

FAD - Fathers Against Discrimination asbl
"Both Parents for All Children"
29, Boulevard Prince Henri
L-1724 Luxembourg
Luxembourg

3 November 2021, Luxembourg

Direction de la santé
13A, rue de Bitbourg
L-1273 Luxembourg
Luxembourg

To the competent appointing legal authority,

My name is Patryk P. RYBIŃSKI and I am the President of FAD – Fathers Against Discrimination asbl. Our Luxembourg based non-profit organization has been created to become a platform of dialogue to promote gender equality of chance, to raise awareness of gender parental discrimination in Luxembourg Family Courts and, most importantly, to assure that children's rights are respected in Luxembourg. More information can be found on our website – www.FAD.lu

In this letter, I would like to raise two points of state medical discrimination:

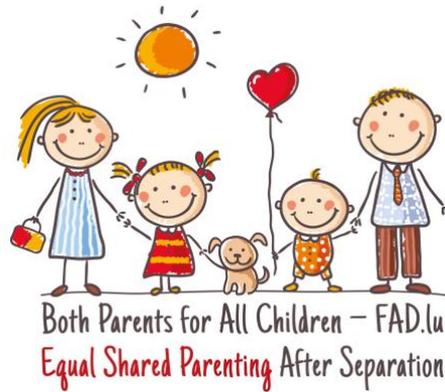
1. Covid-19 contact-tracing notification procedure
2. Access to information on myguichet.lu

1. It has been reported to us on numerous occasions that non-residential parents with full parental authority and often 50% maintenance of common children (post separation and/or divorce) are not included in the SARS-CoV-2 (COVID-19) contact tracing notification procedure. An inquiry was sent to "Equipe Contact Tracing" by a father who lives in Luxembourg asking the question quoted below:

"Our daughter was recently, apparently, exposed to someone who has COVID. Only her mother received a contact tracing notification even though our daughters spend 50% of the time with each of us. I was completely unaware of this notification. How can we ensure that both parents receive such notifications? This is incredibly important and not just a little detail."

Here is the reply received from the "Equipe Contact Tracing":

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From: MS CONTACT COVID Contact-covid@ms.etat.lu
Date: November 2, 2021 at 13:09:27 GMT+1
To: **CONFIDENTIAL**
Subject: RE: POUR COMPETENCE ET REPONSE SVP FW: Message du site Santé

Hello,

If someone is a contact person as your daughter was, than we can only indicate one Email adress and one phone number in the dossier.

Therefore, I think that in this case, the contact information of the mother was indicated.

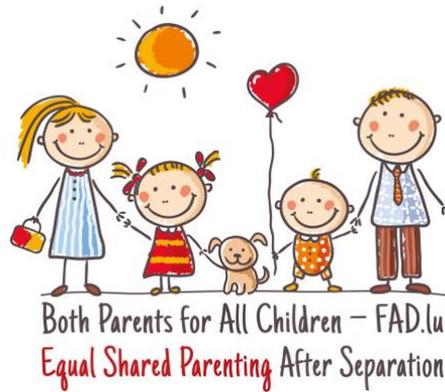
Kind regards

Equipe Contact Tracing
LE GOUVERNEMENT DU GRAND-DUCHÉ DE LUXEMBOURG
Ministère de la Santé
Direction de la Santé
E-mail : contact-covid@ms.etat.lu

Please be informed that the approach the Ministry of Health has introduced with regards to contact tracing notification discussed in the above-mentioned exchange of correspondence is highly inappropriate.

The approach exemplifies discriminatory practices against the non-residential parent. The approach is also unlawful, as it infringes on the rights of the non-residential parent but most importantly the procedure excluding the other parent violates the Luxembourg Family Court judgment that not only entrusts both parents with full legal rights and parental authority but also with equal (50/50) maintenance of the children. The father in question, as well as any parent with parental authority with or without Equal Résidence Alternée model in place, has the right to be informed or be in a position to acquire any information or documents regarding their children. This goes for medical or school records and it should also include receiving contact-tracing notifications.

2. Another matter we would like to raise refers to parental access to information associated with common children on www.myguichet.lu. It has been reported to us that non-residential parents with full legal rights and parental authority appointed to them by the Luxembourg Family Courts (post separation and/or divorce) do not have access to medical records of their children on myguichet.lu. This includes any information about their children linked to SARS-CoV-2 (COVID-19) as well as commonly called "COVID Check Certificate/s". This is yet another discriminatory and unlawful practice of the Luxembourg state and the Ministry of Health, an approach that again violates the rights of the non-residential parent.



FAD as an organization representing Luxembourg children, parents and families, requests that this letter is communicated to the appropriate department of the Ministry of Health and appropriate members of the Ministry, with a view to introducing immediate information and communication technology changes in the system, enabling non-residential parents with full parental authority of their children to exercise their natural and legal rights appointed to them by the Luxembourg Family Courts.

Please immediately review and update the communication procedures available to Luxembourg parents and put a STOP to all unlawful and discriminatory practices against the divorced parents of Luxembourg's children, in particular targeting non-residential parents (mostly fathers).

Thank you for your understanding. I look forward to hearing a response from you by 12 November 2021.

Yours sincerely,

Patryk P. RYBIŃSKI
President
FAD - Fathers Against Discrimination asbl



„Mir wëlle bleiwe wat mir sinn an mir” kënnen en Virbild fir den Rescht vun Europa gin. –
- "We want to remain what we are" and we can set example for the rest of Europe.