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Systemic accountability of the European Border and Coast Guard: the legal responsibility of Frontex for human rights violations

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Systemic Accountability of the
European Border and Coast Guard

The legal responsibility of Frontex for
human rights violations

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to Christos and Eleni

Acknowledgments – The myth of the lone genius

“I felt that I had to do everything on my own, because asking for help was a sign that I was not intelligent enough. I now see how destructive this attitude was.”

Martin Chalfie, 2008 Nobel Prize in Chemistry

The myth of the lone genius perpetuates the idea that our creative accomplishments are exclusively our own. Our achievements as scientists, academics, writers tend to be seen as solo pursuits, lavished by hiding the contributions of others. My experience in this doctoral journey has deconstructed for me this hyper-individualistic conception of creativity. Collaborating was key and a significant number of people have greatly accounted for this product.

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List of Abbreviations

ACP	States of Africa, the Caribbean and the Pacific
AFIC	Africa-Frontex Intelligence Community
ARIO	Articles on the Responsibility of International Organizations
ARS	Articles on the Responsibility of States
CAT	Convention against torture and other cruel, inhuman or degrading treatment or punishment
CFI	Court of First Instance
CFR	Charter of Fundamental Right of the European Union
CJEU	Court of Justice of the European Union
CoE	Council of Europe
CPMP	Committee from Proprietary Medicinal Products
CPT	Committee for the Prevention of Torture
CRATE	Centralised Record of Available Technical Equipment
EASA	European Union Aviation Safety Agency
EASO	European Asylum Support Office
EBCG	European Border and Coast Guard
EBCGA	European Border and Coast Guard Agency
EC	European Commission
ECDC	European Centre for Disease Prevention and Control
ECRE	European Council on Refugees and Exiles
ECtHR	European Court of Human Rights
EDPS	European Data Protection Supervisor
EEC	European Economic Community
EGC	General Court
EMA	European Medicines Agency
EP	European Parliament
ETIAS	European Travel Information and Authorisation System
EU	European Union
EUROPOL	European Union Agency for Law Enforcement Cooperation
EUROSUR	European Border Surveillance System
FRA	European Union Agency for Fundamental Rights
FRO	Frontex Fundamental Rights Officer
FRS	Fundamental Rights Strategy
FRY	Former Republic of Yugoslavia
GUE/NGL	European United Left-Nordic Green Left
HRW	Human Rights Watch
IBM	EU's Integrated Border Management
ICC	International Criminal Court
ICJ	International Court of Justice
IICPR	International Covenant on Civil and Political Rights

ILC	International Law Commission
ILOs	Immigration Liaison Officers
IOM	International Organization for Migration
JHA	Justice and Home Affairs Council
LIBE	European Parliament Committee on Civil Liberties, Justice and Home Affairs
NATO	North Atlantic Treaty Organization
NGO	Non-governmental Organization
NHRIs	National Human Rights Institutions
OSCE	Organization for Security and Co-operation in Europe
PACE	Parliamentary Assembly of the Council of Europe
PCU	External Borders Practitioners' Common Unit
RABIT	Rapid border intervention teams
SADC	African Development Community
SBC	Schengen Borders Code
SCIFA	Strategic Committee on Immigration, Frontiers and Asylum
SIS	Schengen Information System
TEC	Treaty establishing the European Community
TEU	Treaty on European Union
TFEU	Treaty on the Functioning of the European Union
UK	United Kingdom
UMOSOM	United Nations Operation in Somalia
UN	United Nation
UNHCR	United Nations High Commissioner for Refugees
UNICEF	United Nations Children's Fund
VIS	Visa Information System