

Urgent Call to Action: EU Member States Should Commit to the Emergency Relocation of Unaccompanied Children from the Greek Islands

Our Call to Action

We, the undersigned organizations, **jointly call on the governments of European Union (EU) Member States to immediately commit to the emergency relocation of unaccompanied children from the Greek islands to other European countries**, giving precedence to existing family links and the best interests of the child. Action is all the more urgent in light of the escalating violence on Lesbosⁱ and as increased arrivals to the islands could lead to further deterioration of the dangerous conditions in the camps.ⁱⁱ

Over 1,800 unaccompanied children live in the EU hotspots – Reception and Identification Centers - on the Greek islands.ⁱⁱⁱ Children are deprived of access to their most basic rights such as shelter, water, food, medical and psychosocial care, as well as education.^{iv} **If each EU Member State relocated just 70 unaccompanied children, these children would no longer be homeless and living in inhumane conditions on the Greek islands.**

In October 2019, Citizen Protection Minister Michalis Chrisochoidis sent a letter to all other European Union governments asking them to share responsibility by voluntarily relocating 2,500 unaccompanied children from Greece. On November 6, 2019, he informed the European Parliament's Committee on Civil Liberties, Justice and Home Affairs that only one country responded.

However, several EU Member States have proven that where there's a will, there's a way. France recently committed to accepting 400 asylum seekers.^v Mayors in Germany have expressed their willingness to relocate individuals from the islands,^{vi} along with Finland^{vii} and Ireland, while Serbia and Greece have recently initiated discussion on the transfer for 100 unaccompanied children,^{viii} providing a basis for further solidarity.

It is important to note that the situation for unaccompanied children in the rest of Greece is similarly alarming.^{ix} Effective protection for asylum seeking children, including those who are without a parent or caregiver in Greece, is urgently needed. The Aegean islands, which are now at breaking point, are a first start.

The Current Reality for Unaccompanied Children on the Greek Islands

There are now around 20,000 people in Moria camp. There are approximately 4,000 people living behind and on the western side of the Reception and Identification Center (RIC), without access to toilets and electricity, and roughly 9,000 – 10,000 people living in the 'Olive Grove', a hillside-area outside the camp on the eastern side of the RIC.^x Medical actors report to the media that they are treating people for a range of chronic health problems,^{xi} and according to Médecins Sans Frontières, "seriously ill children...are being deprived of medical care" in Lesbos.^{xii}

By February 2020, there were 1,000 unaccompanied children in Moria and the surrounding 'Olive Grove'.^{xiii} 'High numbers' of these children are homeless, sleeping in the olive grove without tents and sleeping beside adult strangers,^{xiv} despite Greek law stipulating the obligation to place unaccompanied children in accommodation that is suitable for children.^{xv} Psychologists working with unaccompanied children have stated in the media that an increasing number of children are experiencing psychological distress,^{xvi} and in some cases self-harming or attempting suicide in the refugee camp on Lesbos.^{xvii}

There are now around 7,498 people in the hotspot of Vathy in Samos,^{xviii} which has a capacity for 648 people. There are approximately 400 unaccompanied children living there,^{xix} most of whom live in the forest on a steep hillside outside the camp. There is only one guardian for the entire camp.^{xx}

The lack of guardianship as well as the backlog in registration of cases^{xxi} means that hundreds of unaccompanied children on the islands are in danger of missing their chance to apply for family

reunification, as children under the age of 15 need to have a legal guardian providing permission for legal assistance by other actors.^{xxii}

Unaccompanied children also face serious challenges as a result of the age assessment procedures carried out in Greece. As stated by the United Nations Working Group on Arbitrary Detention regarding the situation in Greece, “persons claiming to be children are reportedly not generally represented or informed of their rights in a language that they understand during the assessment” and that currently in Greece “examinations are not sufficient to accurately assess a person’s age”.^{xxiii}

Overall, there are now more than 38,600 people living in hotspots on the Greek islands, which have a capacity for 6,178 people, while the total number of individuals trapped on the islands is over 42,000.^{xxiv} We join together in refusing to accept this situation in a Europe ‘founded on the values of respect for human dignity, freedom, democracy, equality, the rule of law and respect for human rights’.^{xxv}

Context: The EU Hotspot Approach

For four years, the EU has centered its response to arrivals of people seeking protection on intensified border controls with the aim of preventing arrivals, as well as through mass containment under the EU ‘hotspot approach’. Originally conceived as open reception and identification centres to support frontline Member States with swiftly processing arrivals of asylum seekers,^{xxvi} since the entry into force of the EU-Turkey Statement in March 2016^{xxvii} and the concomitant geographical restriction preventing individuals from leaving the islands during the asylum process, **the islands and RICs have morphed into overcrowded camps containing thousands of people in inhumane conditions.**

Since their inception, these hotspots have been sites of **systematic and sustained human rights violations**.^{xxviii} The EU Fundamental Rights Agency’s Director Michael O’Flaherty described the EU hotspot Moria, as **“the single most worrying fundamental rights issue that we are confronting anywhere in the European Union”**.^{xxix}

Among others, the UN Committee Against Torture,^{xxx} the United Nations High Commissioner for Refugees,^{xxxi} the Council of Europe Commissioner for Human Rights,^{xxxii} Members of the European Parliament,^{xxxiii} Amnesty International,^{xxxiv} Human Rights Watch,^{xxxv} Refugee Rights Europe, Oxfam,^{xxxvi} Save the Children,^{xxxvii} the Danish Refugee Council,^{xxxviii} and Médecins Sans Frontières^{xxxix} have consistently brought to light the challenges, substandard living conditions and human rights violations occurring in these camps.

In December 2019 the European Court of Human Rights (ECtHR) granted interim measures in the case of five unaccompanied children living in Vathy hotspot in Samos. The Court recognized conditions in the hotspot as unsuitable for the unaccompanied children and potentially violating Article 3 of the European Convention on Human Rights, prohibiting inhuman and degrading treatment, and ordered Greece to urgently transfer the children to adequate accommodation.^{xl} A similar decision for immediate transfer of unaccompanied children from the Greek islands to ‘age appropriate shelters’ was issued by the European Committee of Social Rights of the Council of Europe.^{xli}

Transferring unaccompanied children to mainland Greece is not a sufficient solution, as, due to a lack of suitable accommodation capacity, many unaccompanied children there could still face confinement in police stations, living with unrelated adults in camps, or sleeping in the streets, without a guardian. The lack of a permanent relocation system for asylum seekers to other European countries as well as the long delays in processing family reunification requests only makes the situation worse, and transfer of unaccompanied children to other EU Member States is thus critical in order to achieve a durable solution for these children. In line with the Dublin III Regulation, unaccompanied children should first and foremost be relocated to a Member State where they have family members who are able and willing to take care of them.

While the Greek government needs to ensure it meets its legal obligations towards unaccompanied children, it is time for European leaders to take responsibility in providing these children on EU territory with appropriate care and protection.

Signed by:

100Million

Action for Education

ADP Amici dei Popoli

Asilim - Asociación para la integración lingüística del inmigrante en Madrid

Better Days

Boat Refugee Foundation

Bundesfachverband unbegleitete minderjährige Flüchtlinge

Caritas Europa

Centro Volontari Cooperazione allo Sviluppo (CVCS)

Češi pomáhají

Child Circle

Concord Italia

Consortium of Migrants Assisting Organizations

COP Piemonte

COSPE Onlus

Danish Refugee Council (DRC)

Defence for Children International Greece

Defence for Children International Italia

Defence for Children International

Defence for Children the Netherlands (coordinator of the European Children's Rights Helpdesk project)

Défense des Enfants International – Belgique

Destination Unknown

Diaconia ECCB – Center of Relief and Development

Diakonie Österreich

Dutch Council for Refugees

Dynamo International – Street Workers Network

Echo100Plus

Eurochild

Eurodiaconia

European Lawyers in Lesbos

European Students' Union (ESU)

FENIX Humanitarian Legal Aid

FOCSIV (partner of the project Faces of Migration)

Forum réfugiés-Cosi

Global Call to Action Against Poverty (GCAP) Europe

Greek Council for Refugees (GCR)

Help Refugees

HIAS Greece

Human Rights Watch

Immigrant Council of Ireland

International Catholic Migration Commission (ICMC) Europe

International Rescue Committee

Irish Refugee Council

Khora Legal

Kids in Need of Defence

Kopin

La plate-forme Mineurs en exil

Legal Centre Lesbos

Lesvos Solidarity

Liga za ljudské práva (Human Rights League)

Lighthouse Relief (LHR)

Movimento per l'Autosviluppo, l'Interscambio e la Solidarietà (MAIS)

Médecins Sans Frontières

METAdrasi

Minority Rights Group International

Missing Children Europe

Mobile Info Team

Moviment Graffiti

Network for Children's Rights (Greece)

Office of the Dean, Faculty for Education University of Malta

One Happy Family

Organising Bureau of European School Student

Unions (OBESSU)

Organization Mondiale pour l'Éducation

Préscolaire/ World Organization for Early Childhood Education

Oxfam

PAX

PICUM - Platform for International Cooperation on Undocumented Migrants

Plan International

Plateforme Citoyenne

PRAKSIS

Pravno-informacijski center nevladnih organizacij

RE.TE Ong - Associazione di tecnici per la solidarietà e la cooperazione internazionale

Refugee Legal Support (UK)

Refugee Rescue

Refugee Rights Europe (RRE)

Safe Passage International

Save the Children

SB OverSeas

Solidarity Now

SOS Children's Villages Greece

SOS Children's Villages International

SOS Jeunes

Spark 15

Stichting Vluchteling

Still I Rise

Studenti Harsien Soćjali

Tampep Onlus

Terre des Hommes Greece

Terre des Hommes International Federation

Velos Youth

War Child

WeWorld Onlus

Women's Refugee Commission





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