

**Question for written answer E-000189/2023/rev.1  
to the Commission**  
Rule 138  
**Javi López (S&D)**

**Subject:** Rights of trans people and rainbow families in Poland

Laura, a Catalan trans woman, has had custody of her children forcibly removed by the Polish courts. In 2019, when she decided to start her transition, her wife, who did not accept her gender identity, took her two children to Poland. Laura initiated civil and criminal proceedings for wrongful removal of her children and the Spanish courts found in her favour. Once the case was brought to Poland, following an international return application to the Ministry of Foreign Affairs and the Ministry of Justice, it eventually came before the Warsaw Court of Appeal, which rejected the return of the children on the basis that 'acting like a woman would expose them to psychological harm and put them in an intolerable situation that is not natural'.

In light of this:

1. Is the European Commission aware of this case?
2. What steps can the Commission take to ensure that all Member States respect the rights of trans people and rainbow families?
3. What measures can the Commission take to see to it that court rulings on the rights of rainbow families are upheld in all Member States?

Submitted: 23.1.2023