

PETITION OF THE SIGNING CITIZENS OF EUROPE

We, the signatories of this petition, ask the President of the Commission, President Ursula von der Leyen, the President of the European Council, President Charles Michel, and all governments of the Schengen area to prepare and implement the following measures and changes in the European Union.

- 1. Immediate and complete restoration of the free movement of people as granted in the Schengen Borders Code**
- 2. Launch a new version of Title III, Chapter II of the Schengen Borders Code, which gives the Commission the sole right to decide on border closures**

Ad 1. The illegal⁽¹⁾⁽²⁾ suspension of the Schengen area by several European countries must be condemned. Given the health argument⁽³⁾ (that is legally immaterial anyway) has ceased to exist, or indeed has never existed, the legal rights of all Union citizens shall be restored, in concreto the right to free movement of persons.

Ad 2. As explained⁽²⁾, Title III, Chapter II of the Schengen Borders Code provided for derogations was repeatedly abused by numerous countries. We therefore request that a new agreement shall be drawn up and agreed, which grants the Commission the sole right to establish borders or similar segregation measures.

In the future, Title III, Part II of the Schengen Borders Code shall have the following content:

On request of a member state, member region or similar administrative unit of a member state, the Commission may order that state, region or similar administrative unit to be delimited. The Commission must act with the greatest possible restraint and prudence. Such an act must be applied for by the member state, member region or administrative unit concerned in accordance with the regulations already in force (III / II border code) and must not exceed the deadlines set out in the aforementioned standard. The Commission is entitled and obliged to monitor the implementation of the measure and to ensure that the proportionality of the measure is maintained at all times. The Commission shall also ensure that all EU citizens and all third-country nationals, which are domiciled in, or which wish to enter into the affected geographic area, are treated equally.

If damage occurs to the population or the economy of the geographical area affected by such an act, the European Union, as a representative of all member states, or in advance for the body responsible, undertakes the obligation to compensate this damage.

(1) <https://www.europarl.europa.eu/news/en/press-room/20200316IPR75003/closure-of-borders-civil-liberties-chair-demands-proportionality-coordination>

(2) <https://www.citizensrights.eu/2020/05/10/grenzen-sinnlos-protektionistisch-gef%C3%A4hrlich/>

(3) https://www.who.int/influenza/publications/public_health_measures/publication/en/