

Question for written answer E-006575/2020
to the Council
Rule 138
Jordi Cañas (Renew)

Subject: Infringement by the Spanish Government of Decision (CFSP) 2017/2074 concerning restrictive measures in view of the situation in Venezuela

The prohibition provided for in Decision (CFSP) 2017/2074 is applicable to Delcy Rodríguez, Vice-President of Venezuela. In February 2020, her entry into Spain triggered a political storm that led to a debate in the European Parliament.

In a recent order, the Spanish Supreme Court ruled that ‘any doubts could be dispelled as to whether Ms Delcy Eloína entered Spanish territory, thereby infringing Decision (CFSP) 2017/2074’¹ and that ‘there could be no doubt whatsoever that her presence at Barajas Airport, [to meet Minister Ábalos], constituted an infringement of the Council’s express prohibition on allowing Ms Eloína to enter Union territory’².

Given that failure to comply with obligations arising from CFSP decisions necessarily results in an infringement of an obligation in the area of the Union’s foreign policy and that it falls to the Council itself to monitor and ensure compliance with its decisions, and since the Spanish Government’s failure to comply with Decision (CFSP) 2017/2074 has been confirmed by the Spanish Supreme Court,

what action does the Council intend to take vis-à-vis the Spanish Government for having infringed Decision (CFSP) 2017/2074?

¹ Legal ground 3.3 of the order (SPECIAL PROCEEDINGS No 20084/2020)

² Legal ground 3.2 of the order (SPECIAL PROCEEDINGS No 20084/2020)