Basic information

1997/0320(COD) COD - Ordinary legislative procedure (ex-codecision procedure) Regulation	Procedure lapsed or withdrawn
Social security: extension to employed persons of third countries resident in the Union **Subject** 4.10.10 Social protection, social security	

Key players

Council of the European Union

Council configuration	Meetings	Date
Employment, Social Policy, Health and Consumer Affairs	2392	2001-12-03
Employment, Social Policy, Health and Consumer Affairs	2431	2002-06-03
Social Affairs	2226	1999-11-29

European Commission

Commission DG	Commissioner
Employment, Social Affairs and Inclusion	

Key events

Date	Event	Reference	Summary
12/11/1997	Legislative proposal published	COM(1997)0561	Summary
16/01/1998	Committee referral announced in Parliament, 1st reading		
03/09/1998	Vote in committee, 1st reading		Summary
03/09/1998	Committee report tabled for plenary, 1st reading	A4-0302/1998	
01/09/1999	Vote in committee, 1st reading		
01/09/1999	Committee report tabled for plenary confirming Parliament's position	A5-0006/1999	
16/09/1999	Decision by Parliament, 1st reading	T5-0012/1999	
29/11/1999	Debate in Council		
03/06/2002	Debate in Council		Summary
06/08/2004	Additional information		Summary

Technical information

Procedure reference	1997/0320(COD)
Procedure type	COD - Ordinary legislative procedure (ex-codecision procedure)

Procedure subtype	Legislation
Legislative instrument	Regulation
Legal basis	EC Treaty (after Amsterdam) EC 042 EC Treaty (after Amsterdam) EC 308
Stage reached in procedure	Procedure lapsed or withdrawn
Committee dossier	EMPL/4/09664

Documentation gateway

European Parliament

Document type	Committee	Reference	Date	Summary
Committee report tabled for plenary, 1st reading/single reading		A4-0302/1998 OJ C 313 12.10.1998, p. 0008	03/09/1998	
Text adopted by Parliament, 1st reading/single reading		T4-0535/1998 OJ C 328 26.10.1998, p. 0015-0023	06/10/1998	Summary
Committee final report tabled for plenary, 1st reading /single reading		A5-0006/1999 OJ C 054 25.02.2000, p. 0010	01/09/1999	
Text adopted by Parliament confirming position adopted at 1st reading		T5-0012/1999 OJ C 054 25.02.2000, p. 0055-0075	16/09/1999	Summary

European Commission

Document type	Reference	Date	Summary
Legislative proposal	COM(1997)0561 OJ C 006 10.01.1998, p. 0015	12/11/1997	Summary
Reconsultation	SEC(1999)0581	28/04/1999	

Other institutions and bodies

Institution/body	Document type	Reference	Date	Summary
EESC	Economic and Social Committee: opinion, report	CES0450/1998 OJ C 157 25.05.1998, p. 0030	25/03/1998	

Additional information

Source	Document	Date
European Commission	EUR-Lex	

Social security: extension to employed persons of third countries resident in the Union

1997/0320(COD) - 03/06/2002

On the basis of a Presidency compromise, the Council agreed on a general approach on the text of the Regulation extending the provisions of Regulation 1408/71/EEC to nationals of third countries who are legally resident in the Community and are not already covered by those provisions solely on the ground of their nationality. Once the Parliament has delivered its Opinion, the Council can formally adopt the text at a forthcoming meeting. The text of the compromise essentially responds to the desire of two delegations to maintain their current practice whereby the status of nationals of third countries is not fully equivalent to that of Community citizens. The compromise accordingly allows those delegations certain limited derogations concerning the inclusion of family benefits in the material scope of the Regulation.

Social security: extension to employed persons of third countries resident in the Union

1997/0320(COD) - 03/12/2001

As instructed by the Council of 8 October 2001 and on the basis of a recommendation by the Permanent Representatives Committee, the Council adopted conclusions, reproduced below, establishing Article 63(4) of the EC Treaty as the appropriate legal basis for the extension of coordination of social security systems to nationals of third countries legally resident and working in the Community. The Council thus acted on the conclusions of the Tampere European Council of October 1999, which had stipulated that third-country nationals should have rights as similar as possible to those enjoyed by citizens of the European Union. The Council agrees on the possibility of using Article 63(4) of the EC Treaty as the legal basis for the extension to third-country nationals of coordination of social security systems applicable to Community nationals. Moreover, it agrees to ensure the application, in principle of such an extension to the social security systems of all the Member States, while at the same time complying with the specific provisions laid down in the relevant Protocols annexed to the Treaties (EU/EC) for the United Kingdom, Ireland and Denmark.

Social security: extension to employed persons of third countries resident in the Union

1997/0320(COD) - 06/10/1998 - Text adopted by Parliament, 1st reading/single reading

In adopting without debate the report by Ms Christine ODDY (PSE, UK), the European Parliament lent its complete support to the Commission proposal to extend the provisions of Regulation (EEC) No 1408/71 to nationals of third countries legally resident in a Member State. According to the European Parliament, this proposal serves to extend fair treatment to 13 million third-country nationals resident within the European Union and ensure greater legal and administrative coherence.

Social security: extension to employed persons of third countries resident in the Union

1997/0320(COD) - 16/09/1999

The European Parliament confirmed its first reading in the context of the codecision procedure of the text that it adopted on 06.10.1998 concerning this proposal for a regulation.

Social security: extension to employed persons of third countries resident in the Union

1997/0320(COD) - 12/11/1997 - Legislative proposal

OBJECTIVE : to extend to nationals of non-member countries the system of coordination of social security schemes established under Regulation 1408 /71/EEC. CONTENT : In keeping with the conclusions of the Veil Report on the free movement of persons (see Fiche de Procédure COS0544), the Commission proposes to extend to nationals of non-member countries the Community coordination of social security schemes laid down by Regulation 1408/71/EEC and currently applicable to employed and self-employed Community workers who are insured in one of the Member States. Through this amendment the Commission will ensure that the 13 million persons from non-member countries legally resident in the Member States are protected under the rules of coordination of Regulation 1408/71/EEC and will therefore be able to guarantee them equality of treatment. The purpose of the scheme is: - to assure non-member country nationals who are legally resident in a Member State and registered in the social security system of that country that they will not lose their rights simply because they are moving into another Member State, - to prevent the problems of double deduction of contributions, - to simplify and clarify the legal rules which currently apply to such persons by means of a single and obligatory legal instrument which is directly applicable in each Member State. In the area of social security allowances the extension of Regulation 1408/71/EEC would only have a limited

effect since it only concerns the "internal" (and therefore intra-Community) coordination of social security schemes (for example: the totalization of senior citizens' or invalidity allowances within the Community). In conjunction with this, the extension of Regulation 1408/71/EEC to nationals of non-member countries would not grant the persons involved any right of entry, stay or residence, or access to employment, in a Member State. Finally, the proposal provides for a certain number of temporary measures which seek to prevent those concerned from losing rights by the mere fact of the regulation entering into force.