

**Question for written answer E-003730/2021/rev.1
to the Commission**

Rule 138

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Subject: The Commission's reaction to the ruling of the Polish Constitutional Tribunal on compliance with the Court of Justice of the European Union's interim measures

On 14 July 2021, the politically dependent Polish Constitutional Tribunal found that Poland is not obliged to comply with the interim measures of the Court of Justice of the European Union (CJEU) if they relate to the shape and functioning of the judiciary. The case was initiated on the request of the Supreme Court's Disciplinary Chamber, the functioning of which was partly suspended by the CJEU's interim measures on 8 April 2020 and completely suspended by interim measures on 14 July 2021. In its judgment of 15 July 2021, the CJEU found that the disciplinary regime for judges in Poland is not compatible with EU law. The ruling of the Polish Constitutional Tribunal has been said, in the public debate, to be a step towards 'legal polexit' and a clear political attack on the rule of law and the integrity of the EU legal system.

1. How is the Commission planning to react to the above-mentioned ruling?
2. How will it ensure that the actions taken are effective, given that the measures taken so far have proved unsuccessful?

Supporters¹

¹ This question is supported by Members other than the authors: Gwendoline Delbos-Corfield (Verts/ALE), Rosa D'Amato (Verts/ALE), Dimitrios Papadimoulis (The Left), Rasmus Andresen (Verts/ALE)