Question for written answer E-003875/2020
to the Commission
Rule 138
Pascal Durand (Renew)

Subject: Travelling circuses and the provision of services

One of the key objectives of the European project was to establish a single market for services. According to Article 57 of the Treaty on the Functioning of the European Union (TFEU), industry, trade or crafts may result in the provision of services (along with transactions in goods and capital). Hence, any transaction in which a physical good is transferred from the seller to the buyer constitutes a service.

Undertakings whose aim it is to entertain the public by means of a show or any form of entertainment, in return for payment, fall within the scope of the provision of services covered by Directive 2006/123/EC. Circus activities can therefore be classified as a service within the meaning of Article 57 TFEU, because their aim is to make a profit.

In the light of the above:

1. Does the Commission acknowledge that all travelling circuses constitute a provision of services in the entertainment sector?

2. If this is duly justified, could services within the EU’s entertainment sector be regulated pursuant to Article 114 TFEU?