

The Chair
Committee on Petitions

Brussels,
CL/mf[IPOL-COM-PETI D (2019)14309]

D 306386 25.04.2019

H.E. Mrs Luminița Teodora Odobescu
Ambassador
Permanent Representation of Romania
to the European Union
107 Avenue de Cortenbergh
B - 1000 BRUXELLES

Petition No. 0660/2018

Your Excellency,

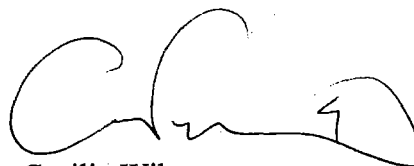
The Petitions Committee of the European Parliament has decided on 21/03/2019 to write to the Romanian authorities to convey their concern about the petition n 0660/2018 presented by J.C.M. (Spanish), on behalf of FADES (Spanish Association of Host Families), on minors under guardianship.

In this petition, it is emphasized that Romanian minors living under guardianship in Spain live in a situation that restricts their rights, as they do not have a defined nationality. This restricts their access to social assistance, which is especially serious for children with disabilities, as they are more vulnerable.

This Commission would be very grateful if you could transfer this concern to the competent Romanian authorities in the matter to resolve the situation, help the affected children, and host families.

Please inform us about the future measures taken by your authorities in this matter.

Yours,



Cecilia Wikström
President Comittee on Petitions

Annex: Summary of petition 0660/2018

0660/2018

Petition No 0660/2018 by J.C.M. (Spanish), on behalf of FADES (Spanish Association of Host Families), on minors under guardianship

The petitioner states that minors living under guardianship in Spain and whose parents are Romanian nationals, as a result of neglect from their biological families, live in a situation that restricts their rights as they do not have a defined nationality. As a result, their access to social assistance is restricted, especially for the most vulnerable children with disabilities. The petitioner asks the competent authorities to resolve the situation and help the host families concerned.

Recommendations

- declare admissible;
- inform the petitioner of Law 26/2015 of 28 July 2015, on the modification of the protection system for children and adolescents. mention that ‘when a public entity assumes the guardianship of a foreign minor in Spain, the General Government Administration will, if necessary and without delay, provide documentation proving their status and proof of residence, once it is established that returning to their family or country of origin will prove impossible’;
- ask the Commission for information;
- send to LIBE and JURI for information;
- forward for information to the Coordinator on children’s rights and the Intergroup on Children’s Rights.