

SCHEDULES

SCHEDULE 2

Regulation 2(b)

Amendments to Title 2: Implementation of the general provisions of the Regulation

1. Omit Article 5 and the heading “Implementation of Articles 6 and 7 of the Regulation”.
2. In Article 6—
 - (a) for “Articles 9 and 15(3)” substitute “Article 9”;
 - (b) for “one Member State” substitute “the United Kingdom”;
 - (c) for “that Member State” substitute “the United Kingdom”;
 - (d) for “Articles” substitute “Article”;
 - (e) for paragraph 2 substitute—

“2. In order to invoke the provisions of Article 9(2) of the Regulation, a person shall take reasonable steps to obtain a certified statement relating to the insurance periods or periods of residence completed under the legislation of any Member State and shall submit any such statement to the institution in the United Kingdom.”.
3. In Article 7—
 - (a) in paragraph 1—
 - (i) for “two” substitute “the United Kingdom and one”;
 - (ii) for “Member States concerned” substitute “United Kingdom”;
 - (b) in paragraph 2—
 - (i) for “Article 12(2), (3) and (4)” substitute “Article 12(2) and (3)”;
 - (ii) for “institutions concerned” to the end of the paragraph substitute “institution in the United Kingdom shall request all appropriate information from the competent institutions of the Member States concerned”.
4. In Article 8(1)—
 - (a) in the heading for “Member States” substitute “States”;
 - (b) in paragraph 1—
 - (i) for “two” substitute “the United Kingdom and one”;
 - (ii) for “Member State in whose territory the confinement took place” substitute “United Kingdom, if the confinement took place in the United Kingdom,”;
 - (iii) after “take place in” insert “the United Kingdom or in”;
 - (iv) for “Member State” substitute “State”;
 - (c) in paragraph 2—
 - (i) after “incapacity for work” insert “and the person was last subject to the legislation of the United Kingdom”;

(1) Article 8(3) was substituted by Council Regulation (EC) No 1606/98 of 29 June 1998 (“Regulation No 1606/98”).

Status: This is the original version (as it was originally made).

- (ii) for “Member State to which the person concerned was last subject” substitute “United Kingdom”;
- (d) omit paragraph 3.
- 5.** In Article 8a—
 - (a) in the heading for “one or more other Member States” substitute “the United Kingdom”;
 - (b) for “one or more Member States” substitute “the United Kingdom”.
- 6.** In Article 9—
 - (a) in the heading for “Member States” substitute “States”;
 - (b) in paragraph 1—
 - (i) for “a Member State” substitute “the United Kingdom”;
 - (ii) for “that Member State only” substitute “the United Kingdom”;
 - (iii) omit from “, whilst the right “ to the end of the paragraph;
 - (c) in paragraph 2—
 - (i) for “one Member State” substitute “the United Kingdom”;
 - (ii) for “two” in both places it occurs substitute “the United Kingdom and one”;
 - (iii) for “territory of the Member States” substitute “United Kingdom”;
 - (iv) for “Member State” substitute “State”;
 - (v) omit from “, whilst the right” to the end of the paragraph;
 - (d) omit paragraph 3(2).
- 7.** Omit Article 9a.
- 8.** In Article 10—
 - (a) in paragraph 1(a)—
 - (i) for “a Member State” substitute “the United Kingdom”;
 - (ii) after “suspended when” insert “it appears to the United Kingdom that”;
 - (iii) for “another Member State” substitute “a Member State”;
 - (iv) omit “or in application of Articles 73, 74, 77 or 78 of the Regulation”;
 - (b) paragraph 1(b) for “first member State” substitute “United Kingdom”;
 - (c) in paragraph 1(b)(i)—
 - (i) for “another Member State” substitute “a Member State”;
 - (ii) for “the right to family benefits due either only under national legislation of that Member State or under these Articles shall be suspended” substitute “the United Kingdom will deem that Member State to have suspended its family benefits”;
 - (iii) omit the final sentence;
 - (d) in paragraph 1(b)(ii)—
 - (i) for “another Member State” substitute “a Member State”;
 - (ii) for “the right to family benefits” to the end of the paragraph substitute “the United Kingdom will deem that Member State to have suspended its family benefits”;
 - (e) omit paragraph 2;
 - (f) in paragraph 3—

(2) Article 9(3) was substituted by [Regulation No 1606/98](#).

- (i) for “two Member States” substitute “the United Kingdom and a Member State”;
 - (ii) for “the competent institution of the Member State with legislation providing for the highest level of benefit” substitute “where the legislation of the United Kingdom provides for the highest levels of benefits, the competent institution in the United Kingdom”;
 - (iii) for “be reimbursed” substitute “may request reimbursement of”;
 - (iv) for “other Member State” substitute “Member State”;
 - (v) for “latter Member State” substitute “Member State”.
- 9.** In Article 10a—
- (a) for “Member States” in each place it occurs (including the heading) substitute “States”;
 - (b) in point (b) for “shall” substitute “may”;
 - (c) in point (c) for “Member State” in both places it occurs substitute “State”.