OPERATIONAL PLAN 2023-2026 AGREED BY THE EUROPEAN UNION AGENCY FOR ASYLUM AND SPAIN

Madrid 12 June 2023 The Executive Director of the European Union Agency for Asylum (hereinafter 'EUAA' or the 'Agency')

and

The Minister of Inclusion, Social Security and Migrations of Spain (hereinafter 'Member State'),

and

The State Secretary for Social Rights of Ministry of Social Rights and Agenda 2030 of Spain (hereinafter 'Member State'),

Having regard to Regulation (EU) No 2021/2303 of the European Parliament and of the Council of 15 December 2021 on the European Union Agency for Asylum and repealing Regulation (EU) No 439/2010¹ (hereinafter referred to as 'EUAA Regulation'), and in particular Article 1, Article 2, Article 3, Articles 16 to 20 and Articles 23 to 28 thereof,

Hereby agree on the Operational Plan (hereinafter 'the Plan') for the provision of technical and operational assistance by EUAA to Spain.

The Operational Plan is binding in its entirety, including annexes.

The implementation period of the Plan shall be from 1 July 2023 until 30 June 2026, and shall suspend and supersede Amendment 1 of May 2022 of the Operational Plan 2022-2023 agreed by the European Union Agency for Asylum and Spain.

The Plan enters into force on the date after it has been signed by both Parties.

EUAA shall share a copy of the Plan with the Members of the EUAA Management Board for information. The Plan will be made publicly available on the EUAA website.

The Operational Plan is signed in the English and Spanish languages. In case of conflict between the two language versions, the English text shall prevail.

Madrid 12 June 2023

Executive Director of the European Union Agency for Asylum

Minister of Inclusion, Social Security and Migrations

Nina Gregori

Jose Luis Escrivá

State Secretary for Social Rights

Ignacio Álvarez Peralta

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¹ Regulation (EU) No 439/2010 of the European Parliament and of the Council of 19 May 2010 establishing a European Asylum Support Office.

1.0. INTRODUCTION

An Operational Plan addresses the specific needs of the requesting Member State(s) with regard to:

- operational and technical needs of the Member State(s) whose asylum and/or reception systems are subject to disproportionate pressure.
- operational and technical reinforcement needs of the Member State(s) facing disproportionate migratory challenges.
- the implementation of its(their) obligations under the Common European Asylum System (CEAS).

The Plan provides the framework for delivery of technical and operational assistance by the European Union Agency for Asylum, including the deployment of asylum support teams.

2.0. OPERATIONAL SITUATION, NEEDS ASSESSMENT AND OBJECTIVES

After two years of significant increase in the number of arrivals, a decrease has been observed in 2022 and, for the time being, also in 2023. More specifically, for the years 2020 and 2021 Spain has been subject to an increase on the number of arrivals, specifically for 2020 the number of arrivals amounted to 42.097², compared with 2021 in which the number of arrivals amounted to 41, 945. In 2022, the total number of arrivals was 31.219, a 25.6 % decreased with the previous year³. In 2022, the total number of arrivals was 31.219, a 25.6 % decreased with the previous year⁴.

By early April 2023, 5.208 had irregularly arrived in Spain a lower figure compared to the respective period in 2022 with a 44% decreased⁵.

The current reception system in Spain is the result of a reconfiguration formalized in Royal Decree 216/2022 of 29 March 2022. The new model distinguishes three phases in the reception system, with the corresponding benefits and pathways for each person: an assessment and referral phase (30 days), a reception phase (6 months, extendable) and an autonomy phase (6 months, extendable by another 6).

A new system of financing through concerted action (conciertos sociales) has been introduced and is active since January 2023. It aims to provide greater stability to the collaborating entities of the Ministry of Inclusion, Social Security and Migration, and to promote efficiency, exchange of information and monitoring and evaluation of the achievement of objectives.

The reorganisation of the State Secretary for Migration which accompanied the new model reflects a distinction between the reception and inclusion schemes for International and Temporary Protection on the one hand and for Humanitarian Attention on the other hand — each managed by a respective Directorate-General.

In 2022, the reception and inclusion scheme for International Protection managed 9,915 reception places and accommodated a total of 19,141 persons. In the same period, 27,932 received attention in the 12,566 places managed by the Humanitarian Attention system.

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² Ministerio del Interior, Informe quincenal sobre inmigración irregular. Datos acumulados 1 enero 2021 a 31 diciembre 2021, accessed 21/04/2023at <u>Presentación de PowerPoint (interior.gob.es)</u>

³ Ministerio del Interior, Informe quincenal sobre inmigración irregular. Datos acumulados 1 enero 2022 a 31 diciembre 2022, accessed 21/04/2023 at <u>Presentación de PowerPoint (interior.gob.es)</u>

⁴ Ministerio del Interior, Informe quincenal sobre inmigración irregular. Datos acumulados 1 enero 2022 a 31 diciembre 2022, accessed 21/04/2023 at Presentación de PowerPoint (interior.gob.es)

⁵ Ministerio del Interior, Informe quincenal sobre inmigración irregular. Datos acumulados 1 enero 2023 a 15 Abril 2023, accessed 21/04/2023 at <u>Presentación de PowerPoint (interior.gob.es)</u>

Since the activation of the Temporary Protection Directive (following the outbreak of the war in Ukraine) and the opening of the four reception and registration centers - *Centros de Recepción, Atención y Derivación* (CREADE) - which provide assistance to people fleeing the war in Ukraine, a total of 99,807 persons have registered for Temporary Protection through the CREADEs (61% women) and out of these persons 13,647 had reception needs⁶

According to the Registry of Unaccompanied Foreign Minors, which is under the General Police Directorate and coordinated by the Public Prosecutor's Office, as of 31st December 2021, a total of 9,294 minors (last statistics available) were registered as being under the guardianship and alternative care of child protection regional authorities, of whom them 8,282 are boys (89,1%) and 1,012 are girls (10,9%). These data reflect a significant decrease of 25,2% compared to the peak of 12,417 unaccompanied children recorded in 2019⁷.

Canary Islands (2,399) is the Autonomous Community that accounts for the highest number of unaccompanied minors under guardianship and residential care, followed by Andalusia (1,980), Catalonia (1,192) and Ceuta (921). In terms of nationalities of these unaccompanied minors, in 2021 42,7 % originated from Morocco (1,304), followed by those from Algeria (540 or 17,7%) and Mali (381 or 12,5%). Other main countries of origin are Senegal, Ivory Coast and Guinea.

The collaboration between the Ministry of Inclusion, Social Security and Migrations and EUAA started after a request from the Spanish authorities in 2020 that led to a joint needs assessment and the signature of a first Operating Plan. During the implementation of the first Operating Plan, a new needs assessment was carried towards the end of 2021 to reassess needs and inform the scope for continued operational and technical assistance support to Spain. This resulted in the signature of a second, two-year Operating Plan (2022-2023). Due to the activation of the Temporary Protection Directive, on April 13th2022, the Spanish Authorities formally requested support for the implementation of the Temporary Protection Directive. An amendment of the Operating Plan, signed in May 2022, added a specific measure on support in this regard.

During a meeting on the 8th of February 2023, the Executive Director of the EUAA and the Minister of Inclusion, Social Security and Migrations agreed to initiate the process of another comprehensive needs assessment to timely identify the needs of this Ministry for continued Agency support – formalized in a new Operating Plan (2023-2026).

The Agency's operational presence in Spain has evolved significantly in the context of the second Operating Plan. In 2022 a total of 27 full-time equivalent experts were deployed at the Ministry of Inclusion, Social Security and Migration- a fourfold increase compared to 2021. At the end of December 2022, 47 EUAA experts were deployed in Spain. By the end of April 2023, this number had already increased again to 59 – with more deployments planned in Q2.

In 2022, there were 10 visits on the self-assessment of reception conditions (ARC). Four of these took place in the Canary Islands, three in Madrid, two in Andalusia and one in Valencia.

In support and assessment of the information provision protocol, in 2022 the EUAA roving teams conducted a total of 87 visits around the country, in which 494 members of the staff of the collaborating entities of the Ministry of Inclusion, Social Security and Migration participated.

A total of 17 visits were conducted in 2022 to disembarkation points located in Andalusia and the Canary Islands. One visit to a disembarkation point in Andalucía was conducted in February 2023.

Starting from July 2022, an information service on the Temporary Protection Directive (TPD) became available through information desks in four Reception, Attention and Referral Centres (CREADE) and also through a hotline from September 2022. By the end of 2022, 14,712 persons received Information

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⁶ Cifras de los dispositivos CREADE para Ucrania, accessed 17/04/2023 at <u>Workbook: ucrania_16490687789290</u> (tableau.com)

⁷ State General Prosecutor Office (2022) 2021 Annual Report. Accessed 10thNovember, 2022. https://www.fiscal.es/memorias/memoria2021/FISCALIA_SITE/index.html

on TPD through information desks, while 525 persons used the hotline to receive relevant information. These numbers grew substantially in the first two months of 2023, with 5,220 persons informed through information desk and 2,006 persons contacting the hotline number.

The Spanish authorities requested the EUAA support in October 2022 regarding the implementation of the voluntary solidarity mechanism (VSM) in Spain. Buring the last quarter of 2022 and first quarter of 2023 the EUAA has supported the Spanish authorities to match 385 candidates for relocation, has shared 8 redistribution lists and supported with interpreters in 3 MS Selection missions.

In accordance with the operational situation and needs assessment described herewith, the Operating Plan 2023-2026 will be signed with the Minister of Inclusion, Social Security and Migrations and the State Secretary for Social Rights (Ministry of Social Rights and Agenda 2030), following formal requests for the Agency received by the Executive Director from the respective authorities.

The Parties agree to pursue the achievement of the following operational objectives and results:

- **Expected Outcome 1.1:** Enhanced capacity of the national reception authorities to reinforce structures and processes in the areas of data management funding and the development of new reception centres.
- > Expected Outcome 2.1.: Enhanced capacity of the National Reception Authorities in International and Temporary Protection to implement information provision and vulnerability workflows and processes.
- **Expected Outcome 3.1.:** Enhanced capacity of the National Reception Authorities to plan, coordinate and monitor the implementation of the Humanitarian Attention programme and the management of the emergency system.
- **Expected Outcome 4.1.:** Strengthened capacity of the national authority to foster common action in reception of Unaccompanied Minors (UAMs) in the Spanish Territory.
- **Expected Outcome 5.1.:** Enhanced capacity of Spanish authorities and practitioners in the areas of reception and protection of unaccompanied minors through training and professional development.

The agreed outcomes shall be achieved through the implementation of the measures specified in Annex I to the Plan.

The designated Plan Coordinator(s), with the support of the Measure Coordinator(s) where relevant, shall follow up the implementation of the Plan through mechanisms and tools deemed appropriate by the implementing Parties, such as a joint quarterly steering committee or other.

The agreed measures may be subject to annual and/or *ad-hoc* reviews as necessary to ensure their continued relevance and added value.

3.0. MAIN NATIONAL PARTNERS

The host Member State's main partners involved in the implementation of this Plan are the following:

NAME	FUNCTIONS
Ministry of Inclusion, Social	Article 21 of Royall Decree 139/2020 and Article 1 of Royal
Security and Migrations- MISSM https://www.inclusion.gob.es/	<u>Decree 497/2020</u> establish the basic organisational structure of the Ministry of Inclusion, Social Security and Migration
Ministerio de Inclusión, Seguridad Social y Migraciones.	Amendments:

⁸ <u>Declaration on Solidarity</u>, establishing the VSM, ssigned on 22 June 2022 by 21 Member States with the aim "to provide a concrete response to the migratory difficulties of the Mediterranean Member States" through relocation of asylum seekers and refugees or through financial contributions.

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- 1. Royal Decree 286/2021, of 20 April, that amends Royal Decree 139/2020, of 28 de January and Royal Decree 497/2020, of 28 April.
- 2. Royal Decree 216/2022, of 29 March, that amends Royal Decree 139/2020 and Royal Decree 497/2020 that stablishes a new organisational structure.

State Secretary for Migration-SEM

Secretaria de Estado de Migraciones Royal Decree 497/2020 in its article 5 stablishes that the State Secretary for Migration is responsible for developing policies on foreigners, immigration and emigration.

Royal Decree 216/2022, de 29 of March, amends Royal Decree 286/2021 that establishes a new structure under the State Secretary for Migration divided in 3 Directorates.

Sub-Directorate General for Migration Analysis – SGAM

Subdirección General de Análisis Migratorio According to Royal Decree 286/2021 of 20 April, the Sub-Directorate General for Migration Analysis exercises its functions for the General Secretariat of Inclusion and Social Welfare Objectives and Policies and is responsible for: 1) the coordination of studies, reports and analysis on migration policies and statistics, without prejudice to the functions of the Spanish Observatory on Racism and Xenophobia. 2) the monitoring and analysis of the evolution of the cost and quality of the programs and benefits, as well as the economic planning, managed by the Secretary of State for Migration. 3) the proposal for regulatory reforms and management procedures that allow better monitoring and supervision of the services and benefits managed by the Secretary of State for Migration. 4) the Permanent Immigration Observatory, as well as the support, advice, and technical assistance to said Observatory

Sub-Directorate General for Economic Management and European Funds-

Subdirección General de Gestión Económica y Fondos Europeos According to Royal Decree 286/2021 of 20 April, the Sub-Directorate General for Economic Management and European Funds is responsible for: 1) the planning of the actions of economic and organizational content, report, and proposal on the needs of human resources and the coordination of the citizen information systems. 2) the preparation of the draft budget proposal within the scope of the Secretary of State, the execution of the expenditure budget and the monitoring of the budget execution. 3) the economic management of the expenditure files charged to the credits of the Secretary of State, as well as the financial and treasury management, including the authorization functions and those inherent to the management of the paying funds attached to the Secretary of state. 4) the preparation of the contracting files that are the competence of the Secretary of State and the planning and follow-up of administrative contracting charged to the credits corresponding to the Secretary of State. 5) the internal coordination and monitoring of community funds managed in the Secretary of State. 6) the management of the funds and action plans of the European Union in matters of asylum, migration, integration, and inclusion.

Directorate-General for	Royal Decree 216/2022, de 29 of March, modifies the structure
Humanitarian Assistance and Immigration Social Inclusion	of the Directorate-General for Humanitarian Assistance and Immigration Social Inclusion under which there are the Sub-Directorate General for Emergencies and Migration Centres
Dirección General de Atención Humanitaria e Inclusión Social de la Inmigración	and the Spanish Observatory on Racisms and Xenophobia.
Sub-Directorate General for Emergencies and Migration Centres	According to Royal Decree 216/2022, de 29 of March, the Sub- Directorate General for Emergencies and Migration Centres is responsible for:
Subdirección General de Emergencias y Centros de	1) Planning, development and management of humanitarian assistance programs for migrants.
Migraciones	2) Planning, management and monitoring of the migration centres, as well as referrals from these centres to other resources or programs.
	3) The coordination and planning of urgent intervention under exceptional circumstances and humanitarian emergency, in collaboration, where appropriate, with the autonomous communities, Government Delegations and Sub-delegations, local entities as well as with public and private entities.
	4) The patrimonial management of movable and immovable resources in what affects the migration centres, their inventory, the management of leases and the adaptation and conservation of the migrant centres and the maintenance of its facilities, as well as the planning, coordination, preparation and management of construction projects that affect migration centres.
	5) The proposal for the contracting of works, services, and supplies necessary for the operation of the migration centres.
	6) The management of grants and collaboration with public and private entities whose activities are related to the protection of migrant's human rights.
	7) the development and management of voluntary return and family reunification programs and the reception and inclusion of migrants with a VISA for job search in close cooperation with the General Secretariat for Inclusion and Social Welfare Objectives and Policies.
Directorate-General for Reception Management and International and Temporary Protection	Royal Decree 216/2022, de 29 of March, created a new Directorate, Directorate-General for Reception Management and International and Temporary Protection, under which there de are the Sub-Directorate General for International
Dirección General de Gestión del Sistema de Acogida de Protección Internacional y Temporal	Protection Programs and the Sub-Directorate General for Reception Centres.
Sub-Directorate General for International Protection Programs	According to Royal Decree 216/2022, de 29 of March, the Sub- Directorate General for International Protection Programs is responsible for:
	1) the planning, development, and monitoring of the reception system in terms of international and temporary protection in

Subdirección General de Programas de Protección Internacional

coordination with the General Secretariat of Objectives and Policies of Inclusion and Social Welfare.

- 2) the management of subsidies and other financing instruments to stablish the collaboration with public and private entities whose activities are related to the reception and inclusion of asylum seekers, refugees, and other beneficiaries of international protection and, where appropriate, stateless persons and people covered by the temporary protection regime
- d) Coordination with other ministerial departments, autonomous communities, local entities, and public and private entities of actions for the reception and inclusion of asylum seekers, refugees and other beneficiaries of international protection and, where appropriate, stateless persons and persons under the regime of temporary protection, in coordination with the General Secretariat for Inclusion and Social Welfare Objectives and Policies.

Sub-Directorate General for Reception Centres

Subdirección General de Centros del Sistema de Acogida According to Royal Decree 216/2022, de 29 of March, the Sub-Directorate General for Reception Centres

is responsible for:

- 1) the planning, management, and monitoring of public stateowned centres within the international protection reception system.
- e) The patrimonial management of movable and immovable resources in what affects the state-owned public centres within the international protection reception system.

Ministry of Social Rights and Agenda 2030

<u>Ministerio de Derechos Sociales y</u> <u>Agenda 2030</u> Royal Decree 452/2020 of March 10 establishes the organizational structure of the Ministry of Social Rights and Agenda 2030, and modifies Royal Decree 139/2020, of January 28, which establishes the basic organic structure of ministerial departments.

According to article 1 RD 452/2020, the Ministry of Social Rights and Agenda 2030 is responsible for proposing and executing the Government's policy on social rights and social welfare, family and its diversity, protection of minors, social cohesion and attention to people dependent or disabled, adolescence and youth, as well as animal protection.

The Ministry of Social Rights and Agenda 2030 is also responsible for the proposal and execution of the Government's policy in terms of promotion, monitoring and cooperation for the implementation of the 2030 Agenda and the fulfillment of the Sustainable Development Goals.

The powers attributed in this Royal decree shall be understood in coordination and without prejudice to those that correspond to other ministerial departments.

Secretary of State for Social Rights

Secretaría de Estado de Derechos Sociales Pursuant to article 2, section 1, of Royal Decree 452/2020, the Secretary of State for Social Rights is the highest body of the Department which it is responsible for carrying out, under the authority of the person in charge of the Ministry, in addition to the powers assigned to it. entrusts article 62 of Law 40/2015 of October 1, on the Legal Regime of the Public Sector, the functions in matters of social rights and social welfare, family and family diversity, protection of minors, social cohesion and care

Pursuant to Article 2(2), in the field of social services, in particular, it has the following functions:

- b) The promotion of social services and the encouragement of cooperation with non-governmental organizations and promotion of social volunteering, within the scope of powers constitutionally reserved to the State.
- c) The protection and promotion of families and their diversity and childhood, as well as the prevention of situations of need in which these groups may incur, within the scope of powers constitutionally reserved to the State and without prejudice to the powers attributed to other organs.
- d) The promotion and defense, from a comprehensive perspective, of the rights of children and adolescents, within the scope of powers constitutionally reserved to the State.
- e) The promotion and development of policies aimed at people with disabilities, within the scope of powers constitutionally reserved to the State.
- f) The exercise of the protection of the State over assistance entities outside the Administration, without prejudice to the functions attributed to the Protectorate of foundations under State jurisdiction.
- g) Supervision of the control systems of international youth programs

Section 3 of the aforementioned article establishes the dependency of the General Directorate for Children's Rights with respect to the Secretary of State for Social Rights.

Directorate-General for the Rights of Children and Adolescents

Dirección General de Derechos de la Infancia y de la Adolescencia Royal Decree 452/2020 stablishes that General Directorate for the Rights of Children and Adolescents, within the scope of the powers constitutionally reserved to the State and in cooperation with the autonomous communities, is responsible among other activities for:

a) The comprehensive promotion of the rights of children and adolescents and the promotion, analysis, development, coordination and monitoring of plans, strategies and action programs in the field of promotion, prevention and protection of children and adolescents at risk, lack of protection or social conflict, without prejudice to the powers of other departments in the matter.

b) The promotion of cooperation with the entities of the Third Sector of Social Action in areas related to programs for children and adolescents. c) The promotion and management of collegiate bodies for the analysis, debate and proposals regarding childhood and adolescence. d) Collaboration in the promotion, preparation and monitoring of the National Reform Program, in relation to the objective of reducing child poverty, in accordance with the European Strategy 2020 and the United Nations 2030 Strategy, without prejudice to the functions entrusted to the Secretary of State for the 2030 Agenda, to other bodies of the General State Administration and to the High Commissioner for the fight against child poverty. e) The analysis of the regulations regarding the protection and promotion of childhood and adolescence, and in particular the coordination and cooperation with other departments regarding the protection of minors, taking into account the current distribution of powers and, where appropriate, the formulation of the corresponding proposals. f) Cooperation with public and private entities, national and international, in matters of international adoption, without prejudice to the management and coordination functions of the Undersecretariat of the Department in the field of international cooperation; the initiation, suspension or stoppage of the adoption process with each country of origin of the minors and the determination of the countries with which adoption files will be processed only by bodies accredited or authorized by the authorities of both States, and the exercise of the other functions attributed to the General Directorate by the state regulations governing international adoption. g) The management of studies, statistics and cooperation in the training of professionals in social services for the protection and promotion of children and adolescents. h) Relations with the European Union and foreign and international organizations and technical collaboration in international cooperation programs related to childhood and adolescence, without prejudice to the management and coordination functions of the Undersecretariat of the Department Subdirectorate-General for By virtue of article 3.2 of Royal Decree 452/2020, it will provide Children and Adolescents' support in the development and implementation of the **Policies** functions accomplished by the DGDIA. Subdirección General de Políticas de Infancia y Adolescencia **Sectorial Conference on Children** The Sectorial Conference on Children and Adolescents, created and Adolescents under the provisions of articles 6 and 7 of Organic Law 8/2021, of June 4, on the Comprehensive Protection of Children and Adolescents against violence, is governed by the provisions of

Conferencia Sectorial de Infancia y Adolescencia

its operating regulations and by articles 147 to 152 of Law 40/2015, of October 1, on the Legal Regime of the Public Sector, is the body of cooperation between the General State Administration, the Autonomous Communities, the Autonomous Cities of Ceuta and Melilla and the Local Administration, through the Spanish Federation of Municipalities and Provinces, in the implementation of policies for the protection and development of children and adolescents.

The Sectorial Conference is based in the Ministry of Social Rights and Agenda 2030, which will also provide, where necessary for the proper functioning of the services, technical support to the members of the Sectoral Conference and management of its Secretariat.

4.0 MONITORING AND EVALUATION FRAMEWORK

EUAA is implementing a structured Monitoring and Evaluation methodology of the support provided to the Member States allowing evidence-based measurement of progress, corrective action-taking and reflective reviews.

In terms of monitoring, EUAA is making use of a number of tools developed in order to collect input from the implementation of the Plan and to guarantee feedback in real time.

Results from the monitoring of EUAA Operational activities shall be reported through mechanisms deemed appropriate by the implementing Parties, such as steering meetings or other.

Periodic or mid-term and final (ex-post) evaluations⁹ can be carried out in order to take stock of lessons learned and good practices. The evaluation(s) will be conducted in line with EUAA's Evaluation Framework, which is based on the European Commission's Better Regulation methodological guidelines for evaluations. They may be performed externally through engagement of evaluation specialist(s), internally by Agency staff, or a hybrid approach.

In order to ensure completeness of evaluations and to take into account the views and feedback from the Parties involved, senior and other key persons from the National Authorities of the host Member State may be invited to interviews with the evaluators or to provide feedback by alternative means. The National Authorities shall commit to supporting the evaluation process and participating in such engagements with evaluators by mutually agreed appointments.

An evaluation report on the results of the operational and technical assistance measures shall be submitted to the Management Board on conclusion of an evaluation. The report on the final (ex post) evaluation will be due within 60 days from the end of the provision of operational and technical assistance measures. For transparency and accountability purposes, evaluation report(s) may be made publicly available on the Agency's website after internal checks have been made to ensure compliance with the applicable provisions in Regulation (EU) No 2018/1725¹⁰ and Regulation (EC) No 1049/2001¹¹.

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⁹ Article 16(4) and Article 18(2)(k) EUAA Regulation.

¹⁰ Regulation (EU) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data, and repealing Regulation (EC) No 45/2001 and Decision No 1247/2002/EC, (OJ L 295, 21.11.2018, p. 39).

¹¹ Regulation (EC) No 1049/2001 of the European Parliament and of the Council of 30 May 2001 regarding public access to European Parliament, Council and Commission documents, (OJ L 145, 31.05.2001, p. 43).

Other monitoring and evaluation deliverables, as applicable, shall be shared with the host Member State and communicated to the EUAA governance structure (e.g. Management Board members and National Contact Points) where relevant.

5.0 LEGAL FRAMEWORK

5.1 General legal basis for the Plan

In accordance with Article 1 of the EUAA Regulation, the Agency shall contribute to ensuring the efficient and uniform application of Union law on asylum in the Member States in a manner that fully respects fundamental rights. The Agency shall facilitate and support the activities of the Member States in the implementation of the Common European Asylum System (CEAS), including by enabling convergence in the assessment of applications for international protection across the Union and by coordinating and strengthening practical cooperation and information exchange. The Agency, shall improve the functioning of the CEAS, including through the monitoring mechanism and by providing operational and technical assistance to Member States, in particular where their asylum and reception systems are under disproportionate pressure.

Article 2 of the EUAA Regulation specifies the tasks the Agency is entrusted to perform, while in accordance with Article 3 thereof, each Member State shall appoint at least one national contact point for communication with the Agency on matters relating to the tasks referred to in Article 2.

The Agency shall provide operational and technical assistance to a Member State in accordance with the provisions of Chapter 6 of the EUAA Regulation.

5.2. Legal framework applicable to the Plan

EUAA activities performed in the context of the operational and technical assistance as identified in this Plan are in principle governed by EU law, complemented, where appropriate, by the national law of the host Member State. This includes, inter-alia, the safety and security of persons and assets participating in those EUAA activities.

5.3. Lawfulness and Respect for Fundamental Rights

This Plan shall be implemented by the Parties in full compliance with the applicable law, and with full respects to human dignity. This includes, inter alia, the Charter of Fundamental Rights of the European Union, as well as the Convention Relating to the Status of refugees of 1951.

Any person contributing to EUAA operational support activities and taking part in the implementation of the Plan shall respect the applicable international law, European Union law and the national law of the host Member State. They shall maintain the highest standards of integrity and ethical conduct, professionalism, respect and promotion of fundamental rights and international protection.

They are to act responsibly and proportionally to the agreed objectives. Whilst carrying out supporting functions, all personnel must not discriminate persons on grounds of sex, race, religion, ethnic origin, age or sexual orientation. All persons are expected to treat every person with courtesy, respect, and due consideration for the nature of any legitimate activity in which they are engaged. To perform their duties properly, they shall serve the public interest and refrain from any activities which could undermine or compromise their independence and the appropriate performance of their duties.

During the implementation of this Plan, all personnel must apply a zero-tolerance attitude with respect to the infringement of fundamental human rights.

This obligation is particularly important when dealing with persons who are in need of international protection. To that end, participants in EUAA operational support under this Plan shall comply and act in accordance with the 'EUAA Code of Conduct for persons participating in EUAA operational support

activities. Participants in operational support activities will be requested to sign a declaration on compliance with the EUAA Code of Conduct.

Participants in EUAA's operational activities¹² who have reason to believe that a violation of the EUAA Code of Conduct has occurred or is about to occur, are obliged to report the matter to the Executive Director of EUAA and to the host Member State Coordinator for the Plan via the appropriate channel: operations_incident@euaa.europa.eu Such an incident is to be reported using the Incident Report Form (Annex II).

Pursuant to Article 49 of the EUAA Regulation, a Fundamental Rights Officer appointed by the Management Board shall be responsible for ensuring the Agency's compliance with fundamental rights in the context of its activities and promoting the respect of fundamental rights by the Agency. The Fundamental Rights Officer shall, *inter alia*, provide observations to the detailed evaluation reports, and be in charge of implementing the complaints mechanism of the EUAA¹³.

Under the complaints mechanism set up by the Agency¹⁴, Any person who is directly affected by the actions of experts in the asylum support teams, and who considers that his or her fundamental rights have been breached due to those actions, or any party representing such a person, may submit a complaint in writing to the Agency.

5.4. Confidentiality, Public Access to Documents and Data Protection, Intellectual property rights

Without prejudice to the right of access to documents, as laid down in Regulation (EC) No 1049/2001¹⁵ and the EUAA implementing rules on access to documents¹⁶, all versions of this document shall be made available to the competent authorities in each EU Member State, as well as the associate countries, Iceland, Liechtenstein, Norway and Switzerland.

EUAA and the host Member State shall consult each other on any requests for public access to documents relating to this Plan and treat such requests in accordance with Regulation (EC) 1049/2001 or the respective national law, whichever is applicable.

Personal data will be processed in accordance with Regulation (EC) 2018/1725 of the European Parliament and of the Council of 23 October 2018 on the protection of natural persons with regard to the processing of personal data by the Union institutions, bodies, offices and agencies and on the free movement of such data. The current Plan also takes into account the General Data Protection Regulation as updated in May 2018¹⁷ with a Corrigendum to the 2016/679 Regulation on the protection of natural persons with regard to the processing of personal data and on the free movement of such data and repealing Directive 95/46/EC (Data Protection Directive), which is applicable to stakeholders at national level.

Whenever personal data is processed by EUAA within the activities agreed in the current Plan, EUAA will act as data processor on behalf of the competent authorities of the host Member State, following the applicable EU and national laws and regulations, as well as the instructions received from the Host Member State as the data controller.

In order to perform their tasks in accordance with this Plan, participants to activities under this Plan are only allowed to access the data bases mentioned below, under section 6.

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¹² The 'participants in EUAA's operational activities' are to be construed as persons deployed to asylum support teams ('AST') referred to in Section 6.3. of the Plan.

¹³ As soon as it is established in the EUAA.

¹⁴ As soon as it is established in the EUAA.

¹⁵ Regulation (EC) 1049/2001 of the European Parliament and of the Council of 30 May 2001, regarding public access to European Parliament, Council and Commission documents

¹⁶ Decision No. 6 of the Management Board of EASO of 20 September 2011 laying down practical arrangements regarding public access to the documents of EASO

¹⁷ Corrigendum, OJ L 127, 23.5.2018, p. 2 ((EU) 2016/679)

EUAA will implement the necessary technical and organisational measures to ensure the security and confidentiality of the personal data it processes taking into account possible additional instructions received from the host Member State. This is to prevent any unauthorised disclosure of or access to this information.

The host Member State agrees that any personal data obtained in the course of the implementation of the Plan and by any EUAA personnel working on behalf of the Member State authorities can be processed in the EUAA IT systems, including cloud-based systems, exclusively under the instructions of the Member State and until an alternative system exists that can substitute the processing system used by EUAA.

The host Member State also agrees to indicate a contact point in view of its role as a data controller for any data processed by EUAA on behalf of the national authorities of the host Member State.

All rights in any writings or other work produced by members of asylum support teams shall be the property of EUAA and/or the European Union, where such writings or work relate to activities undertaken in the context of the Plan. EUAA and/or the European Union acquires irrevocably ownership of the results and of all intellectual property rights, such as copyright, and industrial property rights, on the materials produced specifically for EUAA under the Plan and incorporated in such works, without prejudice, however, to the specific rules concerning pre-existing rights on pre-existing materials or other detailed rules contained in the relevant Framework Contracts concluded by EUAA for purposes related to the implementation of this Plan. Selected deliverables developed under this Plan may be published.

5.5. Civil and criminal liability of members of the Asylum Support Team

Articles 26 and 27 of the EUAA Regulation will be applicable to the members of the asylum support teams deployed in the host Member State.

5.6. Non-substantial changes during implementation

The Plan aims to provide effective and flexible support to the identified needs of the host Member State. Therefore, the foreseen activities will be implemented in consideration of the changing circumstances which may occur in the international protection and reception systems in the Member States or on the ground, as well as in the context of the availability of financial resources and experts.

The implementation of measures and delivery of technical and operational assistance foreseen in the Plan may be subject to non-substantial changes that may be accommodated within the objectives of a measure, so long as they do not affect the overall EUAA budget, do not constitute an amendment to or adaptation of the Plan as referred to in Section 5.7, and that the host Member State is timely informed in writing.

Changes required to the agreed Input(s) and Output(s) in the framework of the Plan shall as a general rule be considered non-substantial, unless such changes require significant additional resources which cannot be accommodated within the overall EUAA budget, as well as when they impact on and/or require an amendment of the agreed Outcome(s).

5.7. Amendments to the Plan

Any changes that prove to require an amendment to or adaptation of the Plan, shall be agreed in writing between the Executive Director of EUAA and the host Member State, after consulting the participating Member States, where necessary, in line with Article 18(5) of the EUAA Regulation.

Changes to outcome(s) specified in Section 2.0. shall as a general rule be considered substantial changes and will be subject to an amendment.

5.8. Suspension of measures and/or the Plan implementation

In accordance with Article 18(6)(c) of the EUAA Regulation, the Executive Director shall, after informing the host Member State, suspend or terminate, in whole or in part, the deployment of the asylum support teams if the conditions to carry out the operational and technical measures are no longer fulfilled or if the Plan is not respected by the host Member State or if, after consulting the Fundamental Rights Officer of the EUAA, it considers that there are breaches of fundamental rights or international protection obligations by the host Member State that are of a serious nature or are likely to persist.

5.9. Protocol (No 7) on Privileges and Immunities

Protocol (No 7) on the privileges and immunities of the European Union ('the Protocol') ¹⁸ applies to the Agency staff members (statutory staff), when they are deployed for the purposes of the implementation of the Plan on the territory of the host Member State, including to the Asylum Support Teams.

The host Member State shall ascertain that the relevant provisions of the Protocol are implemented and shall provide the necessary support to the Agency in this regard.

6.0 IMPLEMENTATION AND COORDINATION STRUCTURE

This chapter describes the various conditions for and aspects of support to the authorities of the host Member State in the framework of the Plan.

6.1. Organisational Pre-Conditions

The host Member State will:

- Designate a Plan Coordinator for each signing authority, as well as a specific Measure Coordinator for each measure stipulated in the Plan.
- grant appropriate access rights for the members of asylum support teams and EUAA representatives to all relevant databases and provide the relevant parties with the required information and data in the context of the implementation of this Plan.
- facilitate the provision of appropriate working space. Every effort shall be made by the Parties to provide suitable working conditions and, where required, working place for the participants in the activities implemented in the framework of the Plan. Minimum working and security conditions are considered as organisational pre-conditions.
- as far as operationally feasible, and where relevant, the working files shall be made available by the host Member State in English (unless otherwise agreed).
- the host Member State shall provide EUAA with information on the implementation of the Plan through timely input to the Early warning and Preparedness System and the delivery of tailored information on the implementation of measures agreed in the Plan.
- facilitate the implementation of the EUAA survey data collection systems (including but not limited to Surveys with Asylum Related Migrants (SAM), Surveys of Arriving Migrants from Ukraine (SAM-UKR)).

EUAA will:

- designate an overall Plan Coordinator (also referred to as Coordinating Officer in accordance to Article 25 of EUAA Regulation), as well as a specific Measure Coordinator for each measure stipulated in the Plan.
- provide technical support to experts participating in this Plan with the aim of ensuring that all deliverables make good use of the expertise and information already available to EUAA.

¹⁸ EUR-Lex - 12012E/PRO/07 - EN - EUR-Lex (europa.eu)

- provide the technical equipment required for the work of the asylum support teams and reimburse costs incurred by persons participating in the support activities deployed by EUAA in the framework of this Plan, according to the applicable EUAA rules.
- support the development and implementation of agreed tools and procedures, taking into account the EUAA tools and guidance.

6.2. Conditions for Deployment

General rules and conditions for deployment are published on the following platforms, which the experts/asylum support team members are obliged to consult:

- EUAA Operational Deployment Management System (ODMS)
- EUAA country-specific operations platforms. These platforms are made available to members
 of asylum support teams upon their deployment, allowing for preparation for deployment and
 daily implementation of their tasks.
- Other appropriate communication tools may be used as necessary.

The platforms contain relevant information, such as:

- o special instructions for the members of asylum support teams, including databases that they are authorised to consult.
- o description of specific tasks, workflows and procedures, as relevant.
- o location in the host Member State where the asylum support teams will be deployed.
- o logistical arrangements including information on working conditions, practical information concerning location of deployment and related workflows, etc.;
- equipment that members of asylum support teams may carry in the host Member State, transport and other logistics.
- other specific instructions and provisions as necessary.

Relevant thematic pages of the EUAA Information and Documentation System concerning the asylum and reception system of the host Member State, including information on relevant practices, legislation, case law and statistical background may be consulted.

The host Member State shall contribute to information concerning its asylum and reception systems, including information on relevant practices, legislation, case law and statistical background.

The host Member State and EUAA will provide experts with information on the general state of play with regard to the procedures for international protection and reception in the host Member State and specific information about the state of play of the deliverables as necessary for the specific measures on a continuous basis. Specific asylum support team deployment details may be provided under each measure, where relevant.

6.3. Composition of asylum support teams

The asylum support teams may be composed of the following resources:

- i. The Agency's staff members, i.e., statutory staff employed by the Agency subject to the Staff Regulations of Officials and the Conditions of Employment of Other Servants of the European Union¹⁹;
- ii. Member States experts, including Member State experts made available through the Asylum Reserve Pool.
- iii. Associate Countries experts, i.e., experts made available through contributions to the Asylum Intervention Pool by associate countries referred to in Article 34 of the EUAA Regulation, with which the European Union has an arrangement in place on the modalities of its participation in EUAA's work.

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¹⁹ As laid down by Council Regulation (EEC, Euratom, ECSC) No 259/68, OJ L 56, 4.3.1968, p.1.

- iv. Seconded National Experts (SNEs), i.e., experts employed by a national, regional or local public administration of an EU Member State or an associate country or by a public inter-governmental organisation and seconded to the Agency²⁰ for the provision of support to its operational activities.
- v. Other experts not employed by the Agency: Experts on contract, i.e. individuals providing services in relation to the Plan upon conclusion of a public contract between the Agency and the legal entity with which these individuals have an employment and/or contractual relationship, including temporary agency workers, or with remunerated external experts in line with Article 93 of EUAA Financial Regulation²¹.

The implementation of the Plan shall be based on the common understanding that the provision of resources, other than EUAA (statutory) staff, to be deployed for the purposes described above can under no circumstances lead *per se* to the establishment of an employment relationship between EUAA and the members of the asylum support teams. Throughout the duration of the deployment of the asylum support teams in the activities undertaken in the context of the present Plan, the employer of the asylum support teams members is and remains their employer.

6.4. Implementation modalities - the assignment of experts on contract

In accordance with Chapter 6 of the EUAA Regulation, the Agency may organise and coordinate technical and operational assistance to the requesting Member State or Member States, which may entail the deployment of asylum support team(s).

The notion of the 'assignment of experts on contract' represents an integrated approach to the implementation of the Plan, applicable exclusively with regard to experts contractually engaged by the EUAA, also including remunerated external experts within the meaning of Article 237 of Regulation (EU, Euratom) 2018/1046 of 18 July 2018. In accordance with this approach, experts on contract deployed as members of asylum support teams may be assigned to the respective national authorities to ensure utmost efficiency, quality and sustainability of the anticipated results. In practice, those experts on contract provide their services in the broader context of the EUAA's provision of operational support to the host Member State. Therefore, those experts on contract may also be designated to perform their assignment(s) at the premises of the relevant national authorities (e.g., the national asylum service) - without forming part of their hierarchical and/or organisational structures.

In such cases, a coordination mechanism shall be agreed to oversee both the overall implementation of the Plan at national level and its implementation at local level (i.e. in the respective location(s) of the host Member State) or for the respective measure foreseen in the Plan, including with regard to the allocation and the administration of resources. For this purpose, detailed administrative and reporting workflows and procedures related to the assignment of experts on contract and reflecting respective roles and responsibilities shall be established and agreed upon in writing between the EUAA and the host Member State and/or respective National Authorities. In setting up the aforementioned coordination mechanism, the following rules must be complied with as a minimum:

- (a) The EUAA shall duly inform the experts on contract of their envisaged assignment to the national authorities of the host Member State before such an assignment takes place;
- (b) The national authority shall comply with the obligations and responsibilities pertaining to them as hosting authority vis-à-vis the experts on contract assigned to them.
- (c) The national authority is responsible for ensuring proper working conditions for the experts on contract assigned to them, as well as their health, safety and security during their provision of services,

²⁰ Decision No 01 of the Management Board of EASO of 25 November 2010 laying down rules on the secondment of national experts (SNE) to the European Asylum Support Office (ref. number: EASO/MB/2010/03).

²¹ Article 93 of Management Board Decision No 54 of 14 August 2019 on the EASO Financial Regulation (as amended by Management Board Decision No 74 of 28 July 2021). The MB Decision nr 54 of 14 August 2019 remains in force despite EASO being replaced by the EUAA. Any references in the EASO Financial Regulation to 'EASO' or the 'EASO Regulation', should therefore be construed as references to the 'EUAA' or equivalent provisions in the 'EUAA Regulation', respectively.

in accordance with the respective national law. The EUAA may not be held liable for any breach concerned in the health and safety rules that might occur at the premises of the national authorities and/or under the supervision of the national authorities.

As regards, in particular, the detailed administrative and reporting workflows and procedures related to remunerated external experts who are assigned to provide their services at the premises of any national authorities, the EUAA and respective national authorities shall abide by the 'modalities for the assignment of Remunerated External Experts deployed as part of the Asylum Support Teams implementing the Operational Plan', which will be agreed and formalized in due course.

7.0 SECURITY AND SAFETY

The principles of EUAA's Security Governance Framework²² are based on the security principles contained in the Commission's security rules. That Commission Decision 443/2013 on the security in the Commission defines that security shall be based on the principles of legality, transparency, proportionality, and accountability.

The safety and security of persons participating in EUAA activities under the Plan falls under the overall legal framework of the host Member State and shall be provided by the respective authorities legally responsible and accountable for the public order and security and safety on the territory of that Member State.

EUAA will endeavor to support the identification of required security and safety measures and the implementation of those that are under its remit, both legally and functionally, in close cooperation with the MS security responsible (see relevant definition in Section 7.1 below).

To that end:

- Standard security and safety requirements, identified herewith, shall apply as a general rule.
- Specific security and safety requirements for the Plan, to be identified jointly by EUAA and the host Member State security responsible, shall be established in an annex to this plan.
- The safety and security measures shall be identified jointly on a basis of field assessment visits.

7.1. Standard security requirements

The standard security and safety requirements are rather pertaining to elements to be present in the implementation of the Plan, not to minimum security standards:

- Both the host Member State on one side and EUAA on the other shall appoint a point of contact responsible for each authority for security matters under the Plan both at central and local level (hereafter 'security responsible').
- The host Member State shall ensure that the working conditions for the performance of the
 activities under the Plan are compliant with the national occupational health and safety norms
 and regulations.
- A pre-deployment briefing programme, drafted in close cooperation with the respective national authorities, focusing both on general security rules and awareness, as well as on specific security aspects for each deployment will be provided. With regard to the decentralized nature of deployments, the use of e-learning and other distance-based training techniques should be considered.
- Emergency (evacuation) plan. Certain operational activities, such as operations in field locations, require that staff shall have clear guidance and training on how to evacuate quickly in case of emergencies. In a more general context, there could be a need to evacuate from the operational area as well. Emergency plans shall be drafted and maintained up to date by the

²² Decision of the Executive Director No 61 of 12 April 2021 on the Security Governance Framework.

competent authority/person(s), whereas they shall be made available to the concerned parties and exercised regularly. A security responsible shall maintain updated information on the availability of evacuation plans and routes.

- Communication tools. As considered relevant by the EUAA Security sector, EUAA operational staff shall have access to independent radio communication equipment. If possible, the equipment shall be interoperable with the local law enforcement in charge of the security of the operation.
- Security of information. Sensitive non-classified and classified information shall be protected adequately, in accordance with the applicable legal framework²³. EUAA's security responsible shall be involved in supporting the proper classification of relevant information.
- Security of IT and communication equipment. EUAA's IT equipment is adequately prepared to protect the information level it has been foreseen to process.
- Personal security behavior shall be included in the pre-deployment training, led by operational teams and performed for the experts during the first days of arrival to the operational area.
 This may refer to the EUAA Code of Conduct as well.
- Reporting security incidents from the operational area to the EUAA Headquarters is essential to ensure an overview of the overall security management is maintained.

7.2. Specific security and safety requirements

Specific security and safety requirements for the implementation of the Plan shall be defined
on the basis of a pre-deployment security assessment visit with the aim of identification of
specific potential risks, identification of mitigation measures and communication of those
measures to the Member State and involved stakeholders, prior to the deployment of asylum
support teams.

7.3. Suspension of operational activities on security and safety grounds

EUAA reserves the right to suspend operational activities on the basis of current risk assessment(s), while keeping informed the host Member State on the findings and identified mitigating measures required for resumption.

The host Member State may also suspend temporarily, in whole or in part, the implementation of operational activities in case of serious imminent safety and security incidents, developments, or as mitigating or preventive measures or direct threats to personnel, activities or physical presence. The EUAA Plan Coordinator and the EUAA security responsible shall be informed without delay.

The Parties will agree on conditions for resumption as soon as possible.

7.4. Security incident reporting

Any participant²⁴ in EUAA's operational activities who becomes aware of a(n) (impending) incident related to the security and safety of persons, assets or premises is obliged to report the matter to the Executive Director of EUAA and to the Host Member State Coordinator for the Plan via the appropriate channel: security_incidents_operations@euaa.europa.eu. Such an incident is to be reported using the Security Incident Report Form (Annex III).

²³ Including, inter alia, the security principles contained in Commission Decision (EU, Euratom) 2015/444.

²⁴ The 'participants in EUAA's operational activities' are to be construed as persons deployed to asylum support teams ('AST') referred to in Section 6.3. of the Plan.

8.0. COMMUNICATION

The Executive Director will appoint one or more experts from the Agency's staff to act or to be deployed as a Coordinating Officer in accordance with Article 25 of the EUAA Regulation.

The Coordinating Officer will act as an interface between the Agency, the host Member State, and experts participating in asylum support teams, and will foster cooperation and coordination between the host Member State and the participating Member States.

The Coordinating Officer will also monitor the correct implementation of the operational plan, act on behalf of the Agency as regards all aspects of the deployment of asylum support teams and report to the Agency on all those aspects, and report to the Executive Director where the operational plan is not adequately implemented.

The host Member State and the Coordinating Officer will manage the exchange of information concerning the tasks under the Plan.

During the implementation of this Plan, members of asylum support teams shall be briefed regularly on the current situational and operational developments to address challenges and identify improvements.

Particular attention shall be paid to the need to continuously develop, improve and make available EUAA support tools. Should such need be identified or changed during the Plan implementation, it shall be communicated to EUAA for further consideration.

EUAA will maintain close cooperation and communication with the relevant stakeholders. EUAA will also provide information to its partners (i.e., the European Commission, concerned EU Agencies, and international organisations) about the operational activities, as appropriate and in line with EUAA transparency and communication policies. The timing and content of communication with the media shall be agreed upon between EUAA and the host Member State.

Where relevant, the Parties will facilitate media coverage to ensure a wider dissemination and visibility of results.

As a publicly funded EU body, the Agency is accountable for and committed to transparency for the public resources it makes use of.

In this regard, EUAA may brand its operational activities to ensure appropriate visibility. This includes the application of fixed branding and use of visibility items, such as on, but not limited to, containers and premises, as well as in offices where the Agency provides operational and technical assistance. It also includes the branding of mobile assets which it may deploy, including vehicles.

Such branding may also include visibility clothing and materials worn by personnel deployed by the Agency in order to identify their association to, or funding by, the Agency.

In specific cases, the Agency and the respective national authority/ies may agree on co-branding of visibility clothing and/or materials, in line with the visual identity rules and guidelines of both/all parties.

9.0. COOPERATION WITH OTHER STAKEHOLDERS

9.1. Cooperation with the European Commission and EURTF

All activities under this Plan will be closely coordinated with the host Member State and in close cooperation with the European Commission as well as with the other EU Agencies. When relevant, EUAA will participate in EURTF coordination meetings throughout the duration of the Plan.

9.2. Cooperation with UNHCR

In accordance with Article 38 of EUAA Regulation, the Agency aims at a coherent and complementary continuation of the fruitful cooperation with UNHCR. The EUAA Coordinating Officer will liaise with the UNHCR office in the host Member State for a continuous cooperation and coordination of practical activities agreed with the host Member State under the current Plan.

9.3. Cooperation with IOM

In accordance with Article 52 of the EASO Regulation²⁵, In July 2019 the Agency signed a working arrangement with IOM to establish a cooperation framework covering the relevant areas of common work and interest setting objectives and principles of such cooperation. Therefore, the EUAA Coordinating Officer will liaise with the IOM office in the host Member State for a continuous cooperation and coordination of practical activities agreed with the host Member State under the current Plan and in accordance with the working arrangement.

 25 Reference to Article 52 of the EASO Regulation shall be construed as reference to Article 38 of the EUAA Regulation.

Measure ES 1: STRUCTURAL SUPPORT TO THE NATIONAL RECEPTION AUTHORITIES IN THE AREAS OF STRATEGIC PLANNING, GOVERNANCE AND COORDINATION		
•	nhanced capacity of the national reception authorities to reinforce n the areas of data management funding and the development of new	
Responsible Authorities/Main National Partners	 Ministry of Inclusion, Social Security and Migrations (MISSM) State Secretary for Migration (SEM) Directorate-General for Reception Management and International and Temporary Protection (DGGSAPIT) Directorate-General for Humanitarian Assistance and Immigration Social Inclusion (DGAHISI) Sub-Directorate General for Migration Analysis (SGAM) Sub-Directorate General for Economic Management and European Funds (SGGEFE). 	
Operational Preconditions	 The Spanish authorities appoint focal points to liaise with EUAA and ensure effective operational coordination, implementation, and monitoring of the Measure. Steering Committee is established and meets regularly to ensure effective operational coordination, implementation and monitoring of the Operating Plan. Regular information exchange/coordination mechanisms are in place to inform the planning, implementation and monitoring of activities. National data on the respective statistical indicators are available for planning, monitoring and measuring impact. 	
Outputs	 ES 1.1.1 Strengthened capacity of the National Reception Authorities on data management and reporting. ES 1.1.2 Strengthened capacity of the National Reception Authorities to identify, access and manage EU funds. ES 1.1.3 Strengthened capacity of the National Reception Authorities to plan and design reception centres in compliance with EUAA guidelines on design and management of reception centres. 	
Actions	 ES 1.1.1 Strengthened capacity of the National Reception Authorities on data management and reporting. Assessment to the design of a new digital architecture including developing new data management tools, when requested by the National Reception Authorities. Recommend actions and initiatives to ensure the optimisation of data management across the service and support the definition of strategic indicators at different levels to monitor follow up in real-time the evolution of the reception system. 	

ES 1.1.2 Strengthened capacity of the National Reception Authorities to identify, access and manage EU funding mechanisms Strengthen the capacity of National Reception Authorities to identify, access and support the management of EU funding mechanisms. Provide technical support to further strengthen the capacity of the Sub-Directorate of Strategic Planning and European Funds to identify, access and manage available funding mechanisms, in particular in the context of the National AMIF Programme. ES 1.1.3 Strengthened capacity of the National Reception Authorities to plan and design reception centres in compliance with EUAA guidelines and tools Support to site design and development of reception centres Provide temporary housing or other units if and when required. Deployment of asylum support teams: average up to 12 Inputs **Experts** with following profiles: Construction Design Expert o Architect-Engineer Organisational Development Expert Statistics Expert Monitoring & Evaluation Expert EU Funding Expert Provision of interpretation services, if and where required and complementary to other funding resources. Cost related to Study/Field Visits: Reimbursement of participants. Provision of equipment, material and operational support, including inter alia works, prefabricated units, services, communication/ promotional materials, costs for trainings/meetings/workshops, infrastructure costs, IT equipment, office supplies and others where required for the joint EUAA's and national authorities' activities.

Measure ES 2: SUPPORT TO THE NATIONAL RECEPTION AUTHORITIES IN THE AREAS OF RECEPTION WORKFLOWS, PROCESSES AND QUALITY ASSURANCE

Expected Outcome 2.1.: Enhanced capacity of the National Reception Authorities in International and Temporary Protection to implement information provision and vulnerability workflows and processes.

Responsible Authorities/Main National Partners	 Ministry of Inclusion, Social Security and Migrations (MISSM) State Secretary for Migration (SEM) Directorate-General for Reception Management and International and Temporary Protection (DGGSAPIT) and its Sub-Directorates General: Sub-Directorate General for International Protection Programs Sub-Directorate General for Reception Centres

Operational The Spanish authorities appoint focal points to liaise with Preconditions EUAA and ensure effective operational coordination, implementation, and monitoring of the Measure. Steering Committee is established and meets regularly to ensure effective operational coordination, implementation and monitoring of the Operating Plan. Regular information exchange/coordination mechanisms are in place to inform the planning, implementation and monitoring of activities. National data on the respective statistical indicators are available for planning, monitoring and measuring impact. **Outputs** ES 2.1.1 Strengthened capacity of the National Reception Authorities to implement a national framework on information in International and Temporary Protection. ES 2.1.2 Strengthened capacity of the National Reception Authorities to implement its national framework on Vulnerability in reception in International and Temporary Protection. ES 2.1.3 Strengthened capacity of the National Reception Authorities to implement its reception conditions' monitoring system in International and Temporary Protection. ES 2.1.4 Strengthened capacity of the National Reception Authorities in International and Temporary Protection to manage the public reception centres. ES 2.1.5 Strengthened capacity of the National Authorities to implement Relocation Schemes. **Actions** ES 2.1.1 Strengthened capacity of the National Reception Authorities to implement its national framework on information provision in International and Temporary Protection. Support in the development and adjustment of information materials and follow up their implementation. Support with translation of the information materials developed. Deployment of an information provision team to support in the phase of initial assessment and referral. ES 2.1.2 Strengthened capacity of the National Reception Authorities to implement its national framework on Vulnerability in reception in International and Temporary Protection. Support to the implementation of the Vulnerability Strategy. Support for the definition of a strategy to mainstream a childrights based approach. Support to the design of a framework for the protection of children in emergencies by outlining a common definition and approach. ES 2.1.3 Strengthened capacity of the National Reception Authorities to implement its reception conditions' monitoring system in International and Temporary Protection.

Support the implementation of the reception conditions monitoring quality assurance framework produced by the National Reception Authorities. ES 2.1.4 Strengthened capacity of the National Reception Authorities in International and Temporary Protection to manage the public reception centres under direct public management. Deployment of Asylum Support Teams to reception centres under public management of the International Protection System, including the support to beneficiaries of Temporary Protection. Deployment of interpreters to reception centres under public management of the International Protection System, including the support to beneficiaries of Temporary Protection. ES 2.1.5 Strengthened capacity of the National Reception Authorities to implement Relocation Schemes Provide support to relocate candidates for voluntary relocation schemes following the pledging MS priorities. Inputs Deployment of asylum support teams in the areas of information provision, vulnerability and reception conditions monitoring (ES 2.1/2.2/2.3): an estimated number up to 12 **Experts** with following profiles: Information Provision Expert Vulnerability Expert Project & Programme Management Expert Monitoring & Evaluation Expert Deployment of asylum support teams to the centres for first reception of beneficiaries of International and Temporary Protection (ES 2.4): an estimated number up to 30 Experts with following profiles: Reception Site Management Expert Programme & Project Management Expert Architect-Engineer Organisational Development Expert Social Worker Expert Reception Expert Procurement Expert Monitoring & Evaluation Expert **Vulnerability Expert** Information Provision Expert Provision of interpretation services: average up to 3 interpreters per center (ES 2.1/2.2) and additional support with in-presence and remote interpretation in other languages as needed, if and when required and complementary to other funding resources. Provision of interpretation services: average up to 6 interpreters per mission in the context of Relocation Schemes (ES 2.5); and additional interpreters if and where required and complementary to other funding resources. Cost related to Study/Field Visits: Reimbursement of

participants.

•	Provision of equipment, material and operational support, including inter alia works, prefabricated units, services, communication/promotional materials, costs for trainings/meetings/workshops, infrastructure costs, IT equipment, office supplies and others where required for the joint EUAA and national authorities' activities.
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Measure ES 3: SUPPORT TO THE SPANISH RECEPTION AUTHORITIES ON THE MANAGEMENT OF
THE HUMANITARIAN ATTENTION PROGRAMME AND EMERGENCY SYSTEM ²⁶

Expected Outcome 3.1.: Enhanced capacity of the National Reception Authorities to plan, coordinate and monitor the implementation of the Humanitarian Attention programme and the management of the emergency system

coordinate and monitor the implementation of the Humanitarian Attention programme and the management of the emergency system.	
Responsible Authorities/Main National Partners	 Ministry of Inclusion, Social Security and Migrations (MISSM) State Secretary for Migration (SEM) Directorate-General for Humanitarian Assistance and Immigration Social Inclusion (DGAHISI) and its Sub-Directorate General: Sub-Directorate General for Emergencies and Migration Centres
Operational Preconditions	 The Spanish authorities appoint focal points to liaise with EUAA and ensure effective operational coordination, implementation, and monitoring of the Measure. Steering Committee is established and meets regularly to ensure effective operational coordination, implementation and monitoring of the Operating Plan. Regular information exchange/coordination mechanisms are in place to inform the planning, implementation and monitoring of activities. National data on the respective statistical indicators are available for planning, monitoring and measuring impact.
Outputs	 ES 3.1 Strengthened capacity of the National Reception Authorities to design and implement a national framework for preparedness and response to emergencies. ES 3.2 Strengthened capacity of the National Reception Authorities to manage the emergency system. ES 3.3 Supported capacity of the National Reception Authorities to establish and implement procedures and workflows for the Humanitarian Attention centres. ES 3.4 Strengthened capacity of the National Reception Authorities to design and implement a reception conditions' monitoring system for the Humanitarian Attention programme. ES 3.5 Strengthened capacity of the National Reception Authorities to manage reception centres, under public management, within the Humanitarian Attention programme.

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²⁶ The support to the Humanitarian Attention and Emergency programme addresses irregular arrivals of mixed flows of migrants, including persons in need of international protection and asylum seekers.

Actions ES 3.1 Strengthened capacity of the National Reception Authorities to design and implement a national framework for preparedness and response to emergencies. Support the national reception authorities through the existing roadmap for implementation of the Framework Plan for Contingency Planning and related plans (e.g. Territorial Plans). Deployment of an Asylum Support Team for the development and testing of an early warning system. ES 3.2 Strengthened capacity of the National Reception Authorities to manage the emergency system. Deployment of asylum support teams to the Migration Emergency Unit to strengthen and monitor the implementation of procedures for information provision and vulnerability detection following arrivals to the Spanish coasts. Deployment of Asylum Support Team to the Migration Emergency Unit to support coordination, data management, procurement and planning for the centers. ES 3.3 Supported capacity of the National Reception Authorities to develop and implement procedures and workflows for the **Humanitarian Attention programme** Strengthen the capacity of the National Authorities to implement the information provision protocol. Strengthen the capacity of the National Authorities to develop and implement a common vulnerability framework. Support for the definition of a strategy to mainstream a childrights based approach. ES 3. 4 Strengthened capacity of the National Reception Authorities to design and implement a reception conditions' monitoring system for the Humanitarian Attention programme Support the implementation of a reception conditions monitoring framework for the Humanitarian Attention programme. ES 3.5 Strengthened capacity of the National Reception Authorities to manage reception centres of the Humanitarian Attention programme under direct public management. Deployment of Asylum Support Teams to reception centres under direct public management of the Humanitarian Attention programme to support the management of the centres. Inputs Deployment of support teams for the design and implementation of a national emergency preparedness and response framework (ES 3.1). Average up to 5 experts with the following profiles: Statistics Expert. Database Expert Deployment of support teams to the Migration Emergency Unit for the management of the emergency response system for arrivals to Spanish coasts and management of centers (ES 3.2). An average up to 7 experts among the following profiles: Reception Expert

- Information Provision Expert
- Vulnerability Expert
- Project and program management Expert
- Organizational development Expert
- Legal Expert
- Procurement and contracts Expert
- Deployment of support teams for the design and implementation of protocols and procedures, and monitoring (ES 3.3 and ES 3.4). Average up to 12 experts under one or more of the following profiles:
 - o Information Provision Expert
 - Communication Expert
 - Vulnerability Expert
 - o Child Protection Expert
 - o Project and program management Expert
 - Monitoring and evaluation Expert
- Deployment of teams to support the management of the Humanitarian Care program's direct public management shelter resources (ES 3.5). Average up to 12 experts under one or more of the following profiles:
 - o Reception site management Expert
 - Social Work Expert
 - Cultural Mediation Expert
 - Vulnerability Expert
 - o Information provision Expert
 - Statistics Expert
 - Procurement Expert
- Provision of interpretation services: average up to 3 interpreters per center (ES 3.5).
- Cost related to Study/Field Visits: Reimbursement of participants.
- Provision of equipment, material and operational support, including inter alia works, prefabricated units, services, communication/promotional materials, costs for trainings/meetings/workshops, infrastructure costs, IT equipment, office supplies and others where required for the joint EUAA and national authorities' activities.

Measure ES 4: SUPPORT TO NATIONAL RECEPTION AUTHORITY ON RECEPTION OF UNACCOMPANIED MINORS

Expected Outcome 4.1.: Strengthened capacity of the national authority to foster common action in reception of Unaccompanied Minors (UAMs) in the Spanish Territory.

Responsible Authorities/Main National Partners

Ministry of Social Rights and Agenda 2030

- Directorate-General for the Rights of Children and Adolescents Other actors involved:
- Sectoral Conference on Children and Adolescents
- Autonomous Communities and local authorities

	Local NGOs/civil society organizations managing reception centres.
Operational Preconditions	 The Spanish authorities appoint focal points to liaise with EUAA and ensure effective operational coordination, implementation, and monitoring of the Measure. Regular information exchange/coordination mechanisms are in place to inform the planning, implementation, and monitoring of activities. National and regional data on the respective statistical indicators are available for planning, monitoring, and measuring impact.
Outputs	 ES 4.1.1 Strengthened capacity of the national authority to promote programs and actions in favour of the reception of UAMs. ES 4.1.2 Strengthened capacity of the national authority for the implementation of the <i>Migration Contingency Model for Unaccompanied Minors</i>. ES 4.1.3 Strengthened capacity of the national authority, along with the Autonomous Communities, to develop a harmonised information provision system within the framework of the Sectoral Conference. ES 4.1.4 Support to the national reception authority in the implementation of a common system of data collection and analysis on UAMs. ES 4.1.5 Strengthened capacity of the National Authorities to identify, access, plan and manage available funding mechanisms, including EU funds. ES 4.1.6 Strengthened capacity of the National Authorities to implement relocation schemes for UAMs following potential agreement between Spain and the European Commission and pledges by MS.
Actions	 ES 4.1.1 Strengthened capacity of the national authority to promote programs and actions in favour of the reception of UAMs. Support the formulation, development, and piloting, in cooperation with interested Autonomous Communities, of a national mentorship programme, as well as of other potential reception support programmes. Make available to the national authority, as well as to the interested autonomous communities, the agency's tools related to reception and migrant children, offering the necessary training for their use. ES. 4.1.2 Strengthened capacity of the national authority for the implementation of the Migration Contingency Model for Unaccompanied Minors. Develop appropriate preparedness measures in support of the approved and currently developing contingency model.

Provide technical assistance for the implementation of the contingency model. ES.4.1.3 Strengthened capacity of the National Authority, along with the Autonomous Communities, to develop a harmonised information provision system within the framework of the Sectoral Conference. Support to the design of a central information desk aimed at reception professionals. • Provide technical support through the adaptation and translation of existing EUAA materials. • Support in the design of an information framework on asylum and reception intended for children in compliance with EU rules on the provision of information. ES 4.1.4 Support to the national host authority in the implementation of a common specific system of data collection and analysis on UAMs. Needs assessment for the design of a common system of data specific to UAMs. Provide technical support for the design and development of a common information system. ES 4.1.5 Strengthened capacity of the National Authority to identify, access, plan and manage available funding mechanisms, including EU funds. Carry out a joint assessment of possible access to EU funding mechanisms. Provide technical support to the planning, development and management of EU funded projects and programmes. ES 4.1.6 Strengthened capacity of the National Authority to implement relocation schemes for UAMs following potential agreement between Spain and the EC and pledges by MS. Support protocols, workflows and tools to implement relocation schemes for UAMs. Provide support during interview missions by pledging MS through the deployment and coordination of interpreters. Translate and distribute to the Spanish authority's country specific information materials developed by the Agency. Inputs Deployment of asylum support teams to provide technical and operational expertise and support to the Directorate-General for the Rights of Children and Adolescents within the Ministry of Social Rights and Agenda 2030 (ES 4.1): average up to 12 **experts** with the following profiles: Statistics Expert Reception Child Protection Expert Vulnerability Expert Reception Expert o EU Funding Expert Cost related to Study/Field Visits: Reimbursement of

participants.

Provision of equipment, material, and operational support, including inter alia works, prefabricated units, services,

communication/ promotional materials, costs for trainings/meetings/workshops, infrastructure costs, IT equipment, office supplies and others where required for the joint EUAA and national authorities' activities

Measure ES 5: TRAINING SUPPORT AND PROFESSIONAL DEVELOPMENT

Expected Outcome 5.1.: Enhanced capacity of Spanish authorities and practitioners in the areas of reception and protection of unaccompanied minors through training and professional development.

Responsible Authorities/Main National Partners	 Ministry of Inclusion, Social Security and Migrations: State Secretary for Migration (SEM) Directorate-General for Reception Management and International and Temporary Protection (DGGSAPIT) Directorate-General for Humanitarian Attention and Immigration Social Inclusion (DGAHISI) Sub-Directorate General for Migration Analysis (SGAM), Sub-Directorate General for Economic Management and European Funds (SGGEFE) Ministry of Social Rights and Agenda 2030, Directorate-General for the Rights of Children and Adolescents. Training activities will be planned, prepared and implemented separately with each of the relevant authorities.
Operational Preconditions	 Separate training plans are developed for each Ministry individually according to the identified training needs The Spanish national and regional authorities appoint focal points to liaise with EUAA and ensure effective operational coordination, implementation, and monitoring of the Measure. Regular information exchange/coordination mechanisms are in place to inform the planning, implementation and monitoring of activities. National data on the respective statistical indicators are available for planning, monitoring and measuring impact.
Outputs	 ES 5.1.1 Strengthened knowledge, skills and autonomy of the personnel who works with the Ministry of Social Rights and Agenda 2030, Directorate-General for the Rights of Children and Adolescents and the regional protection systems of unaccompanied minors. ES 5.1.2 Strengthened knowledge, skills and autonomy of the personnel working under the Ministry of Inclusion, Social Security and Migration, Secretary of State for Migration. ES 5.1.3 Strengthening the capacity and sustainability of the national authority (Ministry of Social Rights and Agenda 2030) as well as other relevant actors of the child protection system to train its staff and associated entities through establishing a national pool of trainers in protection of unaccompanied minors.

 ES 5.1.4 Strengthening the capacity and sustainability of the staff of the Secretariat of State of Migration (under the Ministry of Inclusion, Social Security and Migration) as well as other relevant actors of the reception system to train its staff and associated entities through establishing a national pool of trainers in reception.

Actions

ES 5.1.1 Strengthened knowledge, skills and autonomy of the personnel who works with the Ministry of Social Rights and Agenda 2030, Directorate-General for the Rights of Children and Adolescents and the regional protection systems of unaccompanied minors.

- Development of a national training plan based on the European Asylum Curriculum for relevant staff, including associated entities, working with the Ministry of Social Rights and Agenda 2030, in particular the Directorate-General for the Rights of Children and Adolescents.
- Support to and facilitation of the delivery of national and regional training sessions.
- Delivery of tailor-made trainings, coaching and/or study visits based on needs.
- Translation of EUAA training modules when required.
- Deployment of Training Experts to support with the development and implementation of trainings.ES 5.1.2 Strengthened knowledge, skills and autonomy of the personnel working under the Ministry of Inclusion, Social Security and Migration, Secretary of State for Migration
- Development of a national training plan based on the European Asylum Curriculum for relevant reception staff, including associated entities, working under the Ministry of Inclusion, Social Security and Migration, Secretary of State of Migration.
- Support to and facilitation of the delivery of national and regional training sessions.
- Delivery of tailor-made trainings, coaching and/or study visits based on needs.
- Translation of EUAA training modules when required.
- Deployment of Training Experts to support with the development and implementation of trainings.

ES 5.1.3 Strengthening the capacity and sustainability of the national authority (Ministry of Social Rights and Agenda 2030) as well as other relevant actors of the child protection system to train its staff and associated entities through establishing a national pool of trainers in protection of unaccompanied minors.

 Participation of professionals of the UAM protection system to EUAA Train the Trainer (TtT) sessions.

ES 5.1.4 Strengthening the capacity and sustainability of the staff of the Secretariat of State of Migration (under the Ministry of Inclusion, Social Security and Migration) as well as other relevant actors of the reception system to train its staff and associated entities through establishing a national pool of trainers in reception.

	Participation of reception professionals to EUAA Train the
	Trainer (TtT) sessions.
Inputs	 Deployment of Asylum Support Teams to provide technical and operational support to the training and professional development activities of the Ministry of Social Rights and Agenda 2030: Up to 4 Training Experts Deployment of Asylum Support Teams to provide technical and operational support to the training and professional development activities under the Secretary of State of Migration: Up to 4 Training Experts (in Madrid) Up to 3 Training Experts (in the Canary Islands) Up to 2 Training Experts (based at regional level) Deployment of up to 2 training support staff (capacity building) under the Secretary of State of Migration in Madrid and Canary Islands. Provision of interpretation services, when needed. Provision of training venues (including equipment, assistants, services, communication/promotional materials, cost for
	training materials, stationary, etc.) and catering. Reimbursement of participants and trainers.
	Translation of new training modules of the EUAA European Asylum Curriculum.

ANNEX II - Incident Report Form

[CONFIDENTIAL] Incident Report

Location:	
Date:	
Name of EUAA staff:	
Name of responsible National	
Authority Authorized	
Representative:	

Date of incident:

Information on the incident:

ANNEX III – Security Incident Report Form

Security Incident Report

Location:		
Date:		
Name of EUAA staff:		
Name of responsible National		
Authority Authorised		
Representative:		
1. Time of the incident:		
1. Time of the incident:		
2. Date and time of the report:		
2. Date and time of the report.		
3. Type of incident:		
,,		
4. Persons involved:		
5. Incident description:		
6 Consequences		
6. Consequences:		
7. Actions taken:		
8. Annexes:		
9. Recipients of Security Incident Repo	rt	