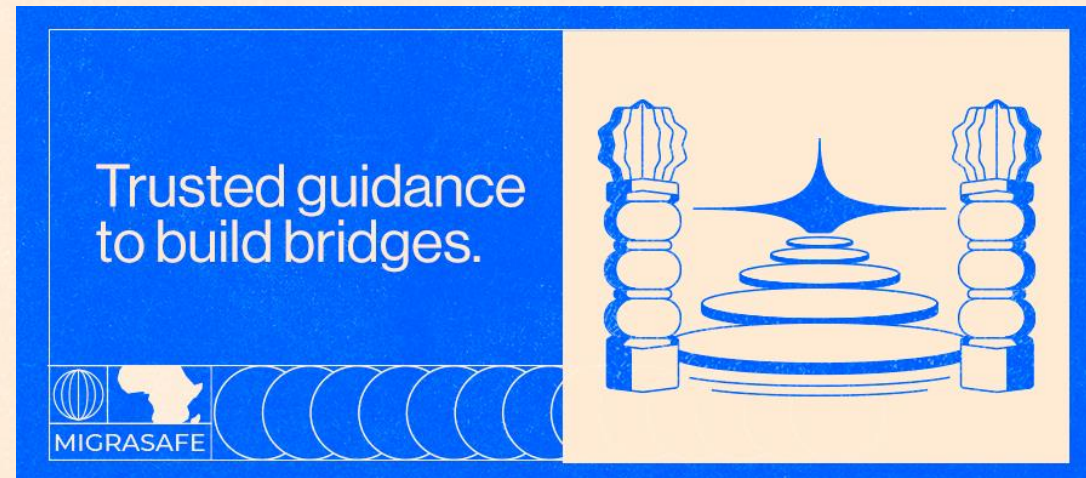




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LONG TERM RESIDENCE DIRECTIVE (LTR)





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Introduction: Residence Permits in numbers

Highlights



Tweet

At the end of 2021, there were 22.0 million valid residence permits held by non-EU citizens in the EU.



Tweet

At the end of 2021, family reunification accounted for 36 % of valid residence permits held by non-EU citizens in the EU.



Tweet

Moroccan (2.0 million), Turkish (1.9 million) and Ukrainian (1.6 million) citizens were the three main groups of citizenship holding valid residence permits in the EU at the end of 2021.

*Data extracted in October 2022.
Planned article update: November 2023.*

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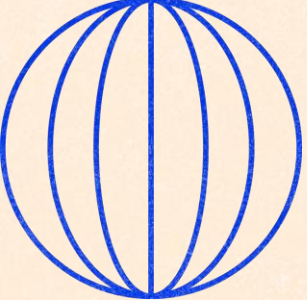


MINISTERIO
DE INCLUSIÓN, SEGURIDAD SOCIAL
Y MIGRACIONES

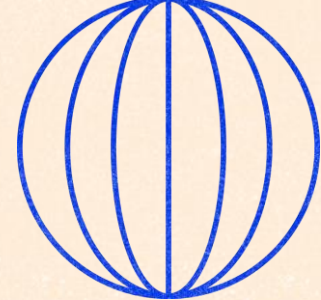


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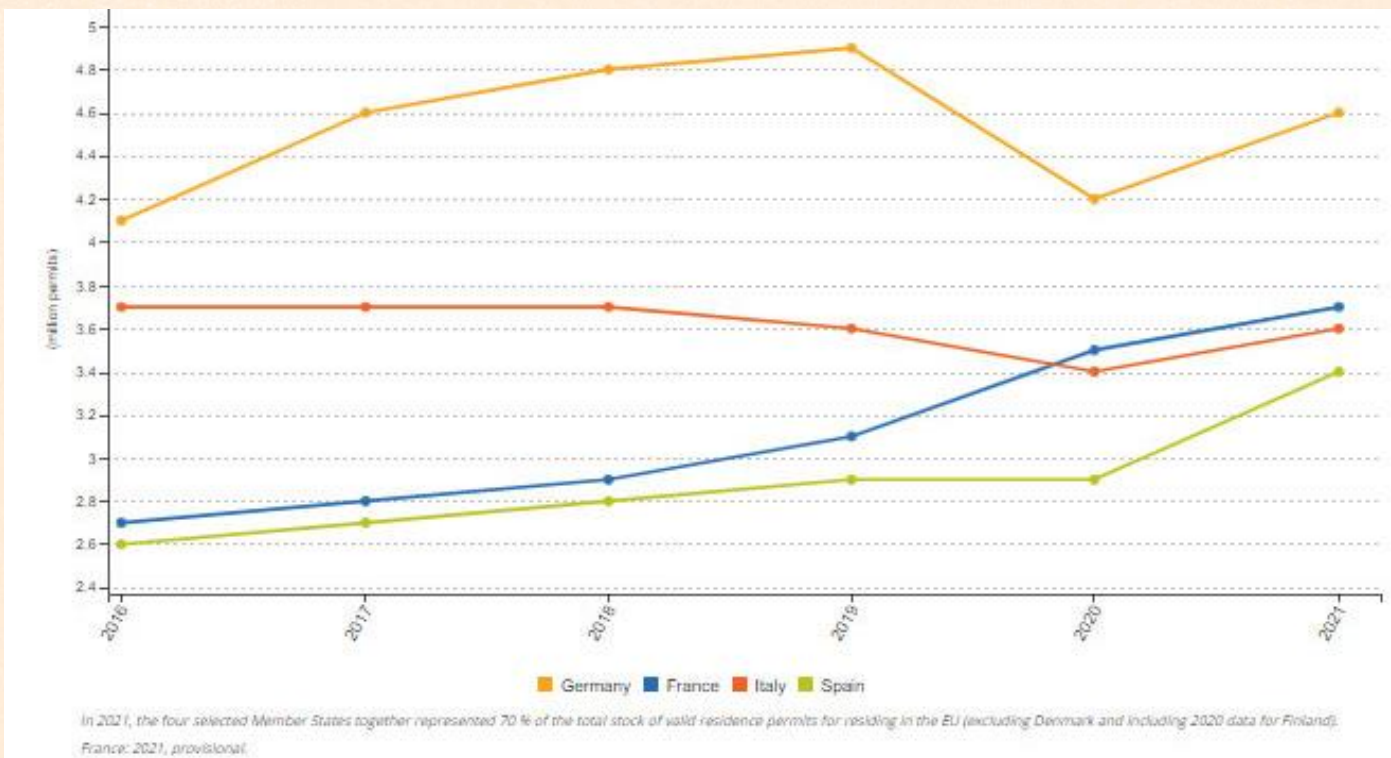




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Stock of valid residence permits in the top four EU Member States at the end of the year, 2016-2021



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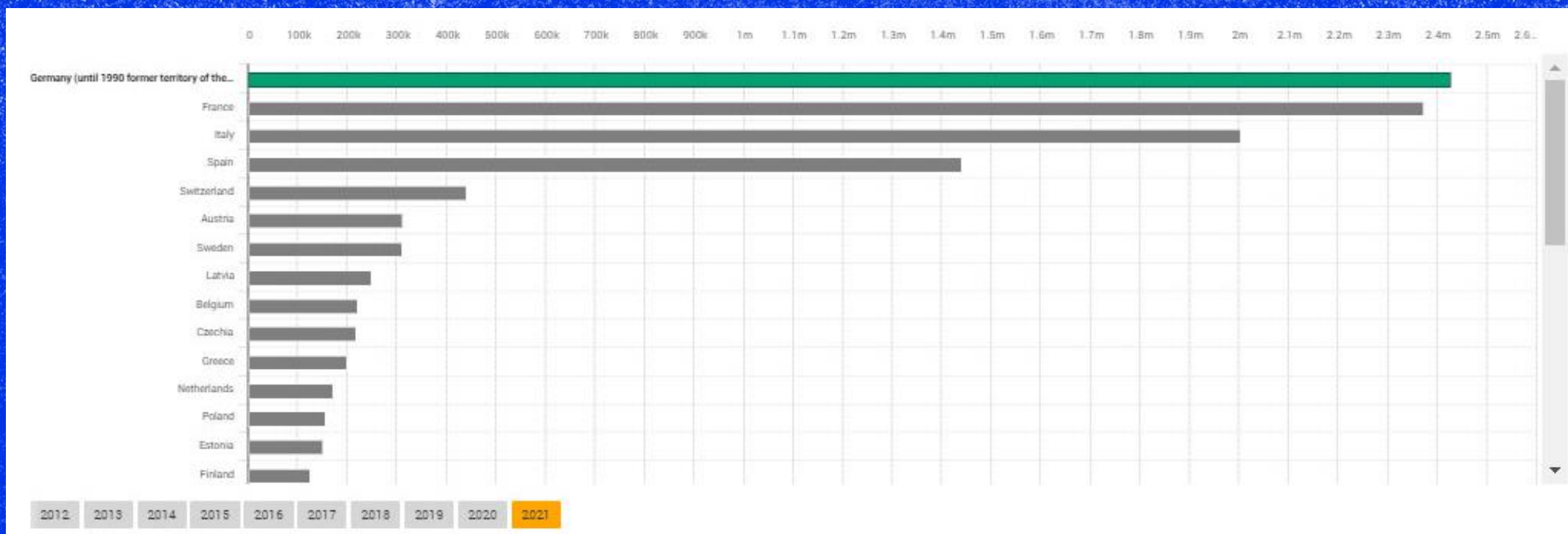




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Long-term residents by citizenship on 31 December of each year



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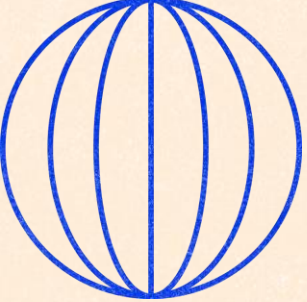


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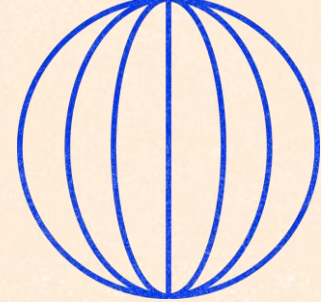


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Council Directive 2003/109/EC of 25 November 2003 concerning the status of third-country nationals who are long-term residents

DIRECTIVE = minimum, common for all MS



Transposition through national legislation



National schemes for LTR



Directive 2003/109 under revision!

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Acquisition: personal scope

Who qualify as LTR?

TCN living legally and continuously in a MS for 5 years

Max 10 months absence

Resources and sickness insurance

Integration conditions

Who do not qualify?

Students * (1/2)

National subsidiary temporary protection beneficiaries
and applicants*

Temporary permits au pairs , seasonal , posted

Integration conditions

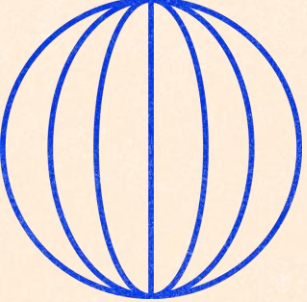
Diplomats

Unless bilateral agreements

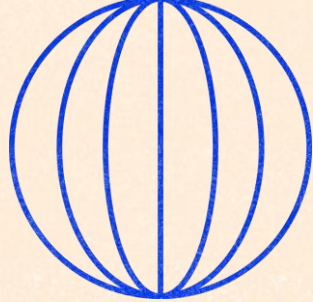
*Unless change of status

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Acquisition

Documentation



Resources



Sickness insurance



Integration



Passport



Accommodation

LTR permit issuance

Deadline for decision: 6 months

If conditions are met/not threat: **GRANTED**

Status is permanent, permit min 5 years, renewable

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Withdrawal & RE-acquisition

Loss and withdrawal

Fraudulent acquisition

Expulsion from MS (NEVER on economic grounds)

Absence from EU ≥ 12 consecutive months

LTR status in another MS

Threat to public policy , although not expulsion

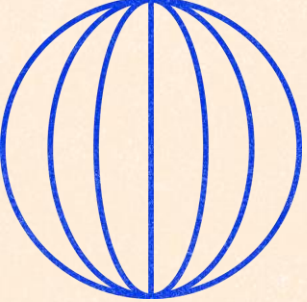
Absence > 6 years from MS

RE-acquisition

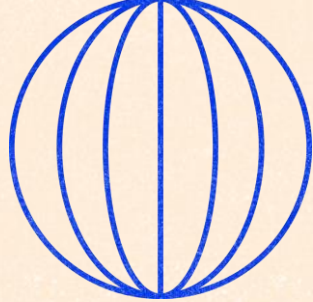
Only in case of loss for absence or LTR in other MS

Facilitated procedure regulated by national law

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Rights

Equal treatment

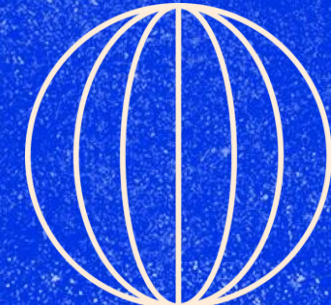
- Access to employment and education language proficiency
- Recognition of qualifications
- Social security assistance protection core benefits
- Tax benefits
- Access to goods and services, housing
- Freedom of association , and movement in the MS
- Not expulsion on economic grounds
- Other rights

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Mobility to a second member state of a LTR

Who can move to MS2?

LTR, for WORK (labour market test), STUDY or other purposes

Resources & sick insurance

Integration measures

LTR FM (see conditions)

No mobility

Posted workers / Cross border service providers

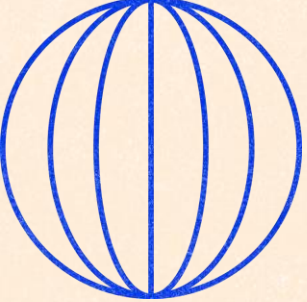
Seasonal workers

REJECTIONS: Threat to public policy health

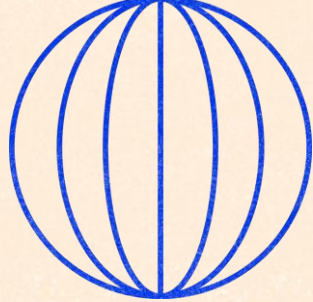
Reasons & available redress

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Mobility to a second MS of a LTR

Documentation



Resources



Sickness insurance



Passport and LTR permit in MS1



Accommodation



Integration measures



Evidence of Work/study

LTR permit issuance

Application: 3 months (in MS2 or from MS1)

Deadline for decision: 4 months (+3)

If conditions are met/not threat: GRANTED

MS2 shall inform MS1

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Mobility to a second MS of a LTR

Withdrawal of permit: reasons

Public policy security

Conditions no longer met

No lawful residence in MS2

Consequences

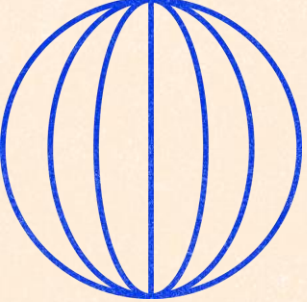
Leave MS2 to MS1 (or to MS3)

MS2 shall notify to MS1, and MS1 shall readmit

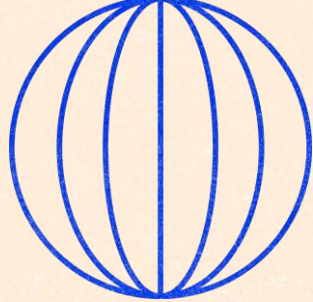
Remove from EU (+ban): serious grounds of public policy/security

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Mobility to a second MS of family members



Requirements/documents

FM already constituted in MS1 (otherwise : family reunification directive)

FM already constituted in MS1 (otherwise : family reunification directive)

MS2 permit issuance

Application: 3 months (in MS2 or from MS1)

Deadline for decision: 4 months (+3)

If conditions are met/not threat: GRANTED

Same duration as LTR

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Rights in MS2

Equal treatment



LTR: Same as in MS1, but restrictions /conditions for workers max 12 months



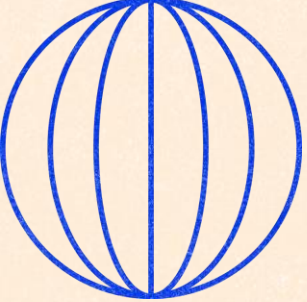
FM: rights foreseen for FM in Family reunification Directive (education & work)



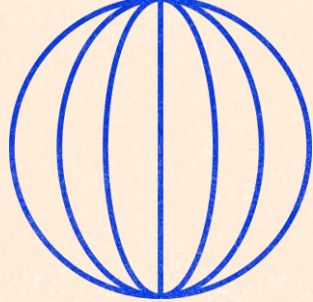
Possibility to become LTR in MS2 after 5 years same conditions and procedure in MS1 apply

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Recast of Directive 2003/109

Proposals



LTR after 5 years in the EU (in one or more MS)



LTR in MS2 after 3 years



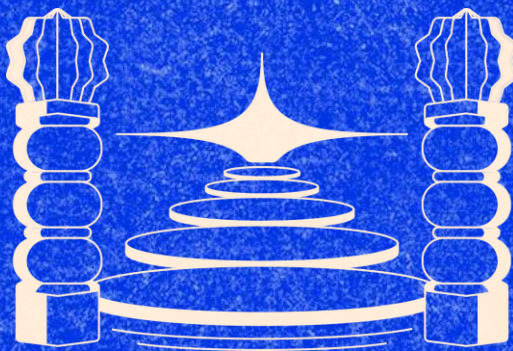
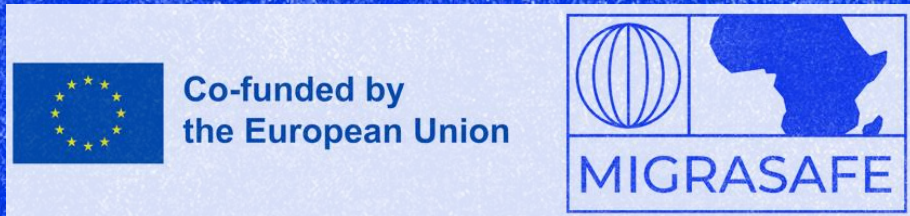
Periods of absence: 24 months



Mobility: Shorter deadline for decisions (3 + 1 m) and more rights

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More information! 

https://immigration-portal.ec.europa.eu/index_en

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