

WRITTEN QUESTION E-1427/00

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to the Commission

Subject: The Commission's role in upholding the Treaties with specific reference to the male descendants of the Houses of Habsburg and Savoy

Can the Commission explain how, given not only the obligation under Article 6 of the Consolidated Version of the Treaty on European Union for the Union 'to respect fundamental rights, as guaranteed by the European Convention for the Protection of Human Rights and Fundamental Freedoms' but also the provisions under Articles 39 and 43 of Title III of the Consolidation Version of the Treaty establishing the European Community, dealing respectively with the free movement of persons and the right of establishment as well as the obligations of the Commission under Article 211 to ensure that the provisions of that Treaty are applied, the Commission has reached the conclusion (as indicated by Mr Vitorino's answer to Written Question P-0475/00)¹ that the restrictions placed on the movement of the male descendants of the Houses of Habsburg and Savoy as well as the denial to them of other civil rights as a result of provisions contained in the Austrian and Italian constitutions do 'not come within the jurisdiction of the Commission'?

¹ OJC