

EN
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Answer given by Mr Brunner
on behalf of the European Commission
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Hybrid threats arising from the weaponisation of migration by Russia, assisted by Belarus, pose a risk to the sovereignty, national security and territorial integrity of the concerned Member States, and to the security of the EU as a whole. In December 2024, the Commission adopted a Communication on countering hybrid threats from the weaponisation of migration and strengthening security at the EU's external borders¹. This Communication provided the legal context in which any exceptional measure to tackle this threat can be taken, taking into account the case-law of the Court of Justice of the European Union that provides guidance as regards the conditions and limits.

When managing their external borders, Member States have a duty to act in line with their obligations under international law and EU law, including the respect of the principle of non-refoulment and of the EU Charter of Fundamental Rights. The Commission is in contact with the Polish authorities to ensure that the protection of the EU's external borders against the weaponisation of migration is done in a manner that is compliant with international law and fundamental rights.

¹ <https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:52024DC0570>.