

**Question for written answer E-002001/2023
to the Commission**

Rule 138

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Subject: Protection of the rights of children with same-sex parents

Following the instructions of Minister for Home Affairs Matteo Piantedota, families with same-sex parents in Padua received an official notification from the judicial authority concerning the correction of their children's birth certificates and removal of the surname of the non-biological parent. The Padua Public Prosecutor's Office has now initiated those proceedings and, according to the press, 33 children registered by the Municipality of Padua since 2017 will be affected.

In the light of the above and taking into account the judgment of the Court of Justice of the European Union in Case C-490/2 on the rights of parents and children within the territory of the European Union, the Charter of Fundamental Rights of the European Union, the principles of personal freedoms, citizens' rights and the obligation of non-discrimination, in particular Article 7 thereof, on respect for private and family life, and Article 24 thereof, on the rights of the child, along with the values of the EU Treaties, and having regard to Articles 20 and 21 TFEU on EU citizenship and citizens' rights:

1. Does the Italian judicial authority's decision uphold the aforementioned EU principles and values?
2. Is the Commission considering taking action to enforce EU law and the EU Charter of Fundamental Rights in Italy? If so, what action might it take?

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