

**Priority question for written answer P-000666/2024
to the Commission**

Rule 138

Bronis Ropė (Verts/ALE)

Subject: Minimum seat allocation threshold for European Parliament elections

According to Article 168(3)(2) of the Electoral Code of the Republic of Lithuania¹, adopted in 2022, a list of candidates may obtain seats if at least 5 % of the voters who participated in the elections voted for it, and a joint list of candidates (or equivalent) if at least 7 % of the voters who participated in the elections voted for it. According to Council Decision 2018/994², 'Member States may set a minimum threshold for the allocation of seats. At national level, this threshold may not exceed 5 per cent of valid votes cast'. Thus, the practice in Member States is that no list of candidates may be subject to a threshold of more than 5 %, but in Lithuania, the Electoral Code also applies a threshold of 7 % in individual cases.

Could the Commission please answer the following questions:

1. Is the Commission aware that the Electoral Code in force in the Republic of Lithuania may be in conflict with EU law?
2. If so, what action does the Commission intend to take to ensure that the upcoming European Parliament elections in Lithuania are legal and do not infringe EU law?

Submitted: 29.2.2024

¹ <https://www.e-tar.lt/portal/lt/legalAct/418f26f0082b11edb4cae1b158f98ea5/asr>

² <https://eur-lex.europa.eu/legal-content/EN/TXT/PDF/?uri=CELEX:32018D0994>