

FREEDOM OF MOVEMENT OF WORKERS

ACCESS TO THE STUDY GRANTS

REGIONAL SEMINAR

16.09.2011

FREEDOM OF MOVEMENT

- General framework
 - Art 18 – general rule on non-discrimination due to the citizenship
 - Art 21 - general right to free movement in the EU
 - Art 45 freedom of movement for workers
- Secondary legislation
 - directive 2004/38/EC

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- Case law of ECJ
 - Commission v The Netherlands c 542/09
 - Dany Bidar c-209/03 – general discrimination rule applicable

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- CASE ESTONIA
 - Study Allowances and Study Loans Act §5
- A pupil or student (except a Doctoral candidate) has the right to apply for a **basic allowance** if he or she:
 - is an Estonian citizen or is staying in Estonia on the basis of a long-term or temporary residence permit or on the basis of a permanent or temporary right of residence;

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- A Doctoral candidate has the right to receive a **Doctoral allowance** if he or she:
- 1) is an Estonian citizen or is staying in Estonia on the basis of a long-term or temporary residence permit or a permanent or temporary right of residence;

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- Applying for study loan
- An Estonian citizen or a person staying in the Republic of Estonia on the basis of a **long-term residence permit** or **permanent right of residence**, the duration of whose studies according to the study programme is nine calendar months or more, has the right to obtain a study loan.....

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Thank you for your attention!