

MANAGEMENT BOARD DECISION No 44/2016 of 28 December 2016

on the United Kingdom's participation in Frontex Joint Operation Flexible Operational Activities 2016 land on border surveillance (JO FOA 2016 land)

THE MANAGEMENT BOARD

Having regard to the European Border and Coast Guard Regulation¹, in particular Article 62 (5) thereof,

Whereas:

- (1) According to Article 1(1) of Management Board Decision 3/2016 on the practical arrangements for participation in and financial contribution to Frontex activities by the United Kingdom and Ireland² *"the UK and Ireland each submit to the MB their respective annual requests, within two weeks after the adoption of the Frontex Annual Work Programme or at the latest by 15 December of the year N-1"*.
- (2) According to Article 1(5) of Management Board Decision 3/2016, *"in addition to the annual request referred to in paragraph 1, the UK and Ireland may also submit additional requests for participation in Frontex activities during the course of the year, in duly justified cases"*.
- (3) The Management Board by its Decision 02/2016 of 09 February 2016 approved the UK's Annual Request to participate in and contribute financially to Frontex activities in 2016.
- (4) JO FOA 2016 land was initially planned to be implemented for the period from 03 February 2016 to 07 December 2016. However the JO was extended up to the 01 February 2017 with the 3rd amendment of the Operational Plan on 28.10.2016.
- (5) The UK requested to participate in the extension period of JO FOA 2016 Land with a debriefing expert in Greece for the period from 4.1.2017 to 1.2.2017, pursuant to Article 1(5) of Management Board Decision 3/2016.
- (6) The UK's participation in JO FOA 2016 land will contribute to the achievement of the operational objectives by deploying debriefing expert to Greece in the period from 4.1.2017 to 1.2.2017 to support the implementation of the Operational Plan. The UK has a pool of very experienced debriefing experts to support this operations and their experience in cross border crimes presents an added benefit.

¹ Regulation (EU) 2016/1624 of the European Parliament and of the Council of 14 September 2016 on the European Border and Coast Guard and amending Regulation (EU) 2016/399 of the European Parliament and of the Council and repealing Regulation (EC) No 863/2007 of the European Parliament and of the Council, Council Regulation (EC) No 2007/2004 and Council Decision 2005/267/EC (OJ L 251, 16.09.2016, p. 1).

² Decision of the Management Board No. 03/2016 of 24 February 2016 on the practical arrangements for participation in and financial contribution to Frontex activities by the United Kingdom and Ireland.

- (7) According to Article 1(3) Management Board Decision 3/2016, by which “*the UK and Ireland shall each cover their respective costs for participation in Frontex activities. This is considered as their financial contribution to the activity(...)*”, the additional financial contribution of the UK for this additional participation in JO FOA 2016 land is all costs related to the afore-mentioned deployment. These are estimated in EUR 6,500.00 for 1 month deployment of 1 debriefing expert.
- (8) On 20 December 2016 Frontex invited the Management Board on behalf of the Management Board Chairperson to take a decision on the UK’s participation in Frontex JO FOA 2016 land.
- (9) Pursuant to Article 3(3) of Management Board Decision 3/2016, the Management Board adopts annual and additional requests for participation by absolute majority of its members with a rights to vote and by written procedure.
- (10) Pursuant to Article 8(3) of the Rules of Procedure of the Management Board, when taking a decision by written procedure the Management Board shall approve or object the proposal in its entirety. Therefore a proposal for a Management Board Decision by written procedure is not subject to amendments.
- (11) No objections to the participation of the UK in Frontex JO FOA 2016 land have been received by Frontex, which has been considered as tacit approval of the request.

HAS DECIDED AS FOLLOWS:

Article 1

The UK’s additional request to participate in Frontex JO FOA 2016 land 2016 has been approved on 28 December 2016.

Article 2

This decision enters into force on the day of its adoption.

Done by written procedure, 28 December 2016

For the Management Board

[signed]

Marko Gašperlin
Chairperson