

Analysis of Union Citizenship under Article 18 TFEU based on ECJ Decisions

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Abstract

Non discrimination and Union Citizenship is regulated in Art. 18-25 of TFEU. The legal status of residence in a Member State through employment has improved, but contains certain reservations,¹ which were regulated by the 2004 Directive/38 about General Freedom of Movement. According to it, every EU citizen who has a valid travel document with him enjoys the right of residence for himself and his family for up to three months in a member state. These articles foresee the following conditions for a period of stay in a Member State longer than 3 months:

purpose of paid or independent employment;

evidence of sufficient living and health insurance;

performance of a qualifying professional qualification, or of belonging to that State.

EU citizens, who have legally stayed for a period of five years in the host country, have the possibility to request the permanent residence for their families. In this sense, main objective of this manuscript is the analysis of Union Citizenship based on the latest ECJ decisions.

Keywords: freedom of movement, ECJ, Decisions, EU.

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