

From: EC FPIS DO NOT REPLY ec-fp-internet-services-do-not-reply@ec.europa.eu
Subject: Your complaint form has been successfully submitted
Date: 15 November 2019 at 12:26
To: Steven Allen steven@validity.ngo



Thank you for having completed the form. The European Commission will process it promptly.

Are you submitting this complaint on your own behalf?	yes
Representative Businesses or organisation	Validity Foundation - Mental Disability Advocacy Centre
Title	Mr
Representative first name	Steven
Representative last name	Allen
Representative E-mail	steven@validity.ngo
Representative street and number	Impact Hub, Ferenciek tere 2.
Representative postcode	1053
Representative town	Budapest
Representative country	Hungary
Representative telephone	03617805493
Businesses or organisation:	Validity Foundation - Mental Disability Advocacy Centre
Title	Mr
Firstname	Steven
Surname	Allen
e-mail	steven@validity.ngo
Language	English
Street and number	Impact Hub, Ferenciek tere 2.
Postcode	1053
Town	Budapest
Country	Hungary
Telephone	+3617805493
official contact for all correspondence	

Authority complained about name	Estonia
Authority complained about contact person	
Authority complained about email	
Authority complained about	
Authority complained about telephone	
Authority complained about address	
Authority complained about postcode	
Authority complained about town	
Authority complained about country	Estonia
National measures suspected to infringe Union law	<p>The use of ERDF financing to construct a care village for persons with disabilities breaches European and international human rights law: https://news.err.ee/1001949/village-for-adults-with-autism-to-be-built-in-liikva</p> <p>The construction of three congregate homes for persons with disabilities (each for ten persons), establishing a separate "village" will result in social segregation, isolation and breach of the residents' fundamental rights and human rights.</p>
EU law you think has been breached	<p>1. Charter of Fundamental Rights, particularly Art 6 (liberty), Art 20 (equality before the law), Art 21 (non-discrimination), Art 25 (rights of the elderly) and Art 26 (rights of persons with disabilities)</p> <p>2. TFEU Art 10 (non-discrimination on basis of disability)</p> <p>3. Convention on the Rights of Persons with Disabilities (CRPD), Art 4 (general obligations), Art 5 (equality and non-discrimination), Art 19 (independent living and inclusion in the community). See also the authoritative interpretation of the scope of Art 16 in General Comment 5 of the CRPD Committee (CRPD/C/GC/5).</p>

	<p>4. CRPD standards binding as a matter of international human rights law on both Estonia and the European Commission.</p> <p>5. CRPD standards are an integral part of EU law by virtue of Art 216(2) TFEU.</p> <p>6. The care homes and care village are constructed using ERDF funds and therefore engage EU law including the Regulations governing structural funds.</p>
Problem description	Please see above. Validity is of the view that the Commission must take urgent action to halt this scheme.
Does the Member State concerned receive EU funding relating to the subject of your complaint	yes
Does your complaint relate to a breach of the EU Charter of Fundamental Rights?	yes
Please explain how EU law is involved and which fundamental right has been breached	Please see above.
List of documents	https://news.err.ee/1001949/village-for-adults-with-autism-to-be-built-in-liikva
Have you already taken action in the Member State concerned to try to solve this problem?	no
What action have you already taken in the Member State concerned to tackle the problem?	
What type of decision(s) resulted from your action.	
Has your action has been settled	

by a court or is pending before a court.	
Why didn't you take any action to tackle your problem in the Member State concerned?	
Indicate why you are not eligible for particular remedy	
Other reason for not taking action in the Member State concerned	Need for urgent action by the Commission.
Have you already contacted EU institutions or other services dealing with problems of this nature	
Petition to the European Parliament	
European Ombudsman	
European Commission correspondence	
European Commission complaint	
SOLVIT	
Other (please specify)	
Are you aware of any action in the Member State concerned covering the issue you raise	no
Please specify action you are aware of in the Member State	

concerned	
Do you authorise the Commission to disclose your identity	yes

Submission made: 2019-11-15 1:26 PM