phases 1 operation: only pre-return phase
PT	<a href="#">General Inspectorate of Internal Affairs</a> ( <i>Inspecção-geral da Administração Interna, IGA</i> )	✓	NO	11	1	4	4	1 operation: all three phases 10 operations: pre-return phase
RO	<a href="#">Romanian National Council for Refugees</a> ( <i>Consiliul Național Român pentru Refugiați, CNRR</i> ) (NGO)	✓	NO	49	43	5	1	28 operations: all three phases
SE	<a href="#">Swedish Migration Agency</a> ( <i>Migrationsverket</i> )	✓ <sup>2</sup>	NO	38	38	4	4	13 operations: all three phases 25 operations: only pre-return phase
SI	<a href="#">Caritas Slovenia</a>	✓	NO	5	5	1	2	Only pre-return phase
SK	<a href="#">Ministry of the Interior – Bureau of Border and Foreign Police of the Presidium of the Police Force</a>	X <sup>2</sup>	NO	-	-	-	-	-
UK	<a href="#">Her Majesty's Inspector of Prisons</a> (HMIP), <a href="#">Independent Monitoring Boards</a> (IMBs)	✓	YES	n.a.	n.a.	n.a.	n.a.	n.a.

Notes:

'Operational' means that a monitoring entity, which is separate from the authority in charge of returns, has been appointed and has carried out some monitoring activities during the year.

\* Ireland and the United Kingdom are not bound by the Return Directive (2008/115/EC).

<sup>1</sup> In Czechia, 2 full time staff and 1 part time staff worked as monitors

<sup>2</sup> In Germany, Slovakia and Sweden, the monitoring body appointed by law is an agency/entity belonging to the branch of government responsible for returns. Thus, FRA considers that it is not sufficiently independent to qualify as 'effective' under Article 8 (6) of the Return Directive. In Germany, the effective forced return monitoring system, operated by NGOs at certain airports, covers only parts of the country.

<sup>3</sup> In the Netherlands the National Preventive Mechanism is a network composed of different bodies. The monitoring body listed is part of this network and coordinates its work.

✓: Operational

(X): Partially operational

X: Not operational

n.a.: Information not available

- : Not relevant



Abbreviations:

BE-BB: Berlin-Brandenburg

HH: Hamburg

NW: North Rhine-Westphalia