



COUNCIL OF EUROPE CONSEIL DE L'EUROPE

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EUROPEAN COMMISSION FOR DEMOCRACY THROUGH LAW
(VENICE COMMISSION)

LEGISLATION ON KIN-MINORITIES

AUSTRIA

Federal Law of 25 January 1979 on the equation of South Tyroleans with Austrian citizens in certain administrative areas (BGBl. no. 57/1979)

§ 1. (1) This federal law applies to persons of German or Ladin language affiliation who were born in the province Bolzano having declared themselves being part of the German or Ladin language group at the latest census in the province Bolzano and who do not have Austrian citizenship.

(2) This federal law also applies to persons who fulfil the conditions stipulated in paragraph 1 who were not born in the province Bolzano but declared themselves as part of the German or Ladin language group at a census in the province Bolzano and have or had at least one parent of German or Ladin mother tongue.

(3) The conditions set out in paragraphs 1 and 2 have to be shown satisfactorily.

§ 2 (constitutional provision) Persons according to §1 can be appointed as extraordinary university professors and university assistants.

§ 3 (constitutional provision) §21 (3) of the Law on the Organisation of Universities, BGBl. no. 258/1975, is not opposed to the nomination of persons according to §1 as representatives in collegiate bodies.

§ 4 (1) The European Convention on the Equivalence of A-level certificates BGBl. No. 44/1957 and § 7 (6), second sentence, of the General Law on University Studies, BGBl. no. 177/1966 are not to applied to persons according to §1.

(2) Persons according to §1 have the right to take the exam to become a teacher.

(3) Persons according to §1 are held equal to Austrian citizens in respect of university fees according to the Law on University Fees, BGBl. no. 76/1972, in its current version.

(4) Persons according to §1 are held equal to Austrian citizens as university students in the field of application of the Law on the University Students' Representation, BGBl no. 309/1973. They also have the active and passive right to vote at the elections to the University Students' Representation.

§ 5 Persons according to §1 do not need a visa for their stay in the federal territory according to the provisions of the Law on Passports, BGBl. no. 422/1969.

§ 6 The execution of this federal law is entrusted to:

1. the Federal Minister for Science and Research in cooperation with the Federal Minister of the Interior as concerns §2 taken together with §1
2. the Federal Minister for Science and Research as concerns §3 and §4 taken together with §1.
3. the Federal Minister of the Interior as concerns §5 taken together with §1