

Treaty establishing the European Community (Amsterdam consolidated version) - Part Three: Community policies - Title III: Free movement of persons, services and capital - Chapter 2: Right of establishment - Article 43 - Article 52 - EC Treaty (Maastricht consolidated version) - Article 52 - EEC Treaty

Official Journal C 340 , 10/11/1997 P. 0195 - Consolidated version

Official Journal C 224 , 31/08/1992 P. 0021 - Consolidated version

(EEC Treaty - no official publication available)

Treaty establishing the European Community (Amsterdam consolidated version)

Article 43

Within the framework of the provisions set out below, restrictions on the freedom of establishment of nationals of a Member State in the territory of another Member State shall be prohibited. Such prohibition shall also apply to restrictions on the setting-up of agencies, branches or subsidiaries by nationals of any Member State established in the territory of any Member State.

Freedom of establishment shall include the right to take up and pursue activities as self-employed persons and to set up and manage undertakings, in particular companies or firms within the meaning of the second paragraph of Article 48, under the conditions laid down for its own nationals by the law of the country where such establishment is effected, subject to the provisions of the Chapter relating to capital.