

From: [REDACTED]
To: [REDACTED]
CC: legal <legal@frontex.europa.eu>
Sent at: 29/03/10 10:07:16
Subject: RE: RE: case 2009-0281

Dear [REDACTED],

At Frontex' Management Board meeting held in Lisbon on 22 November 2007, the European Commission underlined that Article 9 on Frontex Regulation, related to joint return operations, can be interpreted in a broader way, as regards the operational coordination of the activities in return related matters. Accordingly EC stated that it sees "no obstacles for leasing aircrafts".

In the conclusions of Frontex' Management Board Working Group Meeting held in Warsaw on 30 September 2008, it was stated that :

- Frontex can co-finance, finance or even charter aircrafts, used within JRO of the MS, as part of the assistance;
- MS support a scenario according to which Frontex carries out - in the organisation of the operation - some practical arrangements, including chartering an aircraft.

In 2009, further to a tender procedure, an independent company has been selected in order to draft the terms of reference for chartering aircrafts ; this company has now started its work.

It is unlikely that Frontex starts chartering an aircraft before 2011.

Kind regards

[REDACTED]

From: [REDACTED]
Sent: 26 March 2010 16:17
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: case 2009-0281

Dear [REDACTED],

Thank you very much for your answer.

In answer 2 you mentioned that it has been decided that FRONTEX "would" charter aircrafts. Could you please inform us the source of that decision. We have to evaluate whether we will include this fact in the Opinion.

Best regards,

[REDACTED]

[REDACTED]

Legal adviser

European Data Protection Supervisor
Contrôleur Européen de la Protection des Données

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From: [REDACTED]
Sent: 22 March 2010 20:57
To: [REDACTED]
Cc: [REDACTED]
Subject: case 2009-0281
Importance: High

Dear [REDACTED]

Please find attached the answers to your questions.

I stay at your disposal to set up a short conference call during which I could also comment these answers and provide further help if needed.

Kind regards

[REDACTED]
[REDACTED]