

**Question for written answer P-001041/2019
to the Commission**

Rule 130

Dimitrios Papadimoulis (GUE/NGL)

Subject: Preventive detention of asylum-seekers in Austria

On Monday, 25 February, the Austrian government decided to table a constitutional amendment under which asylum-seekers could be preventively detained if deemed a security risk. This means by extension that, if the proposed article is adopted by Parliament, asylum-seekers could face arrest simply on the basis of suspicions and collective responsibility - and, why not, fake news.

In view of the provisions of the Geneva Convention, the Charter of Fundamental Rights, Directive 2013/33/EU of the European Parliament and of the Council and the Convention on the Status of Refugees, can the Commission say:

1. Is this constitutional amendment compatible or not with the legal consequences of the above treaties that the EU is committed to implementing and defending?
2. If it is adopted, how will the Commission oblige Austria as a European Member State to comply with the European and international framework, especially since it will violate the basic rights of asylum-seekers and not merely of migrants?