TABLE OF CONTENTS

Foreword					
List o	List of Abbreviations				
Chapter 1 Introduction					
		1			
1.1	Exploring the Problem	4			
1.2	Relevant European Law	8			
1.2.1 1.2.2	The Treaty of Lisbon Charter of fundamental rights of the European Union	10 11			
1.2.2	Research Methods	13			
1.5	Research Methods	13			
Chapt	er 2				
-	ory of Citizenship	17			
2.1	Historical Approach	20			
2.2	Citizenship in Philosophy and Theory	22			
2.3	Nationality Versus Citizenship	24			
2.4	EU Citizenship	26			
Chapt	er 3				
-	omic Rights	35			
3.1	Introduction	37			
3.2	Who Has Economic Rights?	39			
3.3	The Economic Rights Involved	55			
3.4	Intermezzo: The Importance of the Economic Free Movement Rights	55			
3.5	Which Economic Rights?	57			
3.5.1	Free movement rights	57			
3.5.2	Non-discrimination rights	58			
3.5.3	Derived rights	63			
3.5.4	Student rights	68			
3.6	Conclusions	72			

VIII TABLE OF CONTENTS

Chapte Social	er 4 Rights for EU Citizens	75
4.1	Cross-border Social Rights	79
4.2	Non-cross-border Social Rights	82
4.3	Social Fundamental Rights	85
4.4	Social Rights as Part of Citizens' Rights	86
Chapte	er 5	
Politic	cal Rights for EU Citizens	89
5.1	Representation through the European Parliament and National	
	Parliaments	92
5.2	Right to Vote in Local Elections	98
5.3	Transparency	99
5.4	Access to Documents	101
5.5	European Ombudsman	102
5.6	Voting in the Council	103
5.7	Basic Rights Protection as a Political Right	104
5.8	Is There a European Democratic Deficit?	105
Chapte		
Third	-country Nationals and EU Citizenship Rights	107
6.1	EU Citizenship and Visa, Asylum and Immigration	109
6.2	Visas	111
6.3	Immigration	113
6.4	Asylum Seekers	115
6.5	Family Members	119
6.6	Rights of Long-term Residents	121
6.7	Evaluation of the Position of Third-country Nationals	122
Chapte	er 7	
Limit	ations Because of the Fight against Terrorism	123
7.1	Introduction	125
7.1.1	Two examples	126
7.2	Overview of EU Measures in the Fight against Terrorism	130
7.2.1	Elements of anti-terrorism in EU legislation	132
7.2.2	Pillar structure and anti-terrorism measures	133
7.2.3	The European Union and the United Nations	136
7.2.4	Independent European Union measures against terrorism	139
7.3	Access to Justice	142

TABLE OF CONTENTS	Γ	<

7.3.1	Judicial protection and access to justice	146
7.4	Concluding Remarks	149
Chapte		
An Ev	aluation	151
Introduction		
Part I	EU citizens in their own Member State	154
Part II	Other situations	156
A.	Nationals of other Member States	156
B.	Nationals of new Member States	157
C.	Third-country nationals married to an EU national and family	
	reunifications	158
D.	Third-country nationals working in the EU for less than five years	158
E.	Third-country nationals working in the EU for more than five years	159
Influence of the Treaty of Lisbon		159
In con	clusion	160
Ŧ•.		1.61
List of	Legislation	161
Table	Table of Cases	
Index		171
Annex	Annexes	
I.	Relevant provisions from the Treaty establishing the European	
	Community	177
II.	Relevant provisions from the Treaty of Lisbon	189
III.	Directive 2004/38/EC (Persons Directive)	207
111.	Directive 2004/38/EC (Persons Directive)	4 U