

**Question for written answer E-001347/2022  
to the Commission**

Rule 138

**Damian Boeselager** (Verts/ALE), **Tineke Strik** (Verts/ALE)

Subject: Application of the safe third country concept in Greece in relation to Article 38(4)

The Commission has stated in relation to the application of the safe third country concept that the condition for the application of Article 38(4) of the Asylum Procedures Directive is that the 'third country does not permit the applicant to enter its territory'.

1. Does the unilateral suspension by a third country of a bilateral readmission agreement between a Member State and that third country from 2018 to the present, resulting in the failure of that third country to respond to readmission requests within the deadlines set out in that agreement, fulfil the condition for the application of Article 38(4) of the Directive in that Member State?
2. Does the unilateral suspension of the readmissions under an informal agreement from March 2020 to the present, resulting in a Member State refraining from submitting readmission requests pursuant to that arrangement, fulfil the condition for the application of Article 38(4) of the Directive in that Member State?