Question for written answer E-001720/2026
to the Commission
Rule 144
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Subject: Compatibility of the principle of 'national priority' with EU law

In Spain, the People's Party and Vox have recently struck deals in regional governments introducing the principle of 'national priority', understood as the possibility of granting preferential access to nationals over migrants and European citizens in areas such as housing, aid, benefits and public services. That proposal raises questions as to its compatibility with EU law, in particular with the principle of non-discrimination on grounds of nationality (Article 18 TFEU), the provisions on Union citizenship (Articles 20 and 21 TFEU) and the Charter of Fundamental Rights of the European Union, in particular Articles 20 (equality before the law), 21 (non-discrimination) and 34 (social security and social assistance).

In view of the above:

1. Does the Commission consider the application of that principle to access to public housing, aid, social benefits and public services to be compatible with EU law, in particular the Treaty on the Functioning of the European Union and the Charter of Fundamental Rights?

2. If it is implemented, what action does the Commission intend to take to ensure full compliance with EU law?

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