

Procedure file

Basic information	
INI - Own-initiative procedure	2020/2215(INI)
The situation of sexual and reproductive health and rights in the EU, in the frame of women's health	
Subject	
4.10.09 Women condition and rights	
4.20 Public health	
4.20.06 Health services, medical institutions	

Procedure completed

Key players			
European Parliament	Committee responsible	Rapporteur	Appointed
	 Women's Rights and Gender Equality		27/04/2020
		 MATIĆ Predrag Fred	
		Shadow rapporteur	
		 FITZGERALD Frances	
		 TOLLERET Irène	
		 HERZBERGER-FOFANA Pierrette	
		 BALDASSARRE Simona	
		 DE LA PISA CARRIÓN Margarita	
		Committee for opinion	Rapporteur for opinion
	 Development		17/11/2020
		 HERZBERGER-FOFANA Pierrette	
European Commission	Commission DG	Commissioner	
	Justice and Consumers	DALLI Helena	

Key events			
22/10/2020	Committee referral announced in		

	Parliament		
11/05/2021	Vote in committee		
10/06/2021	Committee report tabled for plenary	A9-0169/2021	
23/06/2021	Results of vote in Parliament		
23/06/2021	Debate in Parliament		
24/06/2021	Decision by Parliament	T9-0314/2021	Summary
24/06/2021	End of procedure in Parliament		

Technical information

Procedure reference	2020/2215(INI)
Procedure type	INI - Own-initiative procedure
Procedure subtype	Initiative
Legal basis	Rules of Procedure EP 54
Stage reached in procedure	Procedure completed
Committee dossier	FEMM/9/04029

Documentation gateway

Committee draft report		PE660.070	27/10/2020	EP	
Amendments tabled in committee		PE662.044	14/12/2020	EP	
Amendments tabled in committee		PE662.097	14/12/2020	EP	
Committee opinion	DEVE	PE660.263	25/02/2021	EP	
Committee report tabled for plenary, single reading		A9-0169/2021	10/06/2021	EP	
Text adopted by Parliament, single reading		T9-0314/2021	24/06/2021	EP	Summary
Commission response to text adopted in plenary		SP(2021)557	25/10/2021	EC	

The situation of sexual and reproductive health and rights in the EU, in the frame of women's health

The Committee on Women's Rights and Gender Equality adopted the own-initiative report by Predrag Fred MATI? (S&D, HR) on the situation of sexual and reproductive health and rights in the EU, in the frame of women's health.

General considerations

The report noted that sexual and reproductive health and rights (SRHR) fall under the competences of Member States and as such, they have a responsibility to ensure access to a full range of SRHR services. Sexual and reproductive rights (SRR) are recognised as human rights in international and European human rights law and violations of SRHR constitute breaches of human rights. All challenges related to SRHR faced within Member States constitute common European challenges.

Numerous reports show that, during the COVID-19 pandemic and lockdown, SRHR services were limited and/or revoked, and there was a disruption in access to essential medical services such as contraception and abortion care, HIV and STI testing, access to female genital mutilation prevention and awareness centres and reproductive cancer screenings, and respectful maternal healthcare, which has had severe implications for women's fundamental right to bodily autonomy.

The COVID-19 pandemic has shown that there is a need to strengthen the resilience of health systems to such crises, to ensure that services related to SRHR continue to be fully available and are provided in a timely manner.

Improving SRHR in the EU

Member States are called on to:

- ensure access to a full range of high-quality, comprehensive and accessible SRHR, and to remove all legal, policy, financial and other barriers impeding full access to SRHR for all persons;
- progress towards universal health coverage, for which SRHR is essential, including through using, where appropriate, the EU4Health Programme and the European Social Fund Plus (ESF+);
- raise awareness among women of the importance of regular screenings, and to ensure that public health services provide screenings such as mammograms and mammary ultrasonographies, cytology tests and bone density scans;
- implement legislative measures that safeguard physical integrity, freedom of choice and self-determination with regard to the sexual and reproductive life of persons with disabilities;
- adopt legislation ensuring that intersex persons are not subjected to non-vital medical or surgical treatment during infancy or childhood, and that their right to bodily integrity, autonomy, self-determination and informed consent is fully respected;
- encourage the widespread availability of toxin-free and reusable menstrual products;
- urgently tackle menstrual poverty by ensuring that free period products are available to anyone who needs them;
- eliminate the so-called care and tampon tax by making use of the flexibility introduced in the VAT Directive and applying exemptions or 0 % VAT rates to these essential basic goods;
- ensure universal access to scientifically accurate, non-judgemental and comprehensive sexuality education and information for all primary and secondary school children;
- ensure universal access to a range of high-quality and accessible modern contraceptive methods and supplies, family planning counselling;
- decriminalise abortion and ensure universal access to safe and legal abortion, and respect for the right to freedom, privacy and the best attainable healthcare;
- ensure that all persons of reproductive age have access to fertility treatments, regardless of their socio-economic or marital status, gender identity or sexual orientation.

Members called on the Commission to develop common EU standards in maternity, pregnancy and birth-related care, and to facilitate the sharing of best practices among experts in the field.

Lastly, the resolution pointed out that the EU and its Member States are experiencing an economic and social crisis, in addition to the sanitary crisis. Member States should consider the health impact of COVID-19 through a gender lens and ensure the continuation of a full range of SRH services through the health systems in all circumstances, in line with international human rights standards.

The situation of sexual and reproductive health and rights in the EU, in the frame of women's health

The European Parliament adopted by 378 votes to 255, with 42 abstentions, a resolution on the situation of sexual and reproductive health and rights in the EU, in the frame of women's health.

General considerations

The resolution noted that sexual and reproductive health and rights (SRHR) fall under the competences of Member States and as such, they have a responsibility to ensure access to a full range of SRHR services. Sexual and reproductive rights (SRR) are recognised as human rights in international and European human rights law and violations of SRHR constitute breaches of human rights. All challenges related to SRHR faced within Member States constitute common European challenges.

Numerous reports show that, during the COVID-19 pandemic and lockdown, SRHR services were limited and/or revoked, and there was a disruption in access to essential medical services such as contraception and abortion care, HIV and STI testing, access to female genital mutilation prevention and awareness centres and reproductive cancer screenings, and respectful maternal healthcare, which has had severe implications for women's fundamental right to bodily autonomy.

The COVID-19 pandemic has shown that there is a need to strengthen the resilience of health systems to such crises, to ensure that services related to SRHR continue to be fully available and are provided in a timely manner.

Improving SRHR in the EU

Member States are called on to:

- ensure access to a full range of high-quality, comprehensive and accessible SRHR, and to remove all legal, policy, financial and other barriers impeding full access to SRHR for all persons;
- ensure full access to fertility treatments and fertility care during the COVID-19 pandemic and to prevent disruptions in offering fertility treatments;
- raise awareness among women of the importance of regular screenings, and to ensure that public health services provide screenings such as mammograms and mammary ultrasonographies, cytology tests and bone density scans;
- implement legislative measures that safeguard physical integrity, freedom of choice and self-determination with regard to the sexual and reproductive life of persons with disabilities;
- adopt legislation ensuring that intersex persons are not subjected to non-vital medical or surgical treatment during infancy or childhood, and that their right to bodily integrity, autonomy, self-determination and informed consent is fully respected;

- urgently tackle menstrual poverty by ensuring that free period products are available to anyone who needs them;
- eliminate the so-called care and tampon tax by making use of the flexibility introduced in the VAT Directive and applying exemptions or 0 % VAT rates to these essential basic goods;
- ensure universal access to scientifically accurate, non-judgemental and comprehensive sexuality education and information for all primary and secondary school children.

Contraception and safe and legal abortion

Parliament stressed that modern contraception plays a key role in achieving gender equality and preventing unintended pregnancies. However, access to modern contraception is still hindered by practical, financial, social and cultural barriers, including myths surrounding contraception, outdated attitudes towards female sexuality and contraception. In this regard, the resolution called for universal access to a range of high-quality and accessible modern contraceptive methods and supplies, family planning counselling.

Reaffirming that abortion must always be a voluntary decision based on a persons request, given of their own free will, in accordance with medical standards and availability, accessibility, affordability and safety, the resolution urged Member States to ensure universal access to safe and legal abortion, and respect for the right to freedom, privacy and the best attainable healthcare. Moreover, they urged them to decriminalise abortion, as well as to remove and combat obstacles to legal abortion. Member States should also be urged to enhance the existing methods and examine new methods in delivering SRHR-related care and ways of addressing gaps in the provision of services that have come to light through COVID-19, and to do so for all, with a particular focus on the most marginalised groups.

Lastly, the Commission is urged to develop common EU standards in maternity, pregnancy and birth-related care and to promote the protection of SRHR through the next EU Health Strategy.

Transparency				
MATI? Predrag Fred	Rapporteur	FEMM	05/11/2020	Platforma za reproduktivnu pravdu
MATI? Predrag Fred	Rapporteur	FEMM	03/02/2020	Platforma za reproduktivnu pravdu
MATI? Predrag Fred	Rapporteur	FEMM	17/01/2020	European Parliamentary Forum for Sexual & Reproductive Rights