Input by civil society to the 2021 EASO Asylum Report

Fields marked with * are mandatory.

Dear   Colleagues,

The production of the *EASO Asylum Report 2021* is currently underway. The annual Asylum Report series present a comprehensive overview of developments in the field of asylum at the regional and national levels.

The report includes information and perspectives from various stakeholders, including experts from EU+ countries, civil society organisations, UNHCR and researchers. To this end, we invite you, our partners from civil society, academia and research institutions, to share with us your reporting on developments in asylum law, policy or practice in 2020 (and early 2021) by topic as presented in the online survey.

Please note that the EASO Asylum Report does not seek to describe national systems in detail but rather to present key developments of the past year, including improvements and challenges which remain. Your input can cover practices of a specific EU+ country or the EU as a whole. You can complete all or only some   of   the   sections.

All submissions are publicly accessible. For transparency, 2021 contributions will be published on the EASO webpage. Contributions to the 2020 EASO Asylum Report by civil society organisations can be accessed here, under 'Acknowledgements'. All contributions should be appropriately referenced. You may include links to supporting material, such as analytical studies, articles, reports, websites, press releases or position papers. If your organisation does not produce any publications, please make reference to other published materials, such as joint statements issued with other organisations. Some sources of information may be in a language other than English. In this case, please cite the original language and, if possible, provide one to two sentences describing the key messages in English.

The content of the EASO Asylum Report is subject to terms of reference and volume limitations. Contributions from civil society organisations feed into EASO's work in multiple ways and inform reports and   analyses   beyond   the   Asylum   Report.

Your   input   matters   to   us   and   will   be   much   appreciated!

Nina   Gregori   *- EASO   Executive   Director*

*Please complete the online survey and submit your contribution to the 2021 EASO Asylum Report by **Thursday,   25   February   2021.***

Instructions

Before completing the survey, please review the list of topics and types of information that should be included in your submission.

For each response, <u>only</u> include the following type of information:

- New developments and improvements in 2020 and new or remaining challenges; and
- Changes in policies or practices, transposition of legislation or institutional changes during 2020.

Please ensure that your responses remain within the scope of each section.

Contributions by topic

1. Access to territory and access to asylum procedures (including first arrival to territory and registration, arrival at the border, application of the non-refoulement principle, the right to first response (shelter, food, medical treatment) and issues regarding border guards)

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

3. Provision of interpretation services (e.g. introduction of innovative methods for interpretation, increase/decrease in the number of languages available, change in qualifications required for interpreters)

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

5. Special 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 – increase/decrease/stable, material reception conditions - housing, food, clothing and financial support, contingency planning in reception, access to the 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 – increase /decrease/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, determination of international protection status, decisionmaking, 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 definitions, special reception facilities, identification mechanisms/referrals, procedural standards, provision of information, age assessment, legal guardianship and foster care for unaccompanied and separated children)

12. Content 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)

> In 16 July 2020 the ECtHR ruled in favor of a transgender refugee (Rana v. Hungary, no. 40888/17). The applicant had been recognized as a refugee in Hungary due to being persecuted as a trans man in his home country, Iran. He then asked for the Hungarian state to recognize his gender identity, and issue him official documents to his preferred name and gender. The Hungarian authorities refused his request arguing that since he is not a Hungarian citizen, he has no birth registry entry in Hungary to amend, and that he should request legal gender recognition in his home country (that he had to leave due to persecution.) The ECtHR found that the applicant's right to respect for private life (Art. 8) had been violated, and Hungary should have procedure for legal gender recognition of non-citizens. The just satisfaction was paid to the applicant, but he still has to live with official documents that are not in line with his gender identity. He has difficulties finding jobs, accessing healthcare and other services since whenever he needs to present his official documents, it becomes clear that he is transgender.

13. Return of former applicants for international protection

14. Resettlement and humanitarian admission programmes (including EU Joint Resettlement Programme, national resettlement programme (UNHCR), National Humanitarian Admission Programme, private sponsorship programmes/schemes and ad hoc special programmes)

15. Relocation (ad hoc, emergency relocation; developments in activities organised under national schemes or on a bilateral basis)

16. National jurisprudence on international protection in 2020 (please include a link to the relevant case law and/or submit cases to the EASO Case Law Database)

17. Other important developments in 2020

References and sources

18. Please provide links to references and sources and/or upload the related material in PDF format

http://hudoc.echr.coe.int/eng?i=001-203563

19. Feedback or suggestions about the process or format for submissions to the EASO Asylum Report

Please upload your file

The maximum file size is 1 MB

Contact details

* Name of organisation

Háttér Society

Name and title of contact person

Tamás Dombos, board member

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☑ I accept the provisions of the EASO Legal and Privacy Statements

Useful links

EASO Asylum Report 2020 (https://easo.europa.eu/asylum-report-2020)

Executive Summary -EASO Asylum Report 2020 (https://easo.europa.eu/sites/default/files/EASO-Asylum-Report-2020-Executive-Summary.pdf)

Bibliography for the EASO Asylum Report 2020 (https://easo.europa.eu/sites/default/files/easo-asylum-report-202-bibliography.pdf)

Summary of legislative, institutional and policy developments in asylum in EU+ countries in 2019 (https://easo.europa.eu/sites/default/files/easo-asylum-report-eu-developments.pdf)

Online database with data and latest asylum trends (https://easo.europa.eu/asylum-trends-easo-asylum-report-2020)

Online database for EU+ developments (https://easo.europa.eu/eu-developments)

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