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The Pact will bring several changes to applicants' rights and obligations. In 2024, discussions centred around the right to legal counselling and legal assistance and representation. The APR introduces the term legal counselling in EU asylum legislation without providing a definition, which – according to the European Council on Refugees and Exiles (ECRE) – risks leading to different interpretations.134

In recent years, some EU+ countries have reallocated the task of legal assistance and legal representation to public bodies instead of funding civil society organisations for this service. This change in Austria and the new agency's independence was scrutinised by the Constitutional Court at the end of 2023.135 The law was amended in June 2024 to ensure compliance with the ruling.136 Nonetheless, projects funded by the state and the Asylum, Migration and Integration Fund (AMIF) remained essential to ensure that applicants receive advice in the asylum procedure. These projects were implemented for example in Czechia,137 Croatia, Germany,138 Greece, Lithuania,139 Slovakia140 and Switzerland.141 At times, AMIF-funding or UNHCR support filled in gaps when legal assistance should be provided by law, but applicants faced issues in effectively accessing it.

Challenges remained in several areas, mainly concerning the possibility to receive advice and counselling at the very beginning of the procedure, especially at the borders and in detention, to receive advice following a negative decision and to appeal when the timelines are particularly short.142

While the new rules of the Pact will require information on the asylum procedure to be updated, in 2024 only a few authorities published new information material. These typically focused on practical tips for everyday life and integration.143 The International Protection Appeals Tribunal (IPAT) in Ireland launched a new video in 10 different languages to inform applicants about the appeal procedure.144 Some campaigns focused on the prevention of irregular migration, for example, in Cyprus, while others aimed at raising public awareness about asylum, like in Latvia.145

Several EU+ countries have launched mobile applications to support asylum seekers and this continued in 2024, for example Poland. To cater to applicants with different backgrounds, new hotlines were launched to provide information on the asylum procedure in Poland and the reception system in Spain, and authorities started to simplify the language of communication and information materials in the Netherlands146 and Slovakia.

To ensure clear communication between applicants and the authorities, several countries undertook measures to have a sufficient number of quality interpreters. In Belgium, the Office of the Commissioner General for Refugees and Stateless Persons (CGRS) worked in collaboration with the Immigration Office and the Council for Alien Law Litigation (CALL) on a new regulation on the recruitment and status of interpreters, including improved remuneration. The Italian National Commission for the Right to Asylum, in cooperation with UNHCR and the EUAA, produced a handbook for interpreters involved in the international protection procedure in territorial commissions.147 The Finnish Immigration Service developed a specific training programme for interpreters.148 In Ireland, a new contract was awarded to an external company to provide high-quality interpretation in the asylum procedure to give confidence in the procedure to both the applicant and the relevant authority. To address shortages,149 new calls for interpreters were launched in Cyprus and Malta.

The relatively few developments concerning the organisation of personal interviews in 2024 focused on digitalisation and improving efficiency. The IPO in Ireland launched a pilot project in May 2024 to conduct online video interviews and established interview booths in the initial reception centre for families with children. The Dutch Immigration and Naturalisation Service (IND) continued with the pilot to inform applicants about the interview by a text message. The Finnish Immigration Service did a pre-study to explore the possibility of using speech-to-text software for interviews on the merits of the case and planned a follow up project in 2025 if AMIF support was secured.

Changes to EU law and new digital environments also require adjustments to national legislative frameworks regarding the transfer of personal data. In 2024, these rules were amended for example in France150 and Switzerland.151

- 134

  European Council on Refugees and Exiles. (June 2024). The Guarantees of the EU Charter of Fundamental Rights in respect of Legal Counselling, Assistance and Representation in Asylum Procedures.

- 135

  European Union Agency for Asylum. (June 2024). Asylum Report 2024.

- 136

  Bundesgesetz, mit dem das BBU-Errichtungsgesetz und das BFA-Verfahrensgesetz geändert werden, BGBl. I Nr. 134/2024 [Federal law amending the BBU Establishment Act and the BFA Procedure Act, BGBl. I No 134/2024], 22 July 2024. Federal Agency for

Reception and Support Services | Bundesagentur für Betreuungs- und Unterstützungsleistungen. (2025, May 14). Der Qualitätsbeirat der BBU [The BBU Quality Advisory Board]. Federal Agency for Reception and Support Services | Bundesagentur für Betreuungs- und Unterstützungsleistungen. (2024, October 2). Aufgaben unseres Qualitätsbeirats [Tasks of our Quality Advisory Board].

- 137

  Organization for Aid to Refugees | Organizace pro Promoc Uprchlíkům. (2024). UNHCR 2024: Facilitating effective access to asylum procedures and promoting legal equality, preventing statelessness and facilitating the integration of refugees and displaced persons. Organisation for Aid to Refugees | Organizace pro pomoc uprchlíkům. (2024). Právní a sociální poradenství pro žadatele o mezinárodní ochranu [Legal and social advice for applicants for international protection].

- 138

  Federal Office for Migration and Refugees | Bundesamt für Migration und Flüchtlinge. (2024, November 8). Förderverfahren Asylverfahrensberatung [Funding process for asylum procedure counselling].

- 139

  International Organisation for Migration. (2024). Migracijos informacijos centras "MiCenter" [Migration Information Centre "MiCentre"].

- 140

  Slovak Humanitarian Council | Slovenská Humanitná Rada. (2024). Applicants for asylum - E.S.O.

- 141

  State Secretariat for Migration | Staatssekretariat für Migration | Secrétariat d'État aux migrations | Segreteria di Stato della migrazione. (2024, June 5). Attribution des mandats relatifs au conseil et à la représentation juridique dans les centres fédéraux pour requérants d'asile [Allocation of mandates relating to advice and legal representation in federal centres for asylum seekers].

- 142

  European Council on Refugees and Exiles. (2025). Input to the Asylum report 2025. Association for Juridical Studies on Immigration | Associazione per gli Studi Giuridici sull'Immigrazione. (2024, May 24). L'esercizio del diritto di informazione in frontiera: analisi e raccomandazioni ASGI [The exercise of the right to information at the border: ASGI analysis and recommendations]. Refugee Support Aegean. (2024, December 10). Refugee facilities on the Aegean islands. Jesuit Refugee Service Europe. (2024, July 10). Detained and Unprotected: Access to Justice and Legal Aid in Immigration Detention Across Europe.

- 143

Office for Foreigners | Urząd do Spraw Cudzoziemców. (2024, February 21). Dedykowana infolinia dotycząca ochrony międzynarodowej [Dedicated helpline for international protection]. Ministry of the Interior | Ministero dell'Interno. (2024, November 28). Inaugurato il Milano Welcome Center per migranti e rifugiati [Inauguration of the Milano Welcome Center for migrants and refugees].

- 144

  International Protection Appeals Tribunal | An Binse um Achomharic i dtaobh Cosaint Idirnáisiúnta. (2024, November 12). A new informational video.

- 145

  Office of Citizenship and Migration Affairs | Pilsonības un migrācijas lietu pārvalde. (2024, August 5). Office of Citizenship and Migration Affairs launches a campaign on matters of asylum are "Humanity. Responsiveness. Responsibility".

- 146

  Immigration and Naturalisation Service | Immigratie- en Naturalisatiedienst. (2024, July 22). IND signs Direct Clear Deal and makes letters even more understandable.

- 147

  Ministry of the Interior | Ministero dell'Interno. (2024, January 9). Il ruolo dell'interprete nella procedura di protezione internazionale: online il vademecum della Commissione per il diritto di asilo [The role of the interpreter in the international protection procedure: the Commission's handbook for the right to asylum is online]. Ministry of the Interior | Ministero dell'Interno. (2024). L'interpretariato nella procedura di protezione internazionale in Commissione Territoriale [Interpreting in the procedure for international protection in the Territorial Commission].

- 148

  Diaconia University of Applied Sciences | Diakonia-ammattikorkeakoulu. (2023, September 19). KOTU-hanke tukee tulkkien ammattitaitoa tavoitteenaan sujuvammat turvapaikkapuhuttelut [The KOTU project supports the professionalism of interpreters with the aim of smoother asylum interviews].

- 149

  European Council on Refugees and Exiles. (2025). Input to the Asylum Report 2025.

- 150

  French Office for the Protection of Refugees and Stateless Persons | Office français de protection des réfugiés et apatrides. (2024, November 26). Règles applicables au traitement automatisé de données à caractère personnel [Rules applicable to the automatic processing of personal data].

- 151

  Federal Council | Der Bundesrat | Conseil fédéral | Consiglio federale. (2024, May 1). Le Conseil fédéral approuve les modifications d’ordonnances relatives à l’analyse des supports de données des requérants d’asile [Federal Council approves amendments to ordinances relating to the analysis of asylum seekers' data carriers]. Federal Council | Der Bundesrat | Conseil fédéral | Consiglio federale. (2024, June 26). Réforme du système central d’information sur les visas Schengen: modification de plusieurs ordonnances [Reform of the Schengen Visa Information System: amendment of several ordinances].

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