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#### **NOTE**

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From: Permanent Representatives Committee (Part 1)  
To: Council

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Subject: Proposal for a Directive of the European Parliament and of the Council  
establishing the European Disability Card and the European Parking Card  
for persons with disabilities  
*- General approach*

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#### **I. INTRODUCTION**

On 6 September 2023, the Commission adopted a proposal for a Directive of the European Parliament and of the Council establishing the European Disability Card and the European Parking Card for persons with disabilities<sup>1</sup>.

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<sup>1</sup> Doc. 12755/23

The proposed Directive aims to ensure equal access to special conditions and preferential treatment for persons with disabilities during short stays in other Member States and, as a result, facilitate the free movement of persons with disabilities. It introduces a standardised European Disability Card as proof of disability and a standardised European Parking Card for persons with disabilities, as proof of recognised right to parking conditions and facilities reserved for persons with disabilities (“parking rights”). It is a flagship initiative of the Strategy for the Rights of Persons with Disabilities 2021-2030<sup>2</sup> and contributes to the implementation of the United Nations Convention on the Rights of Persons with Disabilities (UNCRPD).

The proposal covers several policy areas and therefore uses several legal bases:

- Article 53(1) TFEU and Article 62 TFEU concerning services provided for remuneration in the internal market;
- Article 91 TFEU concerning services in the field of transport, including parking facilities;
- Article 21(2) TFEU for activities and facilities that do not fall under the term ‘services’, in particular those activities and facilities not provided for remuneration.

It will be negotiated under the ordinary legislative procedure foreseen in all the abovementioned Articles.

The national parliaments of DK<sup>3</sup> and PT<sup>4</sup> submitted opinions on the Commission’s proposal.

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<sup>2</sup> Doc. 6268/21  
<sup>3</sup> Doc. 15300/23  
<sup>4</sup> Doc. 15532/23

The European Economic and Social Committee adopted an exploratory Opinion concerning the initiative for a European Disability Card<sup>5</sup>. The opinion of the European Economic and Social Committee on the Commission's proposal was requested on 28 September 2023, and is pending.

The opinion of the Committee of the Regions was requested on 28 September 2023, and is pending.

In the European Parliament, the Committee on Employment and Social Affairs has the lead responsibility. The Parliament has not yet decided on its position.

## II. STATE OF PLAY

The proposal has been examined in detail by the Working Party on Social Questions over the past three months<sup>6</sup>.

During the course of the negotiations, the Presidency has made changes to the text to resolve the concerns expressed by delegations. Many of the changes introduced aim to improve clarity regarding the personal and material scope of the Directive and accommodate the diversity and particularities of the varied national systems in place in Member States.

The main changes include the following:

1. The concept of 'disability status' has been clarified throughout the text, especially as regards Member States that do not have a single definition of disability.
2. Two additional exemptions were introduced in Article 2 to exclude certain services from the scope of the Directive.

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<sup>5</sup> SOC/765, 27/04/2024.

<sup>6</sup> Meetings held on 18 and 25 September, 11-12 October, 30 October and 10 November 2023.

3. In the interest of legal certainty, a definition of the term ‘short stay’ was added in Article 3. Article 2(2) was added to clarify that Member States may decide to apply the Directive for periods longer than a short stay.
4. Changes were made to further clarify the personal scope of the Directive, especially concerning the definition of beneficiaries in Article 4 and the use of letter ‘A’ that may be added on the European Disability Card.
5. The provisions concerning the issuance and validity of the cards in Articles 6 and 7 have been made less prescriptive. The European Parking Card for persons with disabilities shall always be issued as a physical card and Member States may decide to complement the physical version by an accessible digital format.
6. To ensure the active involvement of Member States in setting the digital format for both cards, Articles 6 and 7 now foresee that the relevant common technical specifications will be laid down by an implementing act. A deadline for the adoption of the implementing acts by the Commission was set at 1 year after the entry into force of the Directive.
7. The term penalties in Article 14 was replaced by the term ‘appropriate measures’.
8. The transposition period to adopt the laws, regulations and administrative provisions to comply with the Directive has been extended from 18 months to 36 months. The transposition period to apply the Directive was extended from 30 months to 48 months.
9. Bearing in mind the importance of multilingualism, the text was amended to allow Member States to issue bilingual cards using English and their national language(s).
10. The current text envisages the inclusion of a QR code on both cards, as the most effective digital feature aiming to address fraud.

### **III. PRESIDENCY COMPROMISE PROPOSAL**

On 22 November, the Presidency presented a compromise text<sup>7</sup> to Coreper, with a view to reaching a general approach at the EPSCO Council on 27 November 2023. All delegations that took the floor were able to support the Presidency compromise proposal and no delegation was opposed to it. The Committee was also informed about the outcome of the examination of the impact assessment, as summarised in the Addendum to document 15463/23.

### **IV. CONCLUSION**

The Council (EPSCO) is invited to reach a General Approach on the text as set out in the Annex to this note and to mandate the Presidency to enter into negotiations on the file with the representatives of the European Parliament.

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<sup>7</sup> Doc. 15463/23.

2023/0311 (COD)

Proposal for a

**DIRECTIVE OF THE EUROPEAN PARLIAMENT AND OF THE COUNCIL**

**establishing the European Disability Card and the European Parking Card for persons with disabilities**

(Text with EEA relevance)

THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,

Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 53(1) and 62, Article 91 and Article 21(2) TFEU thereof,

Having regard to the proposal from the European Commission,

After transmission of the draft legislative act to the national parliaments,

Having regard to the opinion of the European Economic and Social Committee<sup>1</sup>,

Having regard to the opinion of the Committee of the Regions<sup>2</sup>,

Acting in accordance with the ordinary legislative procedure,

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<sup>1</sup> OJ C , , p . .

<sup>2</sup> OJ C , , p . .

Whereas:

- (1) The European Union is founded on the values of human dignity, freedom, and respect of human rights and committed to combating discrimination, including on the grounds of disability, as set out in the Treaty on European Union (TEU), the Treaty on the Functioning of the European Union (TFEU) and the Charter of Fundamental Rights of the European Union (the ‘Charter’).
- (2) In Article 26 of the Charter, the Union recognises and respects the right of persons with disabilities to benefit from measures designed to ensure their independence, social and occupational integration and participation in the life of the community.
- (3) Every citizen of the Union has the fundamental right to move and reside freely within the territory of the Member States, subject to the limitations and conditions laid down in the Treaties and by the measures adopted to give effect to them.
- (4) According to the Court of Justice of the European Union, citizenship of the Union is destined to be the fundamental status of nationals of the Member States when exercising the right to move and reside within the territory of the Member States, enabling those who find themselves in the same situation to enjoy, within the scope *ratione materiae* of the TFEU, the same treatment in law irrespective of their nationality, subject to such exceptions as are expressly provided for.
- (5) The Union is a Party to the United Nations Convention on the Rights of Persons with Disabilities (UNCRPD)<sup>3</sup>, and is bound by its provisions which are an integral part of the Union legal order to the extent of its competences. All the Member States are Parties to the UNCRPD and are bound by it also to the extent of their competences.

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<sup>3</sup> Council Decision 2010/48/EC of 26 November 2009 concerning the conclusion, by the European Community, of the United Nations Convention on the Rights of Persons with Disabilities, OJ L 23, 27.1.2010, p. 35.

- (6) The purpose of the UNCRPD is to promote, protect and ensure the full and equal enjoyment of all human rights and fundamental freedoms by all persons with disabilities without discrimination of any kind, and to promote respect of their inherent dignity, thus ensuring their full and effective participation and inclusion in society on an equal basis with others. The UNCRPD also recognises the importance of the need to take appropriate measures to ensure accessibility to persons with disabilities. The UNCRPD states that women and girls with disabilities are subject to multiple forms of discrimination, and therefore State Parties shall take measures to ensure the full and equal enjoyment by them of all human rights and fundamental freedoms.
- (7) The European Pillar of Social Rights, proclaimed by the European Parliament, the Council and the European Commission at Gothenburg on 17 November 2017<sup>4</sup> provides that everyone, *inter alia* regardless of disability, has the right to equal treatment and opportunities regarding, among others, access to goods and services available to the public (principle 3). In addition, the European Pillar of Social Rights recognises that persons with disabilities have the right to services that enable them to participate in society (principle 17).
- (8) Directive (EU) 2019/882 of the European Parliament and the Council<sup>5</sup> (the ‘European Accessibility Act’) aims to improve access to products and services by eliminating and preventing barriers arising from divergent accessibility requirements in the Member States, thus contributing to increasing the availability of accessible products and services in the internal market, including access to websites and mobile device based service of certain public services<sup>6</sup>, and improve the accessibility of relevant information.

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<sup>4</sup> Interinstitutional Proclamation on the European Pillar of Social Rights, OJ C 428, 13.12.2017, p. 10.

<sup>5</sup> Directive (EU) 2019/882 of the European Parliament and of the Council of 17 April 2019 on the accessibility requirements for products and services, (OJ L 151, 7.6.2019, p. 70).

<sup>6</sup> In addition, Directive (EU) 2016/2102 on the accessibility of the websites and mobile applications of public sector bodies, aims to improve the accessibility of public sector bodies websites and their mobile apps.



- (8a) In addition, Union law also guarantees the right to non-discrimination in access to transport and other rights. Such rights may include, but are not limited to, the right to receive assistance free of charge for passengers with disabilities and reduced mobility travelling by air<sup>7</sup>, rail<sup>8</sup>, waterborne means of transport<sup>9</sup>, or bus and coach<sup>10</sup>. Union law also enables the Member States to provide for reduced fees or user charges for toll roads/bridges/tunnels as well as exemptions from the obligation to pay such fees or user charges for or any vehicle used or owned by persons with disabilities as concerns the roads subject to road charging<sup>11</sup>.
- (9) Persons with disabilities may apply to competent authorities or bodies in the Member State in which they reside for the recognition of disability status as this is a matter within their competence. Each Member State has disability assessment procedures which differ from Member State to Member State. Where the competent authorities or bodies recognise the disability status of an applicant, they may issue a disability certificate, a disability card or other formal document recognising the applicant's disability status. Some Member States do not have a single definition of a disability status, which may lead to recognition of different levels of disability. In those Member States, entitlements to specific services based on a disability or other criteria may be used when services or benefits are granted to persons with disabilities.

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<sup>7</sup> Regulation (EC) No 1107/2006 of the European Parliament and of the Council of 5 July 2006 concerning the rights of disabled persons and persons with reduced mobility when travelling by air, OJ L 204, 26.7.2006, p. 1.

<sup>8</sup> Regulation (EU) 2021/782 of the European Parliament and of the Council of 29 April 2021 on rail passengers' rights and obligations OJ L 172, 17.5.2021, p. 1.

<sup>9</sup> Regulation (EU) No 1177/2010 of the European Parliament and of the Council of 24 November 2010 concerning the rights of passengers when travelling by sea and inland waterway and amending Regulation (EC) No 2006/2004, OJ L 334, 17.12.2010, p. 1.

<sup>10</sup> Regulation (EU) No 181/2011 of the European Parliament and of the Council of 16 February 2011 concerning the rights of passengers in bus and coach transport and amending Regulation (EC) No 2006/2004 (OJ L 55, 28.2.2011, p. 1).

<sup>11</sup> Directive (EU) 2022/362 of the European Parliament and of the Council of 24 February 2022 amending Directives 1999/62/EC, 1999/37/EC and (EU) 2019/520, as regards the charging of vehicles for the use of certain infrastructures (OJ L 69/1, 4.3.2022, p.1).

- (10) Due to the lack of recognition of disability status between Member States, persons with disabilities may face specific difficulties when exercising their fundamental rights of free movement. This is particularly the case for short stays or visits to another Member State within the meaning of Article 6 of Directive 2004/38/EC, which provides that Union citizens and their family members should have the right to reside in another Member State for a period up to three months without being subject to any conditions or any formalities other than the requirement to hold a valid identity card or passport. For periods longer than three months, Article 7 of Directive 2004/38/EC requires additional conditions to be met and, in this case, the host Member State may require Union citizens to register with the relevant authorities.
- (11) Persons with disabilities moving for longer periods to other Member States for employment, study or other purposes, except where otherwise provided by law or agreed among Member States, may have their disability assessed and formally recognised by the competent authorities or bodies in the other Member State and may receive a disability certificate, a disability card, or any other formal document recognising their disability status or a decision on the entitlement to specific services based on a disability in accordance with applicable rules of that Member State.
- (12) However, persons with recognised disability status or entitlement to specific services based on a disability travelling to or visiting for a short period of time a Member State other than the Member State in which they reside, may encounter significant difficulties, if their disability status or entitlement to specific services based on a disability is not recognised in the Member State they travel to or visit and if they do not hold a certificate, disability card or any other formal document recognising their disability status or entitlement to specific services based on a disability in the host Member State in order to benefit from special conditions and/or preferential treatment offered there.

- (13) In this case, persons with disabilities travelling to or visiting another Member State are put at a disadvantage when exercising their free movement rights as compared to persons with disabilities holding a disability certificate, a disability card or any other formal document recognising their disability status or entitlement to specific services based on a disability in the Member State they travel to or visit.
- (14) Furthermore, not knowing whether and, if so, to what extent their disability status or entitlement to specific services based on a disability and formal documents recognising this may be recognised when travelling to or visiting another Member State, creates uncertainty for them. Ultimately, persons with disabilities may be deterred from exercising their rights of free movement.
- (15) Alongside barriers and limitations in accessibility in public and private spaces, high expenses are a key factor discouraging many persons with disabilities from travel<sup>12</sup>, because they have specific needs and may also require person(s) accompanying or assisting them including those recognised as personal assistant(s) in accordance with national legislation or practices, or making use of assistance animals, making their travel costs higher than for persons without disabilities<sup>13</sup>. The lack of recognition of disability status or entitlement to specific services based on a disability in other Member States might limit their access to special conditions, such as free access or reduced tariffs, or preferential treatment and has an impact on their travel costs, lives and choices.

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<sup>12</sup> Findings from Final Report based on Survey targeted at EU-level CSOs; Shaw and Coles, 'Disability, holiday making and the tourism industry in the UK: a preliminary survey', 25(3) *Tourism Management* (2004) 397-403; Eugénia Lima Devile and Andreia Antunes Moura (2021), *Travel by People With Physical Disabilities: Constraints and Influences in the Decision-Making Process*.

<sup>13</sup> McKercher and Darcy (2018), *Re-conceptualizing barriers to travel by people with disabilities, Tourism Management Perspectives*, 59-66.

- (16) Preferential treatment (such as personal assistance, priority access, the possibility to not wait in line, etc.) offered with or without remuneration may be important for persons with disabilities to be able to access various services, activities or facilities and to better experience them. However, due to the lack of recognition, in the Member State they visit or travel to, of their disability status or entitlement to specific services based on a disability and of formal documents recognising this issued in other Member States, persons with disabilities may not be able to benefit from the special conditions or preferential treatment offered by private operators or public authorities in that Member State to holders of a disability certificate, disability card or any other formal document recognising their disability status or entitlement to specific services based on a disability issued there.
- (17) The Pilot Project on the EU Disability Card launched in 2016 and carried out in eight Member States, demonstrated the advantages for persons with disabilities in accessing services in the areas of culture, leisure, sport, and, in some cases, transport, and supporting their cross-border movement in the EU for a short period<sup>14</sup>. In addition, it included other examples of services, activities and facilities which offer special conditions or preferential treatment to persons with disabilities.
- (18) On the basis of their disability status or entitlement to specific services based on a disability, persons with disabilities may apply for a parking card to competent authorities or bodies in the Member State in which they reside for the issuance of a parking card for person with disabilities which recognises the right to certain parking conditions and facilities reserved for persons with disabilities. Each Member State has in place an application procedure, be it at local, regional or national level, to obtain a parking card for person with disabilities (or person(s) accompanying or assisting them including personal assistant(s)) and criteria which must be fulfilled in order to be eligible.

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<sup>14</sup> See also the Final Report of the Study assessing the implementation of the pilot action on the EU Disability Card and associated benefits, published in May 2021, <https://op.europa.eu/en/publication-detail/-/publication/4adbe538-0a02-11ec-b5d3-01aa75ed71a1/language-en>.

- (19) Council Recommendation 98/376/EC<sup>15</sup> has provided for a European model of a parking card for persons with disabilities, which has facilitated the recognition of the parking card across Member States. However, its implementation and the inclusion of national specific additions or deviations from the recommended model have led to a variety of different cards. This hinders the cross-border recognition of the cards across Member States, hampering the access of persons with disabilities to parking conditions provided and facilities reserved for persons with disabilities who are holders of a parking card in other Member States. Moreover, the Council Recommendation has not been updated to reflect ongoing technological and digitalisation developments. Member States also experience problems with fraud and forgery of the cards, as the format is usually quite simple and easily forged and in practice different in each Member States, which makes it difficult to verify. As the co-legislators adopt legally binding rules which are more detailed in this field, the Council Recommendation is no longer achieving these objectives. Consequently, Member States may allow cards issued before the date of application of this Directive, in accordance with the Council Recommendation on parking cards for persons with disabilities, to have the same effect as the European Parking Card in their territory.
- (20) In order to facilitate the access by persons with disabilities to special conditions or preferential treatment related to services, activities and facilities, including when provided not for remuneration, in other Member States, remaining barriers and difficulties in travelling to or visiting another Member State due to the lack of recognition of their disability status or entitlement to specific services based on a disability and of formal documents recognising this issued in other Member States and parking rights should be removed.

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<sup>15</sup> Council Recommendation of 4 June 1998 on a parking card for people with disabilities (OJ L 167, 12.6.1998, p. 25), as adapted by Council Recommendation of 3 March 2008 by reason of accession of the Republic of Bulgaria, the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, Romania, the Republic of Slovenia and the Slovak Republic OJ L 63/43, 7.3.2008.

- (21) Therefore, in view of facilitating the exercise by persons with disabilities when travelling to or visiting another Member State for a short stay, of the rights to access special conditions or preferential treatment offered by private operators or public authorities without discrimination on grounds of nationality on the same basis as persons with disabilities in that Member State, and in view of facilitating the use of transport and benefiting from parking conditions and facilities reserved for persons with disabilities on the same basis as in that Member State, it is necessary to establish the framework, rules and common conditions, including a common standardised model, for a European Disability Card as proof of recognised disability status or of the entitlement to specific services based on a disability 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. Member States may also decide to apply the provisions of this Directive to persons with a recognised disability status or entitlement to specific services based on a disability for periods longer than a short stay, including in the context of EU mobility programmes.
- (22) Mutual recognition of the European Disability Card and the European Parking Card for persons with disabilities should facilitate and guarantee persons with recognised disability status or entitlement to specific services based on a disability in a Member State, access to special conditions or preferential treatment offered by private operators or public authorities in a variety of services, activities and facilities, including when not provided for remuneration, as well as access to parking conditions and facilities reserved for persons with disabilities, on equal terms and conditions as those provided for on the basis of national certificates, disability cards or other formal documents recognising disability status, where such formal documents exist, and parking cards for persons with disabilities issued by the competent authorities or bodies in the host country.

- (23) Beside parking conditions and facilities, the services, activities and facilities covered by this Directive concern a wide variety of ever-changing activities, including activities provided not for remuneration, by public authorities or private operators, either on a mandatory (on the basis of national/local rules or legal obligations) but often also on a voluntary basis (in particular by private operators) in a variety of policy domains.
- (24) Special conditions or preferential treatment may include, but are not limited to, free access, reduced tariffs, reduced fees or user charges for toll roads/bridges/tunnels, priority access, designated seats in parks and other public areas, accessible seating in cultural or public events, personal assistance, assistance animals, assistance on the beach to enter the water, support (such as access to braille, audio guides, sign language interpretation), provisions of aids or assistance, loan of a wheelchair, loan of a floating wheelchair, obtaining tourist information in accessible formats, using a mobility scooter on roads or a wheelchair in bike lanes without a fine, etc. Parking conditions and facilities may include, but are not limited to, extended parking or reserved parking spaces, as well as access to areas where traffic is restricted to specific vehicles in accordance with national law, such as low-emission zones. With respect to passenger transport services by air, rail, waterborne means of transport or bus and coach<sup>16</sup>, in addition to the special conditions or preferential treatment offered to persons with disabilities, assistance animals, personal assistants or other persons accompanying or assisting persons with disabilities (or reduced mobility) may travel free of charge or at a reduced price and be seated, where practicable, next to the person with disabilities.

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<sup>16</sup> See footnotes 7 to 10.

- (25) The issuance of the European Disability Card and the European Parking Card for persons with disabilities in a Member State is to be determined by this Directive together with that Member State's applicable procedures and competences for the assessment and recognition of disability status or entitlement to specific services based on a disability, and parking rights for persons with disabilities. Member States should ensure that the procedure and/or costs for the issuance or renewal of the European Disability Card and the European Parking Card for persons with disabilities do not prevent or discourage persons with disabilities from acquiring the cards.
- (26) In addition to the physical format of the European Disability Card, Member States should provide for a digital card, and may provide for a digital format of the European Parking Card for persons with disabilities, when technical specifications have been set via implementing acts. Such specifications should build on the experience of past and ongoing work at European level on digitalisation of certificates and documents, such as the EU Digital COVID Certificate set up under Regulation (EU) 2021/953 and enable the use of the European Disability Card and the European Parking Card for persons with disabilities via a digital identity wallet at EU level. Persons with disabilities should be given the option to use either the physical or the digital format of the European Disability Card or both. In Member States where the physical version of the European Parking Card for persons with disabilities is complemented by a digital format, persons with disabilities may request the physical card and, if they so wish, both the digital and the physical card.



- (27) The issuance of the European Disability Card and the European Parking Card for persons with disabilities entails the processing of personal data, including in particular the data concerning the card holder's disability status, which constitutes 'data concerning health' within the meaning of Article 4(15) of Regulation (EU) 2016/679<sup>17</sup> and is a special category of personal data within the meaning of Article 9 of that Regulation. Any personal data processing in the context of this Directive should comply with applicable data protection legislation, in particular Regulation (EU) 2016/679. When transposing this Directive, the Member States should ensure that the national legislation include appropriate safeguards applicable to the processing of personal data, in particular special categories of personal data. The Member States should also ensure the security, integrity, authenticity and confidentiality of the data collected and stored for the purpose of this Directive.
- (28) The Member State responsible for issuing the European Disability Card or the European Parking Card for persons with disabilities should be the one where the person habitually resides in accordance with Union law and received the assessment of their disability status or entitlement to specific services based on a disability. Holders of a European Disability Card or European Parking Card for persons with disabilities should be able to use the cards during their stay in any other Member State.
- (29) [...]

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<sup>17</sup> Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation) (OJ L 119, 4.5.2016, p. 1).

- (30) The envisaged framework for mutual recognition of the European Disability Card and the European Parking Card for persons with disabilities does not impinge on the competences of a Member State to assess and recognise the disability status or entitlement to specific services based on a disability, and to grant special conditions, such as free access, reduced tariffs or preferential treatment for persons with disabilities, including those making use of assistance animals, and/or person(s) accompanying or assisting them including personal assistant(s). It does not impose an obligation to public entities or private operators to introduce special conditions or preferential treatment for persons with disabilities, nor does it create a centralised EU list of special conditions and preferential treatment for the European Disability Card holders across Member States. Public authorities and private operators may also choose to offer certain special conditions and preferential treatment only to a specific group of persons with disabilities, depending on the needs of that specific group.
- (30a) This Directive does not apply to social security benefits under Regulations (EC) No 883/2004 and (EC) No 987/2009, cash or in-kind benefits in the area of social protection and employment, or social assistance covered by Article 24(2) of Directive 2004/38/EC of the European Parliament and of the Council<sup>18</sup>. As the aim of this Directive is to facilitate equal access to special conditions or preferential treatment for persons with disabilities when travelling to or visiting another Member State for a short stay, this Directive does also not apply to special benefits or preferential treatment for the long-term inclusion, habilitation or rehabilitation of persons with disabilities, and to special conditions or preferential treatment to access specific services that are provided upon the fulfilment of additional criteria, including the performance of a specific individual assessment or a specific decision on the entitlement to specific services based on a disability.

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<sup>18</sup> Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004 on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States amending Regulation (EEC) No 1612/68 and repealing Directives 64/221/EEC, 68/360/EEC, 72/194/EEC, 73/148/EEC, 75/34/EEC, 75/35/EEC, 90/364/EEC, 90/365/EEC and 93/96/EEC, OJ L 158, 30.4.2004, p. 77.

- (31) In order to raise awareness and facilitate access to special conditions or preferential treatment, while travelling to or visiting another Member State, all relevant information with respect to the conditions, rules, practices, and procedures applicable to obtain the European Disability Card and/or the European Parking Card for persons with disabilities and its subsequent use should be made publicly available in a clear, comprehensive, user-friendly manner and accessible formats for persons with disabilities respecting the relevant accessibility requirements for services established in Annex I to Directive (EU) 2019/882.
- (31a) Member States should take measures to promote the provision of special conditions or preferential treatment for persons with disabilities by public authorities or private operators. Public authorities granting special conditions or preferential treatment to persons with disabilities should make such information publicly available in a clear, comprehensive, user-friendly manner and accessible formats, including through the public authorities' official website where available, or by other suitable means, in accordance with the relevant accessibility requirements for services established in Annex I to Directive (EU) 2019/882. Private operators granting special conditions or preferential treatment to persons with disabilities should also be encouraged to make such information publicly available in a clear, comprehensive, user-friendly manner and accessible formats. In addition, the Commission will include in a website, available in all EU languages, relevant information on the European Disability Card and the European Parking Card for persons with disabilities, in accessible formats. Member States are encouraged to provide the link to their national website to be included on the abovementioned website.
- (32) The Member States, with the support of the Commission, as appropriate and in accordance with their respective competences, should take the necessary steps to prevent any risk of forgery or fraud in relation to the European Disability Card or the European Parking Card for persons with disabilities and should actively combat fraudulent use and forgery of these cards.

- (33) In order to ensure the proper application of this Directive, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission to supplement the Directive to amend Annexes I and II in order to modify the data fields of the standardised format set out in Annexes I and II where such modifications are necessary, in order to adapt the format to technical developments, prevent forgery and fraud or to address abuse or misuse and ensure interoperability.
- (34) In order to ensure uniform conditions for the implementation of this Directive, implementing powers should be conferred on the Commission with regards to setting the accessible digital format of the European Disability Card, and the accessible digital format of the European Parking Card for persons with disabilities for Member States which decide to complement its physical version with a digital version, as well as with regards to establishing common technical specifications for the security and digital features, as well as interoperability matters, of the physical version of the cards. Those powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council<sup>19</sup>.
- (34a) In accordance with Regulation (EU) 2018/1725 of the European Parliament and of the Council, the Commission is to consult the European Data Protection Supervisor when preparing delegated acts or implementing acts that impact on the protection of individuals' rights and freedoms with regard to the processing of personal data. The Commission may also consult the European Data Protection Board where such acts are of particular importance for the protection of rights and freedoms of individuals with regard to the processing of personal data.

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<sup>19</sup> Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers (OJ L 55, 28.2.2011, p. 13).

- (35) Member States should ensure that adequate and effective means exist to ensure compliance with this Directive and should therefore establish appropriate remedies, including checks on compliance and administrative or judicial procedures, to guarantee that persons with disabilities, person(s) accompanying or assisting them including personal assistant(s), as well as public bodies or their representatives, private associations, organisations or other legal entities which have a legitimate interest in ensuring that the provisions of this Directive are complied with, may take action on behalf or in support of a person with disabilities, with his or her approval, in accordance with national law and procedures.
- (36) Member States should take appropriate measures in the event of breaches or failure to comply with the obligations laid down in this Directive and the rights which are within its scope. Appropriate measures can include administrative and financial sanctions, such as warnings, fines or the payment of compensation, as well as other types of penalties.
- (37) This Directive respects the fundamental rights and observes the principles recognised in particular by the Charter. Notably, this Directive seeks to ensure full respect for the rights of persons with disabilities to benefit from measures designed to ensure their independence, social and occupational integration and participation in the life of the community and to promote the application of Article 26 of the Charter.
- (38) Since the objective of this Directive, namely to contribute to the freedom of movement of persons with disabilities and enhance the possibilities for persons with disabilities to travel to or visit another Member States, and thereby fight against discrimination against them, cannot be sufficiently achieved by the Member States but can rather, by reason of the scale and effects of the action establishing a framework with rules and common conditions, be better achieved at Union level, the Union may adopt measures, in accordance with the principle of subsidiarity as set out in Article 5 of the Treaty on European Union. In accordance with the principle of proportionality, as set out in that Article, this Directive does not go beyond what is necessary in order to achieve that objective,

HAVE ADOPTED THIS DIRECTIVE:

**CHAPTER I**  
**GENERAL PROVISIONS**

*Article 1*

***Subject matter***

This Directive lays down:

- (a) the rules governing the issuance of the European Disability Card and the European Parking Card for persons with disabilities as proof respectively of a disability status or proof of entitlement to specific services based on a disability, or of a right to parking conditions and facilities reserved for persons with disabilities, in view of facilitating short stays of persons with disabilities in a Member State other than that of which they are a resident, by granting them access to any special conditions or preferential treatment with respect to services, activities or facilities, including when provided not for remuneration, or parking conditions and facilities offered to or reserved for persons with disabilities, including those making use of assistance animals, or person(s) accompanying or assisting them including their personal assistant(s);
- (b) common templates for the European Disability Card and the European Parking Card for persons with disabilities.

## *Article 2*

### *Scope*

1. This Directive shall apply to parking conditions and facilities and to all situations where special conditions or preferential treatment are offered by private operators or public authorities to persons with disabilities as regards access to the following services, activities and facilities, in the context of a short stay:
  - services within the meaning of Article 57 TFEU,
  - passenger transport services,
  - other activities and facilities, including where not provided for remuneration.
2. Member States may decide to apply the provisions of this Directive for periods longer than a short stay for card holders visiting or staying in their territory.
3. This Directive does not apply to:
  - (a) benefits in the area of social security under Regulations (EC) No 883/2004 and (EC) No 987/2009;
  - (b) contributory or non-contributory cash benefits or benefits in kind in the area of social protection or employment;
  - (c) social assistance covered by Article 24(2) of Directive 2004/38/EC;
  - (d) remunerated or non-remunerated services that are provided for the long-term inclusion, habilitation or rehabilitation of persons with disabilities;
  - (e) special conditions or preferential treatment to access specific services provided to persons with disabilities upon the fulfilment of additional criteria, including the performance of a specific individual assessment or a specific decision on the entitlement to specific services based on a disability.

4. This Directive does not affect Member States' competence to determine the conditions for assessing and recognising disability status or the entitlement to specific services based on a disability, or for granting the right to parking conditions and facilities reserved for persons with disabilities. It does not affect Member States' competence to issue at national, regional or local level, a certificate, a disability card or any other formal document for persons with disabilities, including a decision on the entitlement to specific services based on a disability.
5. This Directive does not affect national competences to grant or require to grant special benefits or specific, preferential conditions, such as free access, reduced tariffs, or preferential treatment for persons with disabilities, including those making use of assistance animals and, where provided, for person(s) accompanying or assisting them including their personal assistant(s).
6. This Directive shall be without prejudice to the rights that persons with disabilities or person(s) accompanying or assisting them, including their personal assistant(s), may derive from other provisions of Union law or national law implementing Union law, including those granting specific benefits, special conditions, or preferential treatment.



### *Article 3*

#### ***Definitions***

For the purpose of this Directive, the following definitions shall apply:

- (a) “Union citizen” means any person having the nationality of a Member State;
- (b) “family member of a Union citizen” means a member of the family within the meaning of Articles 2(2) and 3(2) of Directive 2004/38/EC;
- (c) “persons with disabilities” means persons who have long-term physical, mental, intellectual or sensory impairments which in interaction with various barriers may hinder their full and effective participation in society on an equal basis with others;
- (d) “personal assistant” is a person accompanying or assisting persons with disabilities who is recognised in accordance with the national legislation or practices as such;
- (e) “special conditions or preferential treatment” means specific conditions, including those related to financial conditions, or differentiated treatment related to assistance and support offered to persons with disabilities and/or, when applicable, to person(s) accompanying or assisting them including personal assistant(s) or assistance animals recognised in accordance with the national legislation or practices as such, irrespective whether provided on a voluntary basis or imposed by legal obligations;
- (f) “parking conditions and facilities” means any parking space reserved for persons with disabilities in general as well as associated parking benefits for, or preferential conditions afforded to, persons with disabilities, irrespective of whether provided on a voluntary basis or imposed by legal obligations;
- (g) “short stay” is a visit or stay in another Member State of up to three months;
- (h) “assistance animal” means an animal that provides assistance or performs tasks for the benefit of a person with a disability in accordance with national rules and practices.

## *Article 4*

### ***Beneficiaries***

This Directive shall apply to:

- (a) Union citizens and family members of Union citizens whose disability status or entitlement to specific services based on a disability is recognised by the competent authorities or bodies in the Member State of their residence, including where applicable, by means of a certificate, a disability card or any other formal document issued in accordance with national competences, practices, and procedures, who may be accompanied or assisted by one or when necessary several other person(s), including personal assistant(s), or by assistance animals, as it may be indicated by the letter "A" on their European Disability Card. The letter "A" may also be added for persons with disabilities with an increased need for support, according to national law and practices.
  
- (b) Union citizens and family members of Union citizens whose rights to parking conditions and facilities reserved for persons with disabilities are recognised by the competent authorities or bodies in their Member State of residence, including where applicable, by way of a parking card or another document issued in accordance with national competences, practices, and procedures, who may be accompanied or assisted by one or when necessary several other person(s) including personal assistant(s).

## Article 5

### *Equal access to special conditions or preferential treatment for persons with disabilities*

1. Member States shall take the necessary measures to ensure that holders of a European Disability Card, while travelling to or visiting a Member State other than that of which they are a resident, shall be granted access on equal terms and conditions as those provided to persons with disabilities who are holders of a disability certificate, disability card or any other formal document recognising their disability status or entitlement to specific services based on a disability in that Member State, where such formal documents exist, to any special conditions or preferential treatment offered with respect to the services, activities and facilities referred to in Article 2(1).
2. [...]
3. Unless specified otherwise in the relevant provisions of this Directive or in other Union law, Member States shall take the necessary measures to ensure that when special conditions or preferential treatment referred to in paragraph 1 of this Article include favourable conditions for person(s) accompanying or assisting them including personal assistant(s), or specific conditions for assistance animals, these favourable or specific conditions are granted on equal terms and conditions to such person(s) when accompanying or assisting them, including personal assistant(s) or assistance animals of the holder of a European Disability Card;

*Article 5a*

***Equal access to parking conditions and facilities for persons with disabilities***

1. Member States shall take the necessary measures to ensure that holders of a European Parking Card for persons with disabilities while travelling to or visiting a Member State other than that of which they are a resident, shall be granted access to parking conditions and facilities reserved for persons with disabilities on equal terms and conditions as those provided for in that Member State to its holders of parking cards issued in that Member State.
2. Unless specified otherwise in the relevant provisions of this Directive or in other Union law, Member States shall take the necessary measures to ensure that when parking conditions and facilities referred to in the first paragraph of this Article include favourable conditions for person(s) accompanying or assisting them including personal assistant(s), these favourable conditions are granted on equal terms and conditions to such person(s) when accompanying or assisting them, including personal assistant(s) of the holder of the European Parking Card for persons with disabilities.

## CHAPTER II

### EUROPEAN DISABILITY CARD AND EUROPEAN PARKING CARD FOR PERSONS WITH DISABILITIES

#### *Article 6*

##### ***Format, mutual recognition, issue and validity of the European Disability Card***

1. Each Member State shall introduce the physical version of the European Disability Card following the common standardised and accessible format set out in Annex I. Member States shall introduce digital features in physical cards using electronic means addressing fraud-prevention as part of the European Disability Card, within a reasonable time after the requirements are laid down by the Commission in the technical specifications referred to in Article 8(1). The Commission shall lay down the technical specifications referred to in Article 8(1) by [*1 year after the entry into force of this Directive*].
2. European Disability Cards issued by Member States shall be mutually recognised in all Member States.
3. Competent authorities or bodies in the Member States shall issue, renew or withdraw the European Disability Card in accordance with their national rules, procedures and practices. Without prejudice to Regulation (EU) 2016/679, Member States shall ensure the security, integrity, authenticity and confidentiality of the data collected and stored for the purpose of this Directive. The competent authority or body responsible for issuing the European Disability Card shall be considered as the controller referred to in Article 4(7) of Regulation (EU) 2016/679 and shall have responsibility for the processing of personal data. Cooperation with external service providers shall not exclude any liability on the part of a Member State which may arise under Union or national law in respect of breaches of obligations with regard to personal data.

4. The European Disability Card shall be issued or renewed by the Member State of residence directly or upon application by the person with disabilities. It shall be issued and renewed within a reasonable period in accordance with the national practices for the recognition of disability status or entitlement to specific services based on a disability.
5. The European Disability Card shall be issued as a physical card and shall be complemented by an accessible digital format within a reasonable time after the requirements are laid down by the Commission in the technical specifications referred to in Article 8(2). Persons with disabilities shall be given the option to request either the physical or the digital card or both. The digital format shall not contain more personal data than the data provided for the physical version of the European Disability Card in Annex I. The personal data shall be encrypted and technical precautions shall be in place to ensure that the storage medium is read only by authorised users.
6. The validity of the European Disability Card issued shall be determined by the issuing Member State taking into account, where applicable, the duration of the disability certificate, disability card or any other formal document or procedure recognising their disability status or entitlement to specific services issued by the competent authority or body of the Member State of their residence.
7. The Commission is empowered to adopt delegated acts in accordance with Article 11 to modify the data fields of the standardised format set out in Annex I where such modification is necessary to adapt the format to technical developments, to prevent forgery and fraud or to address abuse or misuse and ensure interoperability. Member States shall be given sufficient time to implement such modifications.

## Article 7

### ***Format, mutual recognition, issue and validity of the European Parking Card for persons with disabilities***

1. Each Member State shall introduce the physical version of the European Parking Card for persons with disabilities following the common standardised and accessible format set out in Annex II. Member States shall introduce digital features in physical cards using electronic means addressing fraud-prevention as part of the European Parking Card for persons with disabilities, within a reasonable time after the requirements are laid down by the Commission in the technical specifications referred to in Article 8(1). The Commission shall lay down the technical specifications referred to in Article 8(1) by [*1 year after the entry into force of this Directive*].
2. European Parking Cards for persons with disabilities issued by Member States shall be mutually recognised in all Member States.
3. Competent authorities or bodies in the Member States shall issue, renew, or withdraw the European Parking Card for persons with disabilities in accordance with their national rules, procedures and practices. Without prejudice to Regulation (EU) 2016/679, Member States shall ensure the security, authenticity and confidentiality of the personal data collected and stored for the purpose of this Directive. The competent authority or body responsible for issuing the European parking Card for persons with disabilities shall be considered as the controller referred to in Article 4(7) of Regulation (EU) 2016/679 and shall have responsibility for the processing of personal data. Cooperation with external service providers shall not exclude any liability on the part of a Member State which may arise under Union or national law in respect of breaches of obligations with regard to personal data.

4. The European Parking Card for persons with disabilities shall be issued or renewed by the Member State of residence upon application by the person with disabilities or by an authorised person, under national law. It shall be issued or renewed within a reasonable period from the date of the application, which shall not exceed 90 days, unless additional assessments need to be carried out.
5. Member States shall take the necessary measures to ensure that the European Parking Card for persons with disabilities replaces all existing parking cards, issued in accordance with the Council Recommendation on parking cards for persons with disabilities<sup>20</sup> at national, regional or local level, upon the request for its issuance, and in any case within 5 years from the entry into force of this Directive. During this period, Member States may allow cards issued before the date of application of this Directive, in accordance with the Council Recommendation on parking cards for persons with disabilities, to have the same effect as the European Parking Card in their territory.

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<sup>20</sup> Council Recommendation of 4 June 1998 (98/376/EC) OJ L 167/25, 12.6.1998 as adapted by Council Recommendation of 3 March 2008 by reason of accession of the Republic of Bulgaria, the Czech Republic, the Republic of Estonia, the Republic of Cyprus, the Republic of Latvia, the Republic of Lithuania, the Republic of Hungary, the Republic of Malta, the Republic of Poland, Romania, the Republic of Slovenia and the Slovak Republic OJ L 63/43, 7.3.2008.



6. The European Parking Card for persons with disabilities shall be issued or renewed as a physical card. Member States may decide to complement the physical card by an accessible digital format within a reasonable time after the requirements are laid down by the Commission in the technical specifications referred to in Article 8(2). In Member States where the physical card is complemented by a digital format, persons with disabilities may request the physical card, and if they so wish, both the digital and the physical card. The digital format shall not contain more personal data than the data provided for the physical version of the European Parking Card for persons with disabilities in Annex II. The personal data shall be encrypted and technical precautions shall be in place to ensure that the storage medium is read only by authorised users.
7. The Commission is empowered to adopt delegated acts in accordance with Article 11 to amend Annex II in order to modify the data fields of the standardised format set out in Annex II where such modification is necessary to adapt the format to technical developments, to prevent forgery and fraud or to address abuse or misuse and ensure interoperability, including through the development and deployment of digital tools. Member States shall be given sufficient time to implement such modifications.

## CHAPTER III

### COMMON PROVISIONS

#### *Article 8*

##### ***Common technical specifications and digital format***

1. The Commission shall adopt implementing acts establishing common technical specifications ensuring the security and state of the art digital features of the physical version of the European Disability Card and the European Parking Card for persons with disabilities, including the appropriate security measures for the personal data in accordance with Regulation (EU) 2016/679, as well as interoperability matters, such as common EU applications for reading the data contained in digital features in physical cards using electronic means addressing fraud-prevention.
2. The Commission shall adopt implementing acts to set the accessible digital formats for the European Disability Card and the European Parking Card for persons with disabilities, with the data fields set out in Annex I and Annex II, and ensure interoperability.
3. The Commission shall adopt implementing acts establishing common technical specifications for the digital card storage medium, for matters such as verifying the validity of the cards and their number, for controlling their authenticity, for preventing forgery and fraud, reading of the card(s) between Member States for their use in a digital identity wallet at EU level.
4. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 12(2).

## Article 9

### *Surveillance, compliance, accessibility of information and awareness raising*

1. Member States shall 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 publicly available in accessible formats, including in digital formats, and upon request in assistive formats requested by persons with disabilities.
2. The Commission and the Member States shall take appropriate measures to raise awareness among the public and inform persons with disabilities, including in accessible ways, about the existence and conditions to obtain, use, or renew the European Disability Card and the European Parking Card for persons with disabilities.
  - 2a. Member States shall take measures to inform persons with disabilities about and promote the provision of special conditions or preferential treatment for persons with disabilities by public authorities and private operators.
3. Member States, with the support of the Commission, as appropriate and in accordance with their respective competences, shall take the necessary steps to prevent the risk of forgery or fraud and shall actively combat the fraudulent use and forgery of the European Disability Card and European Parking Card for persons with disabilities.
4. [...]
5. In case they encounter cases of abuse or misuse of the cards issued by another Member State on their territory, Member States shall, where reasonable, take steps to inform the Member State who issued the European Disability Card or European Parking Card for persons with disabilities. The Member State of issuance shall ensure appropriate follow-up in accordance with national law or practice.

6. Member States shall carry out checks, as appropriate, on compliance with the obligations deriving from the European Disability Card or European Parking Card for persons with disabilities and with the corresponding rights of persons with disabilities holding those cards, including in respect of assistance animals, and person(s) accompanying or assisting them including their personal assistant(s).
7. The information referred to in paragraph 1 and 2 of this Article shall be made available free of charge in a clear, comprehensive, user-friendly and easily accessible way including through the official websites of public authorities, or by other suitable means in accordance with the relevant accessibility requirements for services set in Annex I of Directive (EU) 2019/882.

#### *Article 10*

##### ***Competent authorities, bodies and contact points***

1. Member States shall designate a competent authority or authorities, or competent body or bodies responsible for the issuance, renewal and withdrawal of the European Disability Card and the European Parking Card for persons with disabilities.
2. Member states shall have in place a national contact point(s) in order to facilitate the dialogue between the Member States and the Commission on the proper transposition and the implementation of this Directive. Within 6 months after the entry into force of this Directive, Member States shall inform the Commission about the contact point(s).
3. [...]

## CHAPTER IV

### DELEGATED AND IMPLEMENTING POWERS

#### *Article 11*

##### *Exercise of the delegation*

1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.
2. The power to adopt delegated acts referred to in Article 6(7) and Article 7(7) shall be conferred on the Commission for a period of 5 years from the date of entry into force of this Directive. The delegation of power shall be tacitly extended for periods of an identical duration, unless the European Parliament or the Council opposes such extension not later than three months before the end of each period.
3. The delegation of power referred to in Articles 6(7) and Article 7(7) may be revoked at any time by the European Parliament or by the Council. A decision to revoke shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.
4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement of 13 April 2016 on Better Law-Making.
5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council.

6. A delegated act adopted pursuant to Article 6(7) and Article 7(7) shall enter into force only if no objection has been expressed either by the European Parliament or by the Council within a period of two months of notification of that act to the European Parliament and the Council or if, before the expiry of that period, the European Parliament and the Council have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or of the Council.

#### *Article 12*

#### ***Committee procedure***

1. The Commission shall be assisted by a committee. That committee shall be a committee within the meaning of Regulation (EU) No 182/2011.
2. Where reference is made to this paragraph, Article 5 of Regulation (EU) No 182/2011 shall apply.

## CHAPTER V

### FINAL PROVISIONS

#### *Article 13*

#### ***Enforcement***

1. Member States shall ensure that adequate and effective means exist to ensure compliance with this Directive.
2. The means referred to in paragraph 1 shall include:
  - (a) provisions whereby persons with disabilities may take action under national law before the courts or before the competent administrative bodies in case of non-compliance with or breach of the obligations laid down in this Directive and national provisions implementing this Directive;
  - (b) provisions whereby one or more of the following bodies, as determined by national law, may take action in accordance with national law and procedures before the courts or before the competent administrative bodies on behalf or in support of a person with disabilities protecting their rights, with his or her approval, in any judicial or administrative proceedings provided for the enforcement of obligations under this Directive:
    - public bodies or their representatives;
    - private associations, organisations or other legal entities which have a legitimate interest in ensuring that the provisions of this Directive are complied with.

## *Article 14*

### ***Non-compliance***

1. Member States shall lay down the rules on appropriate measures in accordance with the national law and practice, applicable to non-compliance with or breaches of the national provisions adopted pursuant to this Directive and shall take all measures necessary to ensure that they are implemented.
2. The measures provided for must be effective, proportionate and dissuasive and be accompanied by effective remedial action.
3. [...]

## *Article 15*

### ***Access to information***

1. Member States shall ensure that public authorities make information on any special conditions or preferential treatment pursuant to Article 5 publicly available in accessible formats.
  - 1a. Member States shall also encourage private operators to make information on any special conditions or preferential treatment pursuant to Article 5 publicly available in accessible formats.
2. [...]
3. The information referred to in paragraphs 1 and 1a of this article shall be made available free of charge in a clear, comprehensive, user-friendly and easily accessible way, including through the private operators or public authorities' official website where available, or by other suitable means, in accordance with the relevant accessibility requirements for services set in Annex I of Directive (EU) 2019/882.



## Article 16

### **Reporting and review**

1. By dd/mm/yy [*three years after the date of application of this Directive*], and every five years thereafter, the Commission shall submit to the European Parliament, the Council, the Economic and Social Committee and the Committee of the Regions a report on the application of this Directive.
2. The report shall address, inter alia, in the light of social, economic developments the use of the European Disability Card and European Parking Card for persons with disabilities with a view to assessing the need to review this Directive.
3. Member States shall communicate to the Commission, at its request and in due time, the information necessary for the Commission to draw up such a report.
4. The Commission's report shall take into account the viewpoints of persons with disabilities, economic stakeholders and relevant non-governmental organisations, including organisations representing persons with disabilities.

## Article 17

[...]

## Article 18

### **Transposition**

1. Member States shall adopt and publish, by dd/mm/yy [*within 36 months after the entry into force of this Directive*] at the latest, the laws, regulations and administrative provisions necessary to comply with this Directive. They shall forthwith communicate to the Commission the text of those provisions.

2. They shall apply those provisions from dd/mm/yy [*within 48 months from the date of entry into force of this Directive*].
3. When Member States adopt those provisions, they shall contain a reference to this Directive or be accompanied by such a reference on the occasion of their official publication. Member States shall determine how such reference is to be made.

*Article 19*

This Directive shall enter into force on the twentieth day following that of its publication in the *Official Journal of the European Union*.

*Article 20*

This Directive is addressed to the Member States.

Done at Brussels,

*For the European Parliament*

*For the Council*

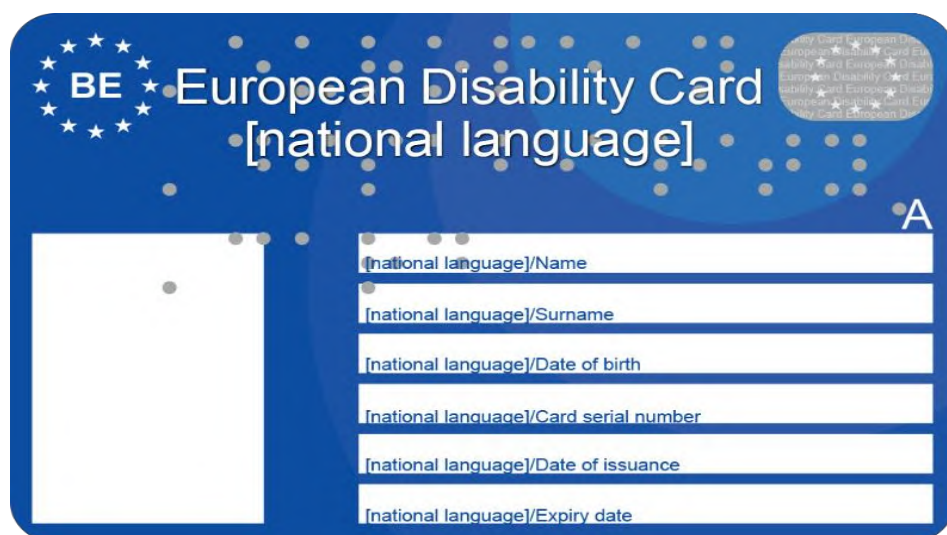
The President

The President

EUROPEAN DISABILITY CARD FORMAT

FRONT SIDE text European Disability Card in English and in the national language or national languages.

BACK SIDE National information in the national language or national languages to be decided by the issuing Member State. Member States shall be allowed to introduce additional and/or more specific information related to the disability status or entitlement to specific services based on a disability of the card holder, including the type or classification of disability, or the right to be accompanied by an assistance animal.



1. The size of the European Disability Card shall be in accordance with the ID-1 format laid down by ISO/IEC 7810.
2. [...]
3. The card shall have:
  - a picture of the card holder;
  - the surname and forename of the card holder;
  - the date of birth of the card holder;
  - the serial or the file number of the card.
4. The colour of the card shall be light and dark blue, as set in the picture and with references:
  - Dark blue: CMYK 100, 90, 10, 0  
RGB 0, 68, 148
  - Lighter: CMYK 94, 63, 7, 1  
RGB 0, 110, 183
5. The card shall indicate the date of issuance and the expiry date of the card.
6. The card shall contain a country code with the blue circle around it.
7. Letters shall be type font ARIAL Regular or where not possible an alternate Sans Serif font. It should be ensured that there is enough contrast between the foreground and background colours.

8. The words European Disability Card shall be displayed using Arial font and in braille using the Marburg code dimensions.
9. The optional letter “A” (+braille sign) can be added when the card entitles accompanying by a personal assistant(s) or other assisting person(s) recognised according to national practices, or by assistance animals. The letter "A" may also be added for persons with disabilities with an increased need for support, according to national law and practices.
10. A QR-Code, and possibly other digital features using electronic means addressing fraud-prevention to be added following adoption of the technical specifications referred to in Article 6(1).
11. Entries shall be shown in English and the national language or national languages of the Member State issuing the European Disability Card. If a Member State wishes to make the entries in a national language other than one of the following: Bulgarian, Croatian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Irish, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovenian, Spanish, Swedish, it shall draw up a bilingual version of the card using one of the aforementioned languages, without prejudice to the other provisions of this Annex. If a Member State wishes to make entries in Bulgarian or Greek, it shall draw up a bilingual version of the card using Latin characters.

EUROPEAN PARKING CARD FOR PERSONS WITH DISABILITIES FORMAT

FRONT

	<p><b>EUROPEAN PARKING CARD FOR PERSONS WITH DISABILITIES</b></p> <p><b>[NATIONAL LANGUAGE]</b></p>  
<input type="text"/> [national language]/Date of issuance:	
<input type="text"/> [national language]/Expiry date:	
<input type="text"/> [national language]/Card serial number:	
<input type="text"/> [national language]/ Issuing authority/organisation:	
<input type="text"/> [national language]/Vehicle plate number (optional):	

BACK

<input type="text"/> [national language]/Surname:	<p>This card entitles the holder to local parking conditions and facilities available in the Member State concerned.</p> <p>[national language]</p> <p>When in use, the card is to be displayed at the front of the vehicle in such a way that the front of the card is clearly visible for checking purposes.</p> <p>[national language]</p>
<input type="text"/> [national language]/Forename:	
<input type="text"/> [national language]/Date of birth:	

1. The size of the European Parking Card for persons with disabilities shall be:
  - height: 106 mm
  - width: 148 mm
  
2. The colour of the card shall be dark blue and yellow, as set in above picture and with references:
  - Dark blue: CMYK 100, 90, 10, 0  
RGB 0, 68, 148
  - Yellow: CMYK 94, 63, 7, 1  
RGB 255, 237, 0
  
3. The European Parking Card for persons with disabilities shall be divided vertically into two parts on both the front and reverse.
  - (a) The left-hand side of the front shall contain:
    - the wheel-chair user symbol in dark blue on a yellow background;
    - the date of issuance and the date of expiry of the parking card;
    - the serial number of the parking card;
    - the name of the issuing authority/organisation;
    - if the card is associated with a vehicle, its number plate shall be visible. For Member States that do not require the number plate to be indicated, the card shall not contain the relevant data field.

(b) The right-hand side of the front shall contain:

- in capital letters, the words ‘European Parking Card for persons with disabilities’ in English and in the national language(s) of the Member State issuing the card;
- as background, the distinguishing code of the Member State issuing the parking card surrounded by the ring of stars symbolising the European Union.
- A QR code, and possibly other digital features using electronic means addressing fraud-prevention to be added following adoption of the technical specifications referred to in Article 7(1).

(c) The left-hand side of the reverse shall contain:

- the card holder’s surname;
- the card holder’s forename(s);
- the date of birth of the card holder;
- [...]
- [...]
- [...]
- [...]



(d) The right-hand side of the reverse shall contain in English and in the national language(s) of the Member State issuing the card:

- the statement: ‘This card entitles the holder to local parking conditions and facilities reserved for persons with disabilities available in the Member State concerned’;
- the statement: ‘When in use, the card is to be displayed at the front of the vehicle in such a way that the front of the card is clearly visible for checking purposes’.

4. Entries shall be shown in English and the national language or national languages of the Member State issuing the parking card. If a Member State wishes to make the entries in a national language other than one of the following: Bulgarian, Croatian, Czech, Danish, Dutch, English, Estonian, Finnish, French, German, Greek, Hungarian, Irish, Italian, Latvian, Lithuanian, Maltese, Polish, Portuguese, Romanian, Slovak, Slovenian, Spanish, Swedish, it shall draw up a bilingual version of the card using one of the aforementioned languages, without prejudice to the other provisions of this Annex. If a Member State wishes to make entries in Bulgarian or Greek, it shall draw up a bilingual version of the card using [...] Latin characters.

5. [...].

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