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Electoral rights of mobile Union citizens in European Parliament elections

European Parliament legislative resolution of 17 June 2025 on the draft Council directive laying down detailed arrangements for the exercise of the right to vote and stand as a candidate in elections to the European Parliament for Union citizens residing in a Member State of which they are not nationals (recast) (09789/2024 – C10-0001/2024 – 2021/0372(CNS))

(Special legislative procedure – renewed consultation – recast)

(C/2025/6275)

The European Parliament,

— having regard to the Council draft (09789/2024),

— having regard to the Commission proposal to the Council (COM(2021)0732),

— having regard to its position of 14 February 2023 ([1]),

— having regard to Article 22(2) of the Treaty on the Functioning of the European Union, pursuant to which the Council consulted Parliament again (C10-0001/2024),

— having regard to the Interinstitutional Agreement of 28 November 2001 on a more structured use of the recasting technique for legal acts ([2]),

— having regard to the letter of 8 November 2022 from the Committee on Legal Affairs to the Committee on Constitutional Affairs in accordance with Rule 113(3) of its Rules of Procedure,

— having regard to Rules 113, 84 and 86 of its Rules of Procedure,

— having regard to the letter from the Committee on Civil Liberties, Justice and Home Affairs,

— having regard to the report of the Committee on Constitutional Affairs (A10-0090/2025),

A. whereas, according to the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission, the Commission proposal does not include any substantive amendments other than those identified as such in the proposal and whereas, as regards the codification of the unchanged provisions of the earlier acts together with those amendments, the proposal contains a straightforward codification of the existing texts, without any change in their substance;

1. Approves the Council draft as adapted to the recommendations of the Consultative Working Party of the legal services of the European Parliament, the Council and the Commission;

2. Deeply regrets that the Council, while formally in compliance with Article 22(2) TFEU, has not engaged with the substance of Parliament's opinion in any meaningful way; points out that this practice is indicative of a wider trend in recent years, for the Council and the European Council to refuse to cooperate constructively and in good faith in a number of pending special legislative procedures; recalls the recommendations contained in its report of 13 December 2023, and reiterates its calls on the Council and on the European Council to collaborate constructively in finding policy solutions that work in the interest of European citizens;

3. Calls on the Council to notify Parliament if it intends to depart from the text approved by Parliament;

4. Asks the Council to consult Parliament again if it intends to amend its draft substantially;

5. Instructs its President to forward its position to the Council, the Commission and the national parliaments.

([1]) OJ C 283, 11.8.2023, p. 76.
([2]) OJ C 77, 28.3.2002, p. 1.