

2014 HUMAN DIMENSION IMPLEMENTATION MEETING OSCE - ODIHR

The International Association of Independent Democrats against Authoritarian regimes

Working session 15: **freedom of movement**

The free moving for legal refugees.

We must ask OSCE participating States about adopting documents and the real situation. We know there is the same situation.

OSCE participating States use the term “freedom of movement” to describe a wide range of topics that concern not only the right of everyone to leave any country and the **right of legal residents to freely move** within the territory of a state but also the entry into and exit from the territory of states by non-citizens of OSCE participating States. In Helsinki at 1975, at Vienna in 1989 and Helsinki 1992 (43) OSCE participating States pledged to guarantee the universal right to freedom of movement.

The promotion of human contacts between citizens of participating States is also an important component of the OSCE freedom of movement commitments. These commitments have been affirmed in numerous OSCE documents (Helsinki 1975, Madrid 1983, Vienna 1989, Copenhagen 1990, Paris 1990, Moscow 1991, Budapest 1994, Ljubljana 2005). Given the increased mobility of the global population, the progress participating States continue to make in facilitating cross-border mobility, achieved through bilateral and multilateral agreements, has had the positive effect of strengthening personal and professional ties, enhanced cooperation as well as increased understanding and trust among OSCE participating States.

But what is Free moving or the freedom of movement for the dictatorship states?

Why dictatorship states, Russia and Turkmenistan, first of all, have very large lists for the stop of freedom of movement for peoples? There are the restrict lists “income”, there are not “welcome to the country”.

And we see Turkmenistan and Uzbekistan have large lists for stop of freedom of movement for their citizens. There are the restrict lists for “state out.”

Azerbaijan, Belarus and Kazakhstan have same lists.

We see the Human Rights violations.

We see other problem. There is the problem in the EU member-states. We know there are the CHARTER OF FUNDAMENTAL RIGHTS OF THE EUROPEAN UNION, art 45 "Freedom of movement" and the “Schengen agreement convention”.

But other side we know facts of violations by **Germanic federal police**. There are regular Passport checks on trains and buses for everybody in **Germany at the border :Poland-Germany**. It is not the “point control”, it is not the 1 or 2 case for 1 year. It is the real border control for all peoples.

We know about same problem at Spain-Portugal border by Portugal police.
We see large Human Right violations by Germany .

Recommendation:

1.OSCE must send the letter to EU with the proposal to stop the violation of “Schengen agreement convention” for member –states of EU.

2.OSCE must send the letter to EU with the title “ to stop the discrimination for refugees with the legal status an do next proposal:

There are “ The Convention for the Protection of Human Rights and Fundamental Freedoms”, art.1; art.4 (liberty); art.14; art.17 and the Charter of fundamental rights of EU.

Political refugees must have same rights for trips those citizens of member-states of EU for stopping Human Rights violations and a humanistic support of political refugees.

The valid document for it is the document with the chip.