

GENERAL SYSTEM

Internal Market & Services DG

SCOPE

- Applications from EU, EEA, CH nationals + their family and long term residents (Directive 2003/109/EC)
- Diplomas obtained in an EU, EEA, CH country
- Diplomas obtained in a third country recognised in a Member State + 3 years' professional experience in that Member State

SCOPE

- The profession is regulated in the host Member State
- The profession or the training is regulated in the home Member State
- Neither the profession nor the training are regulated in the home Member state + 2 years' professional experience (at the discretion of the host Member State) in a Member State which does not regulate the profession

SCOPE

- The regulated profession the migrant wishes to practise in the host Member State must be the one for which he is qualified in the host Member State

RECOGNITION PROCEDURE

- Principle

Recognition of qualifications at least equivalent to the level immediately below that required in the host Member State (Art. 11)

e.g : a diploma attesting a post-secondary course of at least three years' duration and a diploma attesting a post-secondary course between one year and three years' duration

RECOGNITION PROCEDURE

• COMPENSATORY MEASURES

WHEN?

- Duration of the training of the migrant at least one year shorter than the training required by the host Member State
- substantial differences between the trainings
- professional experience of the migrant cannot compensate differences in terms of length and/or content of the trainings
- Absence of common platform

RECOGNITION PROCEDURE

WHICH?

- Aptitude test or adaptation period of maximum three years duration

CONDITIONS OF APPLICATION

- Principle: migrant has choice between aptitude test and adaptation period
- Exceptions:
 - Pursuit of the profession requires precise knowledge of national law and the provision of advice and/or assistance concerning national law is an essential and constant aspect of the professional activity
 - Derogation procedure
- Principle of proportionality

RECOGNITION PROCEDURE

- PROCEDURAL GUARANTEES
 - Acknowledgement of receipt within one month
 - Decision within four months subject to appeal under national law

RECOGNITION PROCEDURE

- DOCUMENTATION

Mutual recognition of documents

e.g. documents: proof of nationality, proof of good character or repute....