



Place and Date

Mister  
José Manuel Barroso  
President of the EU-Commission  
B- 1049 Brussels  
Belgium

For Information: To the Chairpersons of the Parliamentary Groups in the EC-Parliament

### **Implementation of the Council Directive 2003/109/EC of 25 November 2003**

Worshipful Mister President,

This letter signed by myself is a part of the project „Migrant`s Mobility“. This project is promoted by the EU-Commission in the context of the program Progress by the Directory for Employment and Social Solidarity (VS/2010/0098).

Aim of the project is to promote the geographically and labor mobility of third country nationals who are long time residents in member states. Since the free movement is regulated by the above mentioned directive, the project also examined the implementation and the experiences in four member states (Germany, Austria, Netherlands and Sweden).

The closing consultations brought these following inferences:

1. The owners of the EC long-term residence permit are not treated equal with the citizens of EU-member states regarding mobility.

For example:

- a) The entrance to the labor market can be quoted or conditioned to a working permission (Article 11 section 3 a).
- b) They may be required to attend language courses (Article 15 section 3, sentence 3).

**I demand fully equality of the owners of the EC long-term residence with the citizens of EU-member states in accordance with the aims of number 2 of the introduction of the directive.**

2. The participating organizations in the project have found that in some of the EU-member states exist political reservations concerning both the legal and practical implementation of the directive.

**I ask the commission to examine these reservations and look for solutions.**

3. In some states the directive is restrictively converted into national law.  
i.e.: In Germany 60 months pension contributions must be substantiated. In Austria starting from the 1<sup>st</sup> of July 2011 the language standard will be risen to B 2. A comparable regulation exists in the Netherlands.

**I ask the commission to look after that the directive is converted into national law without additional restrictions.**

4. The EU-member states do not fulfil their duty of information or fulfil insufficiently.

**I am demanding that the member states**

**a) should be committed to publish public information about this directive and**

**b) should commit those local authorities responsible for the residence permits to inform persons coming to their office concerning this directive.**

5. EURES regards itself only responsible for EU-states citizens.

**In accordance with the meaning of the directive, EURES should also be responsible for the owners of the EC long-term residence.**

I hope a benevolent consideration and inclusion of my suggestions in the report of the Commission.

With my best and deep regards,

Signed by

Your Name and Signature