

**Priority question for written answer P-000425/2022  
to the Commission**  
Rule 138  
**Roman Haider (ID)**

**Subject:** Compulsory vaccination – does the Austrian Federal Government’s QR vaccination passport infringe the right to freedom of movement and residence?

The Austrian Federal Government is in diametric opposition to the Treaties and values of the European Union with its draft legislation on compulsory vaccination, which will be introduced in Austria at the beginning of February for all Austrian citizens over 18 years old. This violates the fundamental rights of every Austrian not only by introducing compulsory vaccination, but also by maintaining the discriminatory and stigmatising policy towards unvaccinated persons.

This gives rise to the following questions:

1. By introducing the QR vaccination passport, is the Austrian Federal Government in violation of the right to freedom of movement and residence (Article 21(1) TFEU), since unvaccinated persons can only participate in social and working life with the selfsame vaccination passport?
2. In the Commission’s view, is there a danger that, by introducing a vaccination obligation, the Austrian Federal Government is in breach of Article 3(2) of the Charter of Fundamental Rights of the European Union, which invokes the right to the integrity of the person concerned and emphasises, in the context of medical measures, ‘the free and informed consent of the person concerned, according to the procedures laid down by law’?
3. Can the Commission give an assurance that the Austrian Federal Government is not acting outside the EU legal order, or does it consider it necessary to take measures such as the suspension of Austria as a member of the EU in accordance with Article 7 TFEU?