

# Input by civil society to the EASO Annual Report 2018

Fields marked with \* are mandatory.

## Input by civil society to the EASO Annual Report on the Situation of Asylum in the EU+ 2018

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EASO has started the production of the 2018 Annual Report on the Situation of Asylum in the European Union, in line with Article 12 (1) of the EASO Regulation. The report aims to provide a comprehensive overview of important asylum-related developments at EU+ and national level, and the functioning of all key aspects of the Common European Asylum System (CEAS). [Previous reports are available at EASO's website](#)

While the final product comes out of an analytical and synthetic process that takes place in-house, a critical part of information is elicited through valuable contributions by a multiplicity of stakeholders from EU+ countries, civil society organizations, UNHCR, and other actors possessing in-depth knowledge on main developments in asylum policies and practices in EU+ countries.

We would like to kindly invite you to take part in this process, by sharing your observations on developments in asylum law, policy or practice in 2018 (and early 2019) in the areas listed on the online survey. The topics listed there reflect the structure of Chapter 4 of the EASO Annual Report, which focuses on the 'Functioning of the CEAS'. To this end, your observations may concern national practices of specific EU+ countries or the EU as a whole. You can fill in all or only some of the points. Overall, the EASO Annual Report is not meant to describe the national asylum systems in detail, but present key developments in 2018, including improvements and new/remaining concerns. In terms of format, your contributions would be preferably offered in the form of bullet points, which would facilitate further processing of your input.

Please, bear in mind that the EASO Annual Report is a public document. Accordingly, it would be desirable that your contributions, whenever possible, be supported by references to relevant sources. Providing links to materials such as analytical studies, articles, reports, websites, press releases, position papers/statements, and press releases, would allow for maintaining transparency. For your reference, you may review the [contributions offered by civil society actors for the 2017 Annual Report](#). If you do not consent on EASO making your submission available, please indicate so in the relevant part of the online survey.

In our effort to provide an inclusive overview of all relevant developments, we strive to incorporate as

many contributions as possible. At the same time, the final content of the EASO Annual Report is subject to its set terms of reference and volume limitations. To this end, your submissions, which are gratefully received and acknowledged, may be edited for length and clarity so that the final product concisely serves the objectives of the Annual Report: to improve the quality, consistency, and effectiveness of CEAS. From our side, we can assure you that the valuable insights you offer feed into EASO's work in multiple ways and inform reports and analyses beyond the production of the Annual Report.

Please, kindly provide your input completing the online survey by **Thursday, 28 February 2019**.

## Instructions

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Within each area, please highlight the following **type of information**:

- **NEW positive developments; improvements and NEW or remaining matters of concern;**
- **Changes in policies or practices; transposition of legislation; institutional changes; relevant national jurisprudence.**

*You are kindly requested to make sure that your input falls within each section's scope. Please, refrain from including information that goes beyond the thematic focus of each section or is not related to recent developments. Feel free to use Section 16 to share information on developments you consider important that may have not been covered in previous sections.*

*Prior to completing the survey, please take a moment to review the list of areas and the types of information that needs to be included in each area.*

*Please contribute your feedback online or copy and paste your answers from an editable type document*

## Questions

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### **1. Access to territory and access to asylum procedure (including first arrival to territory and registration)**

### **2. Access to information and legal assistance (including counselling and representation)**

**4. Providing interpretation services**

**4. Dublin procedure (including the organisational framework, practical development and suspension of transfers to selected countries, detention in the framework of Dublin procedures)**

**5. Specific procedures (including border procedures, procedures in transit zones, accelerated procedures, admissibility procedures, prioritised procedures or any special procedure for selected caseloads)**

**6. Reception of applicants for international protection (including information on reception capacities – rise/fall/stable, material reception conditions, i.e. housing, food and clothing and financial support, contingency planning in reception, access to labour market and vocational training, medical care, schooling and education, residence and freedom of movement)**

**7. Detention of applicants for international protection (including detention capacity – rise/fall /stable, practices regarding detention, grounds for detention, alternatives to detention, time limit for detention)**

**8. Procedures at First Instance (including relevant changes in: the authority in charge, organisation of the process, interviews, evidence assessment, international protection status determination, decision making, timeframes, case management, including backlog management)**

**9. Procedures at Second Instance (including organisation of the process, hearings, written procedures, timeframes, case management, including backlog management)**

**10. Availability and use of Country of Origin Information (including organisation, methodology, products, databases, fact-finding missions, cooperation between stakeholders)**

**11. Vulnerable applicants (including definition, special reception facilities, identification mechanisms/referral, applicable procedural standards, provision of information, age assessment, legal guardianship and foster care for unaccompanied and separated children).**

## About Italy

As of 31 December 2018 there were 10,787 (1) unaccompanied minors (including many applicants for international protection) .

According to the Italian law it is necessary for every minor to have a guardian, who is an important figure to exercise rights, including those involving international protection.

The Law 7 April 2017 n. 47 (2) established the list of voluntary guardians at the Juvenile Courts and the Legislative Decree 22 December 2017 n. 220 (3) transferred the jurisdiction concerning the appointment of guardians to the aforementioned Courts.

There have been 5,501 citizens who have given their consent to become a guardian, but those appointed by the Juvenile Courts are much less (4)s . In May 2018 the Italian Ombudsperson for Children and Adolescents complained about the slow pace in appointment procedures (5)

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(1) MONTHLY REPORT FOR NON-ACCOMPANIED FOREIGN MINORS (MSNA) IN ITALY Data as of 31 December 2018, Ministry of Labor and Social Policies ([www.lavoro.gov.it](http://www.lavoro.gov.it)).

(2) Law 7 April 2017 n. 47 - Provisions on measures to protect unaccompanied minors.

(3) Legislative Decree 22 December 2017, n. 220 - Supplementary and corrective provisions of the legislative decree 18 August 2015, n. 142, implementing Directive 2013/33 / EU laying down rules on the reception of applicants for international protection and Directive 2013/32 / EU on common procedures for the purpose of recognition and withdrawal of the status of international protection.

(4) <https://www.corriere.it/dataroom-milena-gabanelli/migranti-italia-10787-minori-non-accompagnati-dove-sono/a364c264-20ca-11e9-926b-daa18cae285e-va.shtml>

(5) Note Italian Ombudsperson for Children and Adolescents/Head of Cabinet Ministry of Justice 5 May 2018.

## **12. Content of protection – situation of beneficiaries of protection (including access to social security, social assistance, healthcare, housing and other basic services; Integration into the labour market; Measures to enhance language skills; Measures to improve attainment in schooling and/or the education system and/or vocational training)**

## **13. Return of former applicants for international protection**

**14. Resettlement and humanitarian admission programmes including EU Joint Resettlement Programmes; national resettlement programme (UNHCR); National Humanitarian Admission Programme; Private sponsorship programme/scheme and Ad-hoc special programmes)**

**15. Relocation (any relevant developments concerning persons transferred under the EU relocation programme and relocation activities organised under national schemes/on bilateral basis)**

**\* 16. Other relevant developments**

*1 character(s) minimum*

Unfortunately because of time, we could not provide more input. Sorry for this!

## References and Sources

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**\* 17. Please provide links to references and sources and/or upload the related material in pdf format using the following box**

- (1) MONTHLY REPORT FOR NON-ACCOMPANIED FOREIGN MINORS (MSNA) IN ITALY Data as of 31 December 2018, Ministry of Labor and Social Policies ([www.lavoro.gov.it](http://www.lavoro.gov.it)).
- (2) Law 7 April 2017 n. 47 - Provisions on measures to protect unaccompanied minors.
- (3) Legislative Decree 22 December 2017, n. 220 - Supplementary and corrective provisions of the legislative decree 18 August 2015, n. 142, implementing Directive 2013/33 / EU laying down rules on the reception of applicants for international protection and Directive 2013/32 / EU on common procedures for the purpose of recognition and withdrawal of the status of international protection.
- (4) <https://www.corriere.it/dataroom-milena-gabanelli/migranti-italia-10787-minori-non-accompagnati-dove-sono/a364c264-20ca-11e9-926b-daa18cae285e-va.shtml>
- (5) Note Italian Ombudsperson for Children and Adolescents/Head of Cabinet Ministry of Justice 5 May 2018.

Please upload your file

## Consent for making the input publicly available

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\* Do you consent on making your input available on the EASO website?

- Yes  
 No

## Case law

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Please include relevant case law and/or submit cases to [EASO Portal IDS on Caselaw](#)

## Contact details

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\* Name of the contributing stakeholder

VIS - Volontariato Internazionale per lo Sviluppo

Contact person, Role

\* Email

\* I accept the provisions of EASO [Legal and Privacy Statements](#)

### Contact

Consultative-Forum@easo.europa.eu

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