

**Question for written answer E-005056/2016  
to the Commission**

Rule 130

**Beatriz Becerra Basterrechea (ALDE)**

Subject: Discrimination against LGBTI families in the EU

Thousands of LGBTI families are suffering from discrimination in Member States which are refusing to recognise their marriage or civil partnership.

The European Union Agency for Fundamental Rights (FRA) reported that, in 2012, 36% of LGBTI couples in the EU were unable to legally register their union or marriage in the country in which they were living. Twenty-two percent reported that they had been denied welfare benefits or access to public services in their country of residence for the same reason.

In that regard, Directive 2004/38/EC on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States, which prohibits discrimination on grounds of sexual orientation, appears to apply to LGBTI families in only a few Member States.

Given that the situations described above undermine the principle of non-discrimination on grounds of sexual orientation, as recognised in the EU Charter of Fundamental Rights:

1. Does the Commission believe that a new regulation is needed to guarantee that civil status certificates and their legal effects are granted mutual recognition in all Member States?
2. Will it standardise the recognition of domestic adoption decisions across Member States to ensure that they fully comply with the principle of non-discrimination, pursuant to European Parliament resolution of 28 April 2016 on safeguarding the best interests of the child across the EU on the basis of petitions addressed to the European Parliament, as contained in document 2016/2575(RSP)?
3. Has it considered calling on the FRA to conduct a new study on the situation of LGBTI families in a cross-border context?