



2023-2025 Single Programming Document

Amendment No. 1

SECTION 3



ANNUAL WORK PROGRAMME 2023

A.2.6 Additional activities under the sector ‘Social rights’

Area of activity: EQUALITY, ROMA and SOCIAL RIGHTS

Theme: Social Rights

Policy relevance

In 2023, the Agency will develop its work on social & economic rights included in the Charter of Fundamental Rights and the European Pillar of Social Rights which sets out 20 key rights and principles guiding EU action towards a strong social Europe that is fair, inclusive and full of opportunity. In 2021, the Commission published an Action Plan with EU-level targets to be achieved by 2030 that should steer national policies and reforms. In previous years FRA collected data and reported on the situation of vulnerable groups in respect to their fundamental social and economic rights, but has not analysed general population socio-economic data from a human rights perspective. This project fiche accommodates the preparatory work to be carried out in order to assess the areas of particular relevance to EU policy in addition to requests during the year for additional activities related to data collection, analysis, and provision of expertise which are not covered by other projects. Additional activities will include targeted engagement with key stakeholders to promote FRA’s evidence and feed the outcome of its work into relevant EU policy processes, including the social rights platform involving the FRA, the Council of Europe, ENNHRI and Equinet, as well as the European Commission (DG EMPL), Eurostat and Eurofound. This project will also support FRA’s efforts to continue collecting evidence, where relevant, on long-term implications of the COVID-19 pandemic on social rights. Moreover, this project would allow the collection of data, as may be required by developments in 2022 on social rights issues of relevance to persons displaced from Ukraine and now living in the EU due to the war. In this regard, the Agency will collect information on the fundamental rights of children displaced in the EU following the Russian war of aggression against Ukraine. The study will complement two FRA bulletins and a dedicated survey published by FRA examining fundamental rights concerns and the assistance provided by EU Member States under the Temporary Protection Directive. The study will focus on, among others, the responsibilities of national child protection services’ towards children fleeing Ukraine and specifically the protection and care of unaccompanied or separated children; as well as issues affecting children evacuated from Ukrainian institutions and with disabilities.

The European Pillar of Social Rights focuses explicitly on children - Principle 11 - regarding childcare and protection from poverty. This reflects relevant provisions of the Convention on the Rights of the Child, ratified by all EU Member States. The EU established the European Child Guarantee, adopted by Council in June 2021, aiming to prevent and combat social exclusion by guaranteeing the access of children in need to a set of key services: early childhood education and care; education (including school-based activities); healthcare; nutrition; and housing. FRA will provide expertise to the Commission and Member States, upon request, to assist them in their efforts to implement and monitor effectively the implementation of Child Guarantee schemes. The rights of the child will, as usual, be mainstreamed across several areas of FRA work, such as migration and justice, framed by the EU Strategy on the Rights of the Child 2021-2024, as well as the EU Strategy to fight child sexual abuse 2020-2025

Objectives

- To undertake additional data collection and analysis, as required by developments during 2022, including follow up on fundamental rights issues of relevance to persons, and specifically children, displaced from Ukraine;
- To explore and identify data and analysis gaps in aspects of social rights relevant to EU competencies;
- To disseminate outputs generated through related work.

Activities

- Franet desk research in 27 EU Member States;
- Additional data collection and analysis, as required by developments during 2022;
- Conduct inhouse research to explore and identify data and analysis gaps in aspects of social rights relevant to EU competencies;
- Assisting, upon request, the European Commission and the Council of Europe Child Rights Coordinators, and the UN Committee on the Rights of the Child;
- Relevant communication and cooperation activities.

Outputs

- Bulletin on the fundamental rights of children displaced in the EU following the Russian war of aggression, covering EU27
- Up to two outputs (reports or papers in print and/or online form) resulting from any additional data collection and analysis;
- Written input to institutional stakeholders upon request;
- Participation in EU level meetings and events, as well as events organised by the Council of Europe, and other international organisations
- Translation and reprinting of selected FRA publications, as required

Financial Resources

| | 1 st priority | 2 nd priority | 3 rd priority |
|--|--------------------------|--------------------------|--------------------------|
| Equality, Roma and Social Rights | 235,000 | - | 150,000 |
| Justice, Digital and Migration | - | - | - |
| Institutional cooperation and networks | - | - | - |
| Communication and Events | - | - | 50,000 |
| Total | 235,000 | - | 200,000 |

B.1.8 The impact of addressing terrorist content online on fundamental rights

POLICY RELEVANCE and ADDED VALUE of the PROJECT

Addressing terrorist content online is an important element in combating terrorism and radicalisation. Ordering removal or blocking of content, referring content to service providers for scrutiny, or applying measures to prevent uploading of certain content all have implications for fundamental rights and require strong safeguards. In 2021, the EU adopted [Regulation \(EU\) 2021/784 on addressing the dissemination of terrorist content online](#). In 2019, FRA delivered a [legal opinion](#) on the proposal at the request of the European Parliament.

According to Article 23 of the Regulation, the European Commission shall carry out an evaluation of the Regulation, including the impact of its application on fundamental rights, in particular the freedom of expression and information, the respect for private life and the protection of personal data, by June 2024. In accordance with Article 4(1)(c) of the Agency’s Founding Regulation, in September 2022 the European Commission requested the Agency to contribute to the evaluation of the Regulation’s impact on fundamental rights and freedoms.

The project will collect data, mapping the implications of the application of individual provisions of the Regulation at the Member State level on specific rights recognised by the Charter of Fundamental Rights of the European Union. The findings of FRA’s research will be provided to the European Commission in the second quarter of 2024, in order to inform the Commission’s evaluation in a timely manner. The Agency will publish a report, based on the research findings, by the end of 2024.

In line with established FRA methodologies, the research will consist of fieldwork in selected Member States by means of targeted qualitative interviews with relevant stakeholders, complemented by additional desk research in 2024. Given the sensitivity of the subject matter, the interviews will be conducted by FRA staff.

Complementing this project, FRA is engaging with the work of the Commission and the EU Internet Forum with respect to specific input from other FRA projects that address extremist online content - including data collection through its antisemitism survey and the Agency’s research on online content moderation.

Objectives

- Contribute to the Commission’s evaluation under Article 23 of Regulation (EU) 2021/784;
- Contribute to the proper implementation of fundamental rights and secondary EU legislation at Member State level as concerns addressing terrorist content online.

Activities

- fieldwork in selected EU Member States.
- Liaison with relevant stakeholders –including the Commission and Europol

Outputs

- Outputs planned for 2024

Financial Resources

| | 1 st priority | 2 nd priority | 3 rd priority |
|--|--------------------------|--------------------------|--------------------------|
| Equality, Roma and Social Rights | - | - | - |
| Justice, Digital and Migration | 40,000 | - | - |
| Institutional cooperation and networks | - | - | - |
| Communication and Events | - | - | - |
| Total | 40,000 | - | - |

B.3.1 Tasks assigned to FRA by EU law in the field of asylum, borders, and immigration

Area of activity: JUSTICE, DIGITAL and MIGRATION

Theme: Migration and Asylum

Policy relevance

Several EU law instruments in the field of asylum, borders and immigration assign specific tasks to FRA. This project will enable FRA to exercise this role by providing its fundamental rights expertise. These specific tasks fall under five broad areas. A sixth area where FRA's input is explicitly requested is covered in a separate project titled 'Collecting data for EU preparedness and crisis management'.

- cooperation with EU agencies as required by their respective founding regulations (FRONTEX, EUAA, eu-LISA, EUROPOL) or by bilateral Memoranda of Understanding (CEPOL, EUROJUST, EUROPOL)
- Schengen Evaluations, as required by Council Regulation (EU) 2022/922
- National programmes under the Asylum, Migration and Integration and the Integrated Border Management Fund, as per Regulations (EU) 2021/1147 and (EU) 2021/1148
- European large-scale IT systems, including in the context of the ETIAS and VIS Fundamental Rights Guidance Boards
- Independent monitoring mechanisms at borders as proposed by the Screening Regulation and provision of fundamental rights expertise in the context of migration management support teams and, for Greece, in the Memorandum of Understanding on Lesbos (Commission decision of 2 December 2020).

Overall, this project will support EU institutions and agencies, as well as Member States to implement EU law taking due consideration with respect to fundamental rights.

The Agency will provide input at a level that is commensurate with its available resources.

Objectives

- Enable FRA to fulfil its legal commitments flowing from EU law directly or from bilateral and multilateral cooperation arrangements;
- Provide fundamental rights expertise to EU institutions, EU agencies and EU Member States in the field of asylum, borders, and immigration.

| Activities | Outputs |
|---|---|
| <ul style="list-style-type: none"> - Provide written and oral expertise to enable EU agencies to build, strengthen and adjust their internal mechanisms to uphold and mainstream fundamental rights; - Participate in Frontex MB meetings, and contribute with expertise to Frontex & EUAA Consultative Fora; - Provide fundamental rights expertise as a member of the ETIAS and VIS Fundamental Rights Guidance Boards; - Collect and submit information, provide input to training and accompany on-site Schengen evaluation missions; - Comment on national funding programmes, as requested; - Participate and share expertise within the Task Force Migration Management (Greece) and, if requested, to other migration management support teams; - Collect data through desk research and field missions to enable FRA to provide evidence-based input; - Translate/re-print FRA publications required to substantiate FRA's contributions; - Review draft documents shared by stakeholders to FRA for comments; - Organise expert meetings and other events (in person or online), where appropriate; - Provide selective fundamental rights training– as appropriate. | <ul style="list-style-type: none"> - Evidence-based advice provided to EUAA to establish and consolidate its new fundamental rights mechanisms; - Frontex and EUAA Consultative Forum meetings attended and expertise shared; - Four joint FRA-EUAA booklets for guardians; - Contribution to the Commission Task Force on Greece; - Contribution to Frontex evaluation provided, if asked; - Expertise provided to ETIAS and VIS Fundamental Rights Guidance Boards and all meetings attended; - Written contribution to at least six funding programmes provided, as requested and in line with FRA's resources; - Sis Schengen evaluation on-site mission accompanied and risk analysis provided upon request; - Meetings requiring FRA participation attended (e.g. Frontex MB meetings on fundamental rights; Commission meetings on Greece); - Fundamental rights expertise provided to Member States, for the establishment and running of independent monitoring mechanisms; - Materials translated and/or reprinted; - Training support provided, as appropriate - At least two expert meetings held when needed to provide informed expertise. |

Financial Resources

| | 1 st priority | 2 nd priority | 3 rd priority |
|--|--------------------------|--------------------------|--------------------------|
| Equality, Roma and Social Rights | - | - | - |
| Justice, Digital and Migration | 100,000 | - | 200,000 |
| Institutional cooperation and networks | - | - | - |
| Communication and Events | 10,000 | - | - |
| Total | 110,000 | - | 200,000 |

B.3.2 Collecting data for EU preparedness and crisis management

Area of activity: JUSTICE, DIGITAL and MIGRATION

Theme: Migration and Asylum

Policy relevance

In September 2020, the European Commission established a new mechanism for better monitoring and anticipating migration movements and to enhance information sharing to facilitate a coordinated response in times of crisis. For this purpose, the Commission Recommendation on the Migration Preparedness and Crisis Blueprint establishes a network involving EU institutions, Member States as well as relevant JHA agencies, including FRA. All of them have appointed a point of contact for the operationalisation of the network and to contribute with timely and adequate information to the new mechanism. Based on the information received, the European Commission drafts regular situational and early warning reports. The network has held regular meetings since autumn 2020. In 2022, FRA was requested to contribute to weekly meetings on Ukraine, in addition to separate data collection exercises on the migration situation at the Belarus border and on movements from Afghanistan.

In managing asylum and migration, the EU is facing significant fundamental rights challenges. These must be adequately reflected in situational awareness and early warning reports, so as to facilitate a response which complies with the EU Charter. Through this project, FRA will provide the early warning and crisis mechanism with fundamental rights related data and information. In this way, FRA expects that the regular Commission reports adequately reflect fundamental rights. In future, the importance of these Commission reports will likely increase, as under the proposal on instrumentalization of migration, the Commission will use the reporting under the Migration Blueprint Network as a tool for monitoring the situation and will make recommendations regarding the prolongation or discontinuation of exceptional measures.

FRA collects the data through FRANET and through field missions, where appropriate. This data collection supports the Commission when assessing the migratory situation. The data collected by FRA will be presented at the 'Blueprint' meetings and will also serve to provide material for the Agency's Fundamental Rights Report and other publications.

Objectives

- Provide the EU preparedness and crisis management mechanism with robust and up to date evidence on fundamental rights concerns relating to border management, asylum, reception, child protection, immigration detention and return.
- Provide the Agency with evidence to underpin its reporting in the Fundamental Rights Report, alongside other publications.

| Activities | Outputs |
|--|---|
| <ul style="list-style-type: none"> - Collect and analyse data; - Share the findings with the network; - Draft material for publication based on collected evidence. | <ul style="list-style-type: none"> - Regular data and information sharing with the network - Input to the Agency's Fundamental Rights Report - Two focus papers based on selected information; focusing on policy relevance /timeliness with respect to emergent issues. |

Financial Resources

| | 1 st priority | 2 nd priority | 3 rd priority |
|--|--------------------------|--------------------------|--------------------------|
| Equality, Roma and Social Rights | - | - | - |
| Justice, Digital and Migration | 245,000 | - | 350,000 |
| Institutional cooperation and networks | - | - | - |
| Communication and Events | 5,000 | - | - |
| Total | 250,000 | - | 350,000 |

B.3.5 Fundamental rights implications of the Entry/Exit System (EES) and the European Travel Information and Authorisation System (ETIAS)

Area of activity: JUSTICE, DIGITAL and MIGRATION

Theme: Migration and Asylum; Data and Digital

Policy relevance

This project builds on FRA's past findings on the use of biometric data and on EU large-scale IT systems. It is also closely linked to FRA's work on AI. In 2023, preparations advanced to set up two new EU large-scale information systems which are expected to become operational in 2024:

- The Entry/Exit system (EES, [Regulation \(EU\) 2017/2226](#)) will register the entry and exit of all third-country nationals who cross the Schengen borders for a short stay (90 days within a period of 180 days). The EES will use facial recognition technology for verification purposes for all third-country nationals, including children. It will also record people whose access to the Schengen area has been refused at the external border. It will furthermore support immigration authorities to see if third-country nationals have overstayed, once in the Schengen area.
- Visa-free third-country nationals will have to request authorisation to enter the Schengen area through the European Travel Information and Authorisation System (ETIAS, [Regulation \(EU\) 2018/1240](#)). ETIAS will support responsible authorities to predict whether an applicant may pose a risk to public health, security, and irregular migration by using 'screening rules', i.e. an algorithmic functionality.

Past FRA findings have pointed out opportunities for and risks to fundamental rights that the EU large-scale information systems and their interoperability pose. They can affect a wide range of fundamental rights, such as the right to protection of personal data, the right to information, the right to access, rectify wrong data and delete unlawfully stored data, the prohibition of non-discrimination, the right to asylum, the right to an effective remedy and the rights of the child. The research will examine the potential fundamental rights implications of the systems and the way safeguards embedded in EU law are implemented in practice. For the EES, research will focus on selected areas – to be identified during stakeholder consultations; for example, respecting dignity when taking biometrics; the treatment of children or persons with disabilities and on the impact of incorrect data stored in IT systems on travellers. For ETIAS, the main focus will be the algorithms used. Specific research topics will be prioritised, taking also into account the needs of practitioners working with these two systems. Through fieldwork, in 2023, FRA will collect data on the experiences authorities (mainly those in charge of border management) and experts, as these two new IT systems are rolled out. The research activities for ETIAS will focus on the algorithms to be developed and entail research with the ETIAS Central and National Units. The fieldwork will take place in two phases in 2023 and 2024. FRA will discuss timing, locations to cover, as well as methodology with the European Commission, eu-LISA, Frontex and selected Member States. Subject to these consultations, in 2023 FRA will focus on ETIAS whereas in 2024 it will focus on EES. To address awareness raising among civil society with respect to these systems - in 2022, FRA started work to develop the contents of an online awareness raising tool for CSOs, which will be rolled out in 2024.

Objectives

- To support Member States and relevant EU agencies in implementing the fundamental rights safeguards embedded in the EES and ETIAS Regulations
- To identify the main fundamental rights challenges and opportunities arising from the implementation of EES and ETIAS
- To provide EU institutions, agencies and Member States with data and information on the implementation of the fundamental rights safeguards in EES and ETIAS
- To raise civil society awareness about fundamental rights implications of EU large scale IT systems

Activities

- Desk research
- Stakeholder consultations
- Contracting and start implementing the first phase of the fieldwork
- Identifying tools and guidance necessary to promote a rights-compliant roll out of the systems.

Outputs

- Input to training and other tools (EU level and national), upon request
- Online tool to raise awareness among civil society of large-scale interoperable IT systems in the field of border management
- Planned for 2024 – two thematic reports on these IT systems as well as targeted guidance

Financial Resources

| | 1 st priority | 2 nd priority | 3 rd priority |
|--|--------------------------|--------------------------|--------------------------|
| Equality, Roma and Social Rights | - | - | - |
| Justice, Digital and Migration | 140,000 | - | 350,000 |
| Institutional cooperation and networks | - | - | - |
| Communication and Events | 10,000 | - | - |
| Total | 150,000 | - | 350,000 |

D.1.2 Fundamental Rights Forum

Area of activity: COMMUNICATION and EVENTS

Theme: Communicating Rights, Media and Events

Policy relevance

The set of activities falling under the umbrella of the Fundamental Rights Forum aim to solidify and intensify FRA's convening power and its role in creating a safe and inclusive space for dialogue with key actors on pressing human rights issues.

In 2023, the Agency will start conceptualising and planning its fourth Fundamental Rights Forum. Like the Fundamental Rights Forum 2021, the Forum in 2024 will be a two-day hybrid event in Vienna, Austria, which will offer in-person and online participation, and be livestreamed globally. It will bring together a large number of participants, ranging from leading European policy- and lawmakers to grass-root practitioners. It will put significant emphasis on an intergenerational approach, including the participation of young and older people.

The Forum provides a unique space for dialogue on the pressing human rights challenges in the European Union. Human rights take centre stage to continue building a vision of hope. It will be the platform for a truly diverse range of voices from across politics, business, trade unions, civil society, faith communities, the arts and sports to deliver answers to those challenges shaping critical human rights agenda.

Spanning across all ages, sectors and levels of experiences, the Forum will host intense debates and workshops, capacity building, masterclasses, and provide for skills' and knowledge exchange – in short, the Forum will be the human rights marketplace of valuable new ideas, tools, connections and experiences. The Agency will work to strengthen the networking element of the event and provide space for workshops and debates.

The activities taking place at the Forum will contribute to debates concerning EU policy priorities and initiatives that affect fundamental rights. They will aim to tackle heads-on major fundamental rights challenges and provide tangible input to EU policy cycles and relevant reports on the state of fundamental rights in the EU.

Building on its previous fora and the Human Rights Expert and Leaders Meeting in 2022, the Agency will continue in 2023 to provide opportunities for networking and enhancing partnerships. It will aim to build bridges between rights holders and their diverse communities, in particular youth and older people, and human rights bodies and EU institutions, through virtual events and its Fundamental Rights Dialogues.

Objectives

- Contributing to improve the state of human rights and empower the human rights architecture in the EU
- Inspiring innovative and solution-oriented debates among duty bearers, rights holders and others at EU, national, European and global level
- Providing a forum for networking and for sharing ideas and promising practices
- Facilitating interaction among FRA's stakeholders and explore new, innovative ways to engage with them

Activities

Outputs

- | | |
|--|--|
| <ul style="list-style-type: none"> - Implementing the five shout-outs of the Fundamental Rights Forum 2021 - Developing and implementing the Fundamental Rights Forum 2024 - Organising up to two Fundamental Rights Dialogues to continue to inform fundamental rights discussions - Strategic communication activities to maximise reach and engagement with stakeholders and target audiences | <ul style="list-style-type: none"> - One human rights expert meeting - Up to 2 Fundamental Rights Dialogues - One deliverable - Forum website - Audio-visual material |
|--|--|

Financial Resoupiarces

| | 1 st priority | 2 nd priority | 3 rd priority |
|--|--------------------------|--------------------------|--------------------------|
| Equality, Roma and Social Rights | - | - | - |
| Justice, Digital and Migration | - | - | - |
| Institutional cooperation and networks | - | - | - |
| Communication and Events | 750,000 | - | 410,000 |
| Total | 750,000 | - | 410,000 |

Annex XVI: Procurement plan Year 2023 (Financing Decisions)

A. EQUALITY, ROMA AND SOCIAL RIGHTS

A.2 Social Rights

A.2.6 Additional activities under the sector 'Social rights'

The overall budgetary allocation reserved for procurement contracts in 2023 amounts to EUR 235,000 (1st priority) and 200,000 (3rd priority)

Budget line: B03620 Social Rights

Subject matter of the contracts envisaged: technical assistance

Type of contract: specific contract based on an existing framework contract

Type of procurement:

Indicative number of contracts envisaged: 2

Indicative timeframe for launching the procurement procedure: 1st quarter of the year

Subject matter of the contracts envisaged: research

Type of contract: specific contract based on an existing framework contract

Type of procurement: service

Indicative number of contracts envisaged: 27

Indicative timeframe for launching the procurement procedure: 2nd quarter of the year

B. JUSTICE, DIGITAL AND MIGRATION

B.1 Justice and Security

B.1.8 The impact of addressing terrorist content online on fundamental rights

The overall budgetary allocation reserved for procurement contracts in 2023 amounts to EUR 40,000 (1st priority).

Budget line: B03010 Justice & Security

Subject matter of the contracts envisaged: research

Type of contract: specific contract based on an existing framework contract

Type of procurement: service

Indicative number of contracts envisaged: 1

Indicative timeframe for launching the procurement procedure: 3rd quarter of the year

B.3 Migration and Asylum

B.3.1 Tasks assigned to FRA by EU law in the field of asylum, borders, and immigration

The overall budgetary allocation reserved for procurement contracts in 2023 amounts to EUR 110,000 (1st priority) and EUR200,000 (3rd priority).

Budget line: B03020 Migration & Asylum

Subject matter of the contracts envisaged: research

Type of contract: specific contract based on an existing framework contract

Type of procurement: service

Indicative number of contracts envisaged: 12

Indicative timeframe for launching the procurement procedure: 1st quarter of the year

B.3.2 Collecting data for EU preparedness and crisis management

The overall budgetary allocation reserved for procurement contracts in 2023 amounts to EUR 250,000 (1st priority) and EUR 350,000 (3rd priority).

Budget line: B03020 Migration & Asylum

Subject matter of the contracts envisaged: research

Type of contract: specific contract based on an existing framework contract

Type of procurement: service

Indicative number of contracts envisaged: 40

Indicative timeframe for launching the procurement procedure: 3rd quarter of the year

B.3.5 Fundamental rights implications of the Entry/Exit System (EES) and the European Travel Information and Authorisation System (ETIAS)

The overall budgetary allocation reserved for procurement contracts in 2024 amounts to EUR 150,000 (1st priority) and EUR 350,000 (3rd priority)

Budget line: B03020 Migration & Asylum

Subject matter of the contracts envisaged: research

Type of contract: specific contract based on an existing framework contract

Type of procurement: service

Indicative number of contracts envisaged: 10

Indicative timeframe for launching the procurement procedure: 4th quarter of the year

D. COMMUNICATION and EVENTS

D.1 Communicating Rights, Media and Events

D.1.2 Fundamental Rights Forum

The overall budgetary allocation reserved for procurement contracts in 2023 amounts to EUR 750,000 (1st priority) and EUR 410,000 (3rd priority)

Budget line: B03500 Communicating rights - Media & Events

Subject matter of the contracts envisaged: promotion and communication activities

Type of contract: specific contract based on an existing framework contract

Type of procurement: service

Indicative number of contracts envisaged: 2 5

Indicative timeframe for launching the procurement procedure: 2nd quarter of the year