Basic information

2023/0393(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Directive	Procedure completed
European Disability Card and European Parking Card for persons with disabilities: extending to third country nationals legally residing in a Member State **Subject** 4.10.06 People with disabilities	

Key players

European Parliament

Joint committee responsible	Rapporteur	Appointed
EMPL Employment and Social Affairs	MANDERS Antonius (EPP)	18/12/2023
LIBE Civil Liberties, Justice and Home Affairs	KUHNKE Alice (Greens /EFA)	18/12/2023
	Shadow rapporteur OCHOJSKA Janina (EPP) ENGERER Cyrus (S&D) ALBUQUERQUE João (S&D) ĎURIŠ NICHOLSONOVÁ Lucia (Renew) RASMUSSEN Bergur Løkke (Renew) LANGENSIEPEN Katrin (Greens/EFA) WIŚNIEWSKA Jadwiga (ECR) RAFALSKA Elżbieta (ECR) LIZZI Elena (ID) PELLETIER Anne-Sophie (The Left)	

Council of the European Union

European Commission

Commission DG	Commissioner
Employment, Social Affairs and Inclusion	DALLI Helena

Key events

Date	Event	Reference	Summary
31/10/2023	Legislative proposal published	COM(2023)0698	Summary
18/01/2024	Committee referral announced in Parliament, 1st reading		
18/01/2024	Referral to joint committee announced in Parliament		
22/02/2024	Vote in committee, 1st reading		
22/02/2024	Committee decision to open interinstitutional negotiations with report adopted in committee		
26/02/2024	Committee report tabled for plenary, 1st reading	A9-0059/2024	Summary
26/02/2024	Committee decision to enter into interinstitutional negotiations announced in plenary (Rule 72)		
27/02/2024	Committee decision to enter into interinstitutional negotiations confirmed by plenary (Rule 72)		
19/03/2024	Approval in committee of the text agreed at 1st reading interinstitutional negotiations	GEDA/A/(2024)001523	
23/04/2024	Debate in Parliament		
24/04/2024	Decision by Parliament, 1st reading	T9-0340/2024	Summary
24/04/2024	Results of vote in Parliament		
14/10/2024	Act adopted by Council after Parliament's 1st reading		
23/10/2024	Final act signed		
14/11/2024	Final act published in Official Journal		

Technical information

Procedure reference	2023/0393(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)
Procedure subtype	Legislation
Legislative instrument	Directive
Legal basis	Rules of Procedure EP 59 Treaty on the Functioning of the European Union TFEU 079-p2
Stage reached in procedure	Procedure completed
Committee dossier	CJ47/9/13996

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary

Committee draft report		PE758.218	29/01/2024	
Amendments tabled in committee		PE758.883	06/02/2024	
Committee report tabled for plenary, 1st reading/single reading		A9-0059/2024	26/02/2024	Summary
Text adopted by Parliament, 1st reading/single reading		T9-0340/2024	24/04/2024	Summary

Council of the EU

Document type	Reference	Date	Summary
Coreper letter confirming interinstitutional agreement	GEDA/A/(2024)001523	15/03/2024	
Draft final act	00070/2024/LEX	23/10/2024	

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(2023)0698	31/10/2023	Summary
Commission response to text adopted in plenary	SP(2024)394	08/08/2024	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
CofR	Committee of the Regions: opinion	CDR4646/2023	31/01/2024	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Meetings with interest representatives published in line with the Rules of Procedure

Other Members

Transparency

Name	Date	Interest representatives
ENGERER Cyrus	01/02/2024	European Disability Forum

Final act

Directive 2024/2842
OJ OJ L 14.11.2024 Summary

European Disability Card and European Parking Card for persons with disabilities: extending to third country nationals legally residing in a Member State

2023/0393(COD) - 24/04/2024 - Text adopted by Parliament, 1st reading/single reading

The European Parliament adopted by 607 votes to 8, with 17 abstentions, a legislative resolution on the proposal for a directive of the European Parliament and of the Council extending the Directive on the European Disability Card and European Parking Card for persons with disabilities for third country nationals legally residing in a Member State.

The European Parliament adopted its position at first reading under the ordinary legislative procedure.

Under the amended text, the rules, rights and obligations set out in the Directive of the European Parliament and of the Council establishing the European disability card and the European parking card for people with disabilities will **apply to third-country nationals** legally resident in a Member State who are not beneficiaries of that Directive and whose status as a person with a disability or entitlement to specific services on grounds of disability and the right to benefit from parking conditions and facilities reserved for disabled persons, have been recognised by the Member State of their residence, as well as to persons accompanying and helping them, including personal assistants, or to assistance animals.

For instance, third-country nationals who are beneficiaries of temporary protection under Council Directive 2001/55/EC or beneficiaries of international protection should be covered by this Directive, provided that they are legally residing in a Member State and that their disability status or entitlement to specific services based on a disability has been recognised by that Member State.

Member States are encouraged to provide information to third-country nationals with disabilities covered by this Directive in a language that they can understand or that they are reasonably expected to understand.

The amended text stated that third-country nationals with disabilities are at a heightened risk of being subject to multiple forms of discrimination. The United Nations Convention on the Rights of Persons with Disabilities recognises the difficult conditions faced by persons with disabilities who are subject to multiple or aggravated forms of discrimination on the basis of race, colour, sex, language, religion, political or other opinion, national, ethnic, indigenous or social origin, property, birth, age or other status.

European Disability Card and European Parking Card for persons with disabilities: extending to third country nationals legally residing in a Member State

2023/0393(COD) - 26/02/2024 - Committee report tabled for plenary, 1st reading/single reading

The Committee on Employment and Social Affairs and the Committee on Civil Liberties, Justice and Home Affairs adopted the joint report by Antonius MANDERS (EPP, NL) and Alice KUHNKE (Greens/EFA, SE) on the proposal for a directive of the European Parliament and of the Council extending Directive [XXXX] to third country nationals legally residing in a Member State.

The committee responsible recommended that the European Parliament's position adopted at first reading under the ordinary legislative procedure should amend the proposal as follows:

The amended text stipulated that Member States should ensure that the rules, rights and obligations laid down in the future European Parliament and Council Directive establishing the European Disability Card and the European Parking Card for persons with disabilities apply to third country nationals not falling within the scope of that Directive whose disability status and/or rights to parking conditions and facilities reserved for persons with disabilities, have been recognised by the Member State of their residence, as well as to **any persons accompanying or assisting them**, including their personal assistants, **regardless of their nationality**, as well as to those making use of **assistance animals** such as guide dogs or assistance dogs.

Improved accessibility

Members included a new article stipulating that Member States should make the conditions and rules, practices, and procedures to issue, renew or withdraw a European Disability Card and a European Parking Card for persons with disabilities who are third country nationals legally residing in their territory publicly available and in accessible formats, including in digital and easy-to-read formats, and upon request, in assistive formats requested by them, and in a language that they can understand.

Moreover, the European Disability Card should be issued or renewed by the Member State of residence directly or upon application by the person with disabilities or by an authorised person, under national law. Persons with disabilities should be informed in a language that they can understand about the possibility to apply for the European Disability Card when it is not issued directly.

Cost

The card should be issued and renewed free of charge to the beneficiary, within the same period for issuing disability certificates, disability cards or any other formal document or procedure recognising the disability status or entitlement to specific services based on a disability. Member States may decide to charge a fee for the costs relating to the reissuance of the card in cases of loss or damage. In case of a fee, Member States should ensure that the fee does not exceed the administrative costs concerned or discourage persons with disabilities from requesting the card again.

Reporting

A report should be carried out by the Commission addressing the use of the European Disability Card and European Parking Card for persons with disabilities, in particular the impact of any fees where relevant. It should also include an analysis of specific situations of disadvantage resulting from intersectional discrimination, which is understood as discrimination based on a combination of disability, as well as other grounds with a particular focus on women and girls with disabilities.

European Disability Card and European Parking Card for persons with disabilities: extending to third country nationals legally residing in a Member State

2023/0393(COD) - 31/10/2023 - Legislative proposal

PURPOSE: to extend the scope of the proposal for a Directive establishing the European Disability Card and the European Parking Card for persons with disabilities to third country nationals.

PROPOSED ACT: Directive of the European Parliament and of the Council.

ROLE OF THE EUROPEAN PARLIAMENT: the European Parliament decides in accordance with the ordinary legislative procedure and on an equal footing with the Council.

BACKGROUND: as a reminder, the Commission adopted a proposal for a Directive establishing the European Disability Card and the European Parking Card for persons with disabilities on 6 September 2023. That proposal establishes the framework, rules and common conditions for those cards for persons with disabilities when travelling to or visiting another Member State for a short period. It includes a common standardised model for a European Disability Card as proof of recognised disability status and for a European Parking Card for persons with disabilities as proof of their recognised right to parking conditions and facilities reserved for persons with disabilities.

When adopting the proposal for a Directive establishing the European Disability Card and the European Parking Card for persons with disabilities, and in view of guaranteeing **equal treatment of third country nationals** with EU citizens, the Commission expressed its intention to put forward a **separate legal act extending the scope of that proposal to third country nationals** legally residing in the territory of a Member State who do not fall within the scope of that Directive, whose disability status has been recognised by that Member State, and who are entitled to move or travel to other Member States in accordance with Union law.

CONTENT: this new proposal follows up on that intention and has the objective of ensuring that the same framework as laid down in the proposal for a Directive establishing the European Disability Card and the European Parking Card for persons with disabilities applies to those third country nationals with a disability, who are not already covered by it, when travelling or moving to another Member State for a short period. Thus, it will ensure that it applies to those third country nationals who are legally residing in the territory of a Member State, whose disability status has been recognised by that Member State, and who are entitled to move or travel to other Member States in accordance with Union law.

More specifically, the proposal aims to:

- provide holders of the European Disability Card who are third-country nationals with access on equal terms and conditions in the Member State visited or of travel to any special preferential conditions or preferential treatment with respect to services, activities and facilities offered to persons with disabilities;

- provide holders of the European Parking Card for persons with disabilities who are third country nationals with access on equal terms and conditions in the Member State visited or of travel to any parking conditions and facilities offered to or reserved for persons with disabilities.

European Disability Card and European Parking Card for persons with disabilities: extending to third country nationals legally residing in a Member State

2023/0393(COD) - 14/11/2024 - Final act

PURPOSE: to extend the measures laid down in Directive (EU) 2024/2841 establishing the European Disability Card and the European Parking Card for persons with disabilities to third-country nationals legally residing in a Member State.

LEGISLATIVE ACT: Directive (EU) 2024/2842 of the European Parliament and of the Council extending Directive (EU) 2024/2841 to third-country nationals legally residing in a Member State.

CONTENT: in order to strengthen the exercise of the free movement rights of persons with disabilities and to enhance the possibilities for persons with disabilities to travel to or visit another Member State for a short stay, Directive (EU) 2024/2841 of the European Parliament and of the Council establishes the framework of common rules and conditions, including a common standardised and accessible format:

- for a **European Disability Card** as proof of a recognised disability status or of an entitlement to specific services based on a disability, for accessing, on equal terms and conditions, any special conditions or preferential treatment offered by public authorities or private operators in a variety of services, activities or facilities, including where not provided for remuneration, and;

- for a **European Parking Card** for persons with disabilities, as proof of their recognised right to parking conditions and facilities reserved for persons with disabilities in a Member State other than that in which they reside.

This directive extends the rules, rights and obligations laid down in Directive (EU) 2024/2841 **to persons with disabilities who are third-country nationals legally residing in a Member State** and who are not beneficiaries of Directive (EU) 2024/2841, as well as to persons accompanying or assisting them including personal assistants, or to assistance animals.

Third-country nationals who are legally resident in an EU country will therefore also be able to use the European disability card and the European parking card for people with disabilities during short-term stays in other Member States.

Third-country nationals who are beneficiaries of temporary protection or beneficiaries of international protection should be covered by this Directive, provided that they are legally residing in a Member State and that their disability status or entitlement to specific services based on a disability has been recognised by that Member State.

ENTRY INTO FORCE: 4.12.2024.

TRANSPOSITION: from 5.6.2027.

APPLICATION: from 5.6.2028.