

Corrigendum to Council Regulation (EEC) No 2864/72 of 19 December 1972 amending Regulation (EEC) No 1408/71 on the application of social security schemes to employed persons and their families moving within the Community

(Official Journal of the European Communities No L 306 of 31 December 1972, page 1; Special Edition 1972 (31 December) page 15)

[C 42]

1. Article 1 (1): Article 1 (s) (a) of the Regulation:

read: '(s) (a) "periods of residence" means periods of residence as defined or recognized as such by the legislation under which they were completed or considered as completed.'

2. Article 1 (2): Article 9 (2) of the Regulation:

for: 'insurance periods, the insurance periods or periods of',

read: 'periods of insurance, the periods of insurance or'.

3. Article 1 (3): Article 18 of the Regulation, heading and (1) (three times):

for: 'insurance periods or periods of employment'.

read: 'periods of insurance, employment'.

4. Article 1 (5): Article 27 of the Regulation, heading:

read: '**Pensions payable under the legislation of several States where there is a right to benefits in the country of residence**'.

5. Article 1 (7): Article 28a of the Regulation, heading:

for: 'a right to benefits is enjoyed',

read: 'there is a right to benefits'.

6. Article 1 (7): Article 28a of the Regulation:

for: 'or pensions',

read: 'or to pensions';

for: 'enjoyed by him and',

read: 'provided to him and to'.

7. Article 1 (8): Article 31, introductory sentence of the Regulation:

read: 'A pensioner entitled to a pension or pensions under the legislation of one Member State or to pensions under the legislation of two or more Member States who is entitled to benefits under the legislation of one of those States shall, with members of his family, who are staying in the territory of a Member State other than the one in which they reside, receive:'.

8. Article 1 (9): Article 33 of the Regulation:

read:

'Article 33

Contributions payable by pensioners

The institution of a Member State which is responsible for payment of a pension, and which administers legislation providing for deductions from pensions in respect of contributions for sickness and maternity shall be authorized to make such deductions

calculated in accordance with the legislation concerned from the pension payable by such institution, to the extent that the cost of the benefits under Articles 27, 28, 28a, 29, 31 and 32 is to be borne by an institution of the said Member State.'

9. Article 1 (10): Title III, Chapter 2 of the Regulation, heading of Section 1 (before Article 37):
for: 'insurance periods',
read: 'periods of insurance'.
10. Article 1 (11): Article 37 (1), first sentence of the Regulation:
for: 'insurance periods',
read: 'periods of insurance' (twice);
before: 'Article'
insert: 'the provisions of'.
11. Article 1 (12): Article 38 of the Regulation, heading and (1) (three times):
for: 'insurance periods',
read: 'periods of insurance'.
12. Article 1 (12): Article 38 (1) of the Regulation:
for: 'though they had been completed under its own legislation',
read: 'if they were periods completed under the legislation which it administers'.
13. Article 1 (13): Article 45 (1) of the Regulation:
read:
'1. The competent institution of a Member State whose legislation makes the acquisition, retention or recovery of the right to benefits conditional upon the completion of periods of insurance or residence shall take into account, to the extent necessary, periods of insurance or residence completed under the legislation of any Member State as if they were periods completed under the legislation which it administers.'
14. Article 1 (15): Article 46 (1), first subparagraph of the Regulation:
for: 'with the legislation',
read: 'with the provisions of the legislation';
for: 'insurance periods or periods of residence',
read: 'periods of insurance or residence'.
15. Article 1 (16): Article 46 (2) (a) of the Regulation:
for: 'insurance periods or periods of residence',
read: 'periods of insurance or residence';
for: 'State',
read: 'Member State'.
16. Article 1 (18): Article 64 of the Regulation, heading and text (three times):
for: 'insurance periods or periods of residence',
read: 'periods of insurance or residence'.
17. Article 1 (19): Article 77 (2) (b) (ii) of the Regulation:
for: 'with that legislation',
read: 'with the legislation of the Member State';

before: 'Article',
insert: 'the provisions of';
for: 'paragraph (i)',
read: 'paragraph 1';
for: 'insurance periods or periods of residence',
read: 'periods of insurance or residence'.

18. Article 1 (20): Article 78 (2) (b)(ii), first subparagraph, of the Regulation:

before: 'Article',
insert: 'the provisions of';
for: 'insurance periods or periods of residence',
read: 'periods of insurance or residence'.

19. Article 1 (24) (b) and (c): Annex V to the Regulation, point B. DENMARK:

paragraph 5:

in the beginning insert: 'The provisions of';

paragraph 6:

for: 'The Danish legislation governing',
read: 'The provisions of the Danish legislation governing';
for: 'was not resident',
read: 'has not resided';

paragraph 7, second sentence:

for: 'A pension',
read: 'However, a pension';

paragraph 8, first sentence:

for: 'Member State',
read: 'Member State other than Denmark';

paragraph 9 (a):

for: 'insurance periods',
read: 'periods of insurance';
before: 'during which',
insert: 'during the course of the said period of reference'.

paragraph 9 (b) (at the end):

for: 'the said periods',
read: 'the said period'.
