

EN
P-002072/2026
Answer given by Mr McGrath
on behalf of the European Commission
(26.10.2026)

The Commission recalls that the EU rules on state compensation, notably the 2004 Compensation Directive¹, apply to applicants whose injuries result from crimes committed after 30 June 2005.

The matter raised by the Honourable Member concerns payments to Holocaust survivors under arrangements negotiated between the German Government and the Conference on Jewish Material Claims Against Germany 'the Claims Conference'. In light of the above, the situation described falls outside the scope of the EU law.

The Commission further recalls that under Article 51(1) of the Charter of Fundamental Rights of the EU², its provisions apply to Member States only when they are implementing EU law. Accordingly, the Commission has no legal basis to investigate these payments under EU fundamental rights law unless a concrete link to the implementation of the EU law were established.

¹ Council Directive 2004/80/EC of 29 April 2004 relating to compensation to crime victims, OJ L 261, 6.8.2004, pp. 15 – 18.

² <https://eur-lex.europa.eu/legal-content/EN/TXT/HTML/?uri=CELEX:12012P/TXT>.