

CONFERENCE
OF THE REPRESENTATIVES OF THE GOVERNMENTS
OF THE MEMBER STATES
- POLITICAL UNION -

Brussels, 7 May 1991 (08.05)
(OR. f)

CONF-UP 1807/91

R/LIMITE

ern/BS/gj

NON - P A P E R

Subject: Citizenship

The Annex hereto replaces pages 14 and 15 of CONF-UP 1800/91.

CONF-UP 1807/91

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ANNEX

Article A

1. Union citizenship is hereby introduced.

Every person holding the nationality of a Member State shall be a citizen of the Union.

2. Union citizens shall enjoy the rights conferred by this Treaty and shall be subject to the duties imposed by it.

Article B

1. Every Union citizen shall have the right to move and reside freely within the territory of the Member States of the Union, without limit as to duration, under the conditions laid down in this Treaty and by the relevant Directives and Regulations.
2. The Council may, acting on a proposal from the Commission [voting procedure] [role of the European Parliament] adopt provisions with a view to facilitating the exercise of the rights referred to in the preceding paragraph.

Article C

1. Every Union citizen shall have the right to vote [and to stand as a candidate] at municipal elections in the Member State in which he resides, under the same conditions as nationals of that State, subject to detailed arrangements to be adopted before [31.12.1993] by the Council, acting unanimously on a proposal from the Commission and after [role of the European Parliament.]
2. Without prejudice to the provisions of Article 138(3) and of the provisions adopted for its implementation, every Union citizen shall have the right to

vote [and to stand as a candidate] in elections to the European Parliament in the Member State in which he resides, under the same conditions as nationals of that State, subject to detailed arrangements to be adopted before [31.12.1993] by the Council, acting unanimously on a proposal from the Commission and after [role of the European Parliament.]

3. The Council, acting under the same conditions as those laid down in the preceding paragraphs, may provide for derogations where warranted by problems specific to a Member State.

Article D (x)

Every Union citizen shall, in the territory of a third country, be entitled to the diplomatic and consular protection of any Member State, on the same conditions as the nationals of that State. Before [31.12.1993], Member States shall establish the necessary rules among themselves and start the international negotiations required to secure this protection.

Article E

Every Union citizen shall have the right to petition the European Parliament in accordance with Article 137b(2).

Every Union citizen may apply to the Ombudsman established in accordance with Article 137c.

(x) This text may need to be reviewed in the light of discussions taking place in Political Co-operation.

Article F

The Commission shall report to the Council and to the European Parliament before [31.12.1993] and then every [x] years on the implementation of the provisions of this Part. This report shall take account of the development of the Union.

On this basis, and without prejudice to the other provisions of this Treaty, the Council, acting unanimously on a proposal from the Commission, and after obtaining the assent of the European Parliament, may adopt provisions to strengthen or to add to the rights laid down in this Part, which it shall recommend to the Member States for adoption in accordance with their respective constitutional rules.

Draft Treaty article of
17 April 1991

CONF-UP 1800/91

Article A

1. Every person holding the nationality of a Member State shall be a citizen of the Union.
2. Union citizens shall enjoy the rights conferred by this Treaty and be subject to the duties imposed by it.

Article B

1. Every Union citizen shall have the right to move and reside freely within the territory of the Member States of the Union, without limit as to duration.
2. The conditions for the exercise of this right, which shall be defined pursuant to Article F, shall lay down provisions to ensure fair distribution of the resulting burden on Member States, particularly in the area of social protection.

Article C

1. Every Union citizen shall have the right to vote at municipal and European Parliament elections in the Member State in which he resides, insofar as he has not been deprived of this right in the Member State of which he is a national and does not exercise it there.
2. The conditions for exercise of this right, which shall be defined pursuant to Article F, shall provide, inter alia, for a minimum residence period. Derogations warranted by specific problems peculiar to a Member State may be provided for.

Article D (x)

Every Union citizen shall, in the territory of a third country, be entitled to the protection of any Member State, on the same conditions as the nationals of that State. Before [31 December 1993], Member States shall establish the necessary rules between themselves and start the international negotiations required to secure this protection.

Article E

Every Union citizen shall have the right to petition the European Parliament in accordance with Article 137b(2). He may apply to the Ombudsman established in accordance with Article 137c.

Article F

The Council, acting unanimously on a proposal from the Commission and [role of the European Parliament] shall, before [31 December 1993], adopt the measures to be taken to give effect to the rights referred to in Articles B and C.

Article G

The Council, acting unanimously [role of the European Parliament] may adopt provisions amending or adding to the rights laid down in this Part, which it shall recommend to the Member States for adoption in accordance with their respective constitutional requirements.

(x) This text may need to be reviewed in the light of discussions taking place in the context of political co-operation.