Professional qualifications, recognition: doctor, dentist, architect...(amend. direct. 89/48/EEC, 92/51/EEC)

1997/0345(COD) - 02/12/1997 - Legislative proposal

OBJECTIVE : within the framework of the SLIM initiative (simplification of Community legislation), to simplify and clarify directives concerning the general system of recognition of diplomas and qualifications and other sectoral directives, in particular regarding the updating of lists of qualifications eligible for automatic recognition. SUBSTANCE : the proposal seeks to: - establish the legal principle under which the host Member State must take into account, in considering an application for recognition of qualifications, the experience gained after obtaining the qualifications in question. The host Member State will no longer be able to impose systematically supplementary requirements such as aptitude tests, conversion courses etc. but will be required to reduce or even end such practices; - introduce into Directive 89/48/EEC (first general system for the recognition of higher education diplomas) to introduce the concept of regulated education and training already contained in Directive 92/51/EEC (second general system). The purpose is to require the host Member State to take into account education and training undergone by the migrant in a Member State, even where such training is given without the profession being regulated. This new provision would dispense with the requirement in the host Member State to furnish proof of two years' professional experience; - extend to all the sectoral directives (with the exception of the 'Architects' directive) the system in the 'Doctors' directive for updating the lists of general medical qualifications eligible for automatic recognition; - ensuring legal certainty regarding the recognition of training undergone in third countries by Community nationals: each Member State remains free to recognize such training or otherwise except where the first host Member State has already recognized the professional experience of those concerned. In this case, a second host Member State may not directly reject the application for recognition but must give the reasons for a decision to reject it; - include in the annex for the sake of clarity of legibility updated lists of diplomas and other qualifications already referred to in the various sectoral directives.