



EUROPEAN COMMISSION
DIRECTORATE-GENERAL JUSTICE AND CONSUMERS

Directorate C: Fundamental rights and rule of law
Unit C.1 : Justice policy and rule of law

Brussels

Dear petitioners,

thank you for your letters of 16 December 2022 enclosing a petition on the situation of the Spanish Constitutional Court.

The petition

The petitioners complain about the legal amendments tabled in the Spanish Parliament in December 2022 in relation to certain aspects of the appointment of the Constitutional Court. They criticise the substance of those amendments as well as the legal technique used.

The Commission's observation

The Commission is aware of the legal developments to which you refer, including the legal proposal aiming to modify some aspects of the appointment of members of the Constitutional Court, as well as the interim measures taken by the Constitutional Court suspending the vote in the Senate of such proposal. The Commission is also aware that in the meantime, four new members of the Constitutional Court have been appointed. The Commission continues to follow the situation closely, in particular in the context of the preparation of the 2023 Rule of Law Report.

Conclusion

The Commission remains committed to upholding the rule of law and judicial independence in all Member States, and will continue to work with the Spanish authorities to promote the rule of law within the framework of the comprehensive rule of law mechanism.

