

**MINUTES
OF THE 62nd MEETING OF THE MANAGEMENT BOARD
23-23 NOVEMBER 2016 IN WARSAW, POLAND**

List of attendance

Mr Marko GAŠPERLIN - Chairman of the Management Board

Mr Robert STRONDL (Austria - AT)

Mr Wald THIELEMANS (Belgium - BE)

Mr Svetlan KICHIKOV (Bulgaria - BG)

Mr Giljo TOIĆ SINTIĆ (Croatia - HR)

Mr Petros ZENIOU (Cyprus - CY)

Mr Martin VONDRAŠEK (Czech Republic - CZ)

Mr Per FIIG (Denmark - DK)

Mr Joosep KAASIK (Estonia - EE)

Mr Ilkka LAITINEN (Finland - FI)

Mr Benoît BROCARD (France - FR)

Mr Ralf GÖBEL (Germany - DE)

Mr Antonios VIDALIS (Greece - EL)

Mr Zsolt HALMOSI (Hungary - HU)

Mr Ólafur Helgi KJARTANSSON (Iceland - IS)

Mr Michael GRIFFIN (Ireland - IE)

Mr Giovanni PINTO (Italy - IT)

Mr Vladimirs ZAGUZOVS (Latvia - LV)

Mr Uwe LANGENBAHN (Liechtenstein - LI)

Mr Vygintas KAZIUKONIS (Lithuania - LT)

Mr Thierry FEHR (Luxembourg - LU)

Mr Neville XUEREB (Malta - MT)

Mr Harrie VAN DEN BRINK (The Netherlands - NL)

Ms Ellen AHNFELT (Norway - NO)

Mr Marek ŁAPIŃSKI (Poland - PL)

Ms Luisa MAIA GONÇALVES (Portugal - PT)

Mr Liviu GALOS (Romania - RO)

Ms Martina MATUŠKOVIČOVÁ (Slovak Republic - SK)

Mr Joaquín CASTRO LEÓN (Spain - ES)

Mr Patrik ENGSTRÖM (Sweden - SE)

Ms Julia TERVEER (Switzerland - CH)

██████████ (European Commission - COM)

██████████ (Deputy Director, Governance, Europol)

██████████ (Liaison Officer to Frontex, EASO)

Frontex Executive Director (ED), Mr Fabrice LEGGERI participated in the meeting.

The Secretariat of the Management Board was provided by Frontex.

List of items debated and/or approved (agenda)

1. Approval of the Agenda
 2. Approval of the minutes of the 60th and 61st Management Board meetings
 3. Recent internal developments and procedural issues
 4. Presentation of operational situation
 - 4.1 Situation at the EU external borders
 - 4.2 Returns
 - 4.3 Expected developments and resources needs
 5. Decision of the Management Board delegating powers to make non-substantial amendments to the annual work programme to the Executive Director
 6. Decision of Management Board on the deployment of the Frontex Liaison Officer in the Western Balkans
 7. Decision of the Management Board adopting Frontex Application for Return as a rolling operational plan
 8. Programming Documents 2017-2019
 - 8.1 Decision of the Management Board adopting the training portfolio for 2017 (voting includes SACs)
 - 8.2 Decision of the Management Board adopting the plan of operations for 2017 (voting includes SACs)
 - 8.3 Decision of the Management Board adopting Programme of Work 2017 & Multi Annual Plan 2017-2019
 - 8.4 Decision of the Management Board adopting draft estimate of the Budget 2017, including the establishment plan
 9. Draft Programming Documents 2018-2020
 - 9.1 Endorsement and presentation of the key elements
 - 9.2 Decision of the Management Board adopting of the provisional draft estimate of the revenue and expenditure, including the provisional establishment plan for 2018
 10. Pooling of Resources
 - 10.1 General presentation on the pools
 - 10.2 Decision of the Management Board adopting the revised profiles and overall the number of border guards and other relevant staff to be made available for the European Border and Coast Guard teams
 - 10.3 Decision of the Management Board adopting the profile and the number of forced-return monitors, forced-return escorts and return specialists
 11. Vulnerability Assessment
 - 11.1 Decision of the Management Board adopting the vulnerability assessment methodology including objective criteria
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- 11.2 Information to the Management Board on the implementation plan
- 12. Fundamental Rights issues
 - 12.1 Presentation of the Consultative Forum draft Work Programme 2017
 - 12.2 State of play of the preparations of the Consultative Forum Annual Report 2016
 - 12.3 Information on the revised working methods of the Consultative Forum
 - 12.4 Report from the Fundamental Rights Officer
 - 12.5 Presentation of the Fundamental Rights Officer Work Plan 2017
 - 12.6 Endorsement of the complaint mechanism
- 13. Information on the future deployment of Frontex Liaison Officers in Member States in 2017
- 14. External relations
 - 14.1 Information on bilateral operational cooperation between Member States and between Member States and Third Countries
 - 14.2 Cooperation with the Western Balkans
- 15. Headquarters Agreement - discussion on the state of play of negotiations and follow up
- 16. New Working Group on Budget and Accounts
- 17. Information on the first draft of the rules of procedure of the Management Board
- 18. Information on the Frontex Risk Analysis Network and European Union Document Fraud Risk Analysis Network Data Policy
- 19. Report on the implementation of the Frontex Anti-fraud strategy
- 20. Eurosur Implementation - Report by the Working Group on Budget and Accounts
- 21. Information on the outcome of the probationary period of Deputy Executive Director
- 22. Implementation of the Programme of Work 2016 - Budget implementation
- 23. Presentation of the activities by the incoming EU Council Presidency Malta

Main results of the meeting

The Management Board was updated on the latest developments in the area of international as well as inter-agency cooperation, and briefed about the recruitments. Reference was also made to the ETIAS (European Travel Information and Authorization System) legal proposal by the Commission which would entrust Frontex with a crucial role in the management of this electronic system;

Frontex delivered a presentation on the current operational situation with focus on the situation at the EU external borders, returns as well as on the expected developments and resources needs, covering the period from January to October 2016. A new form of presenting the activities, in a form of booklet, was introduced. DE prepared a draft spreadsheet on Frontex operations and delivered a short supporting presentation, which included an example of the proposed spreadsheet.

Representatives of partner Agencies, Europol and EASO, provided an update on their activities.

Decision of the Management Board delegating powers to make non-substantial amendments to the annual work programme to the Executive Director was postponed for the next MB meeting

The Management Board adopted the decision on the deployment of the Frontex Liaison Officer in the Western Balkans indicating Belgrade, Serbia as the top priority for the deployment of the Frontex Liaison Officer, as a part of the Agency's strategy to further strengthen the cooperation with countries outside the European Union.

Decision of the Management Board on the Frontex Application for Return as a rolling operational plan was adopted to serve as a more efficient and user-friendly tool for the cooperation between the Member States and Frontex in return matters.

The Programming Document 2017-2019 was presented in its current version to the MB; once the opinion of the COM is received, the decision will be adopted by written procedure;

The Draft Programming Document 2018-2020 was presented and the MB adopted decision on the provisional draft estimate of the revenue and expenditures, including the provisional establishment plan for 2018;

The Management Board was updated on the use of Pooled Resources with the focus on the deployment overview, needs assessment of the Rapid Reaction pool per operational area, OMNTE relation to Rapid Reaction Pool, as well as on the deployment of teams and Rapid Border Intervention.

Decision of the Management Board on the revised profiles and overall the number of border guards and other relevant staff to be made available for the European Border and Coast Guard teams was adopted.

It was decided that the decision adopting the profile and the number of forced-return monitors, forced-return escorts and return specialists would be taken in written procedure.

Decision of the MB on the Vulnerability Assessment Methodology was adopted, repealing the previous MB decision on the topic and integrating the points of the previous addendum/objective criteria; information on the implementation plan was provided;

The Chair of the Frontex Consultative Forum on Fundamental Rights presented the draft Work Programme for 2017, revised working methods as well as the Annual Report 2016.

The Fundamental Rights Officer provided an overview of her work plan and activities envisaged under the new mandate, as well as reported on other relevant fundamental rights issues.

The Complaint Mechanism was endorsed by the Management Board as a major development of Frontex in monitoring and ensuring the respect of fundamental rights in Frontex operational activities.

MB was updated on the current state of play with regard to the future deployment of Frontex Liaison Officers in MS and the respective project implementation status.

MB was updated on the state of play regarding the Headquarters Agreement - the pace of negotiations has speeded up and several general negotiations meetings as well as technical meetings are held with the Polish authorities; premises issues are addressed and a presentation by Europol of their housing roadmap was given to polish representatives in September.

The Chair informed about the Member States' nominations for the members of the Working Group on Budget and Accounts, which are FR, IT, EE, DE and SI.

Proposals for future organization of the MB work were presented and further comments are expected by the MS to come up with a first draft of the rules of procedure of the MB.

The Management Board took note on the information on the Frontex Risk Analysis Network and European Union Document Fraud Risk Analysis Network Data Policy.

MT provided an overview of the objectives of the incoming Maltese Presidency, stressing out close cooperation with the current Slovak Presidency for a smooth transition and takeover of tasks.