

COUNCIL REGULATION (EEC) No 2001/83

of 2 June 1983

amending and updating Regulation (EEC) No 1408/71 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community and also amending and updating Regulation (EEC) No 574/72 laying down the procedure for implementing Regulation (EEC) No 1408/71

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 2, 7, 51 and 235 thereof,

Having regard to the proposal from the Commission ⁽¹⁾,

Having regard to the opinion of the European Parliament ⁽²⁾,

Whereas Regulation (EEC) No 1390/81 ⁽³⁾ extended to self-employed persons and members of their families Regulation (EEC) No 1408/71 ⁽⁴⁾ on the application of social security schemes to employed persons and their families moving within the Community;

Whereas Regulation (EEC) No 3795/81 ⁽⁵⁾ extended to self-employed persons and members of their families Regulation (EEC) No 574/72 ⁽⁶⁾ laying down the procedure for implementing Regulation (EEC) No 1408/71;

Whereas these extensions entered into force on 1 July 1982; whereas, between the adoption of Regulation (EEC) No 1390/81 and 1 July 1982, Regulation (EEC) No 2793/81 ⁽⁷⁾ also amended Regulations (EEC) No 1408/71 and (EEC) No 574/72;

Whereas these amendments have been incorporated in the text of Regulation (EEC) No 1408/71 in the version that was valid on the date of the adoption thereof; whereas, consequently, no account has been taken of the amendments included in Regulation (EEC) No 1390/81;

Whereas, in particular, as a consequence of the coming into force of Regulation (EEC) No 1390/71, Regu-

lation (EEC) No 1408/71 contains a new Annex I; whereas, consequently, the other Annexes have been renumbered; whereas account should be taken of this with reference to the amendments made by Regulation (EEC) No 2793/81; whereas, in addition, it shall be indicated whether or not these amendments also relate to self-employed persons; whereas such is the case for the provisions referred to in the second indent of Article 1 (2) (6) (b) and the second indent of Article 1 (2) (6) (g) of Regulation (EEC) No 2793/81;

Whereas, in the Italian version of Regulations (EEC) No 1408/71 and (EEC) No 574/72, it is more appropriate to use the expression 'lavoratori subordinati' rather than 'lavoratori salariati' and 'lavoratori autonomi' rather than 'lavoratori non salariati';

Whereas, consequently, the necessary amendments should be made to Regulations (EEC) No 1408/71 and (EEC) No 574/72;

Whereas, it is necessary to make amendments to paragraph 1 of Section C of Annex 2 and to paragraphs 2 and 3 of Section C of Annex 10 to Regulation (EEC) No 574/72;

Whereas, for purposes of clarity it is necessary to update Regulations (EEC) No 1408/71 and (EEC) No 574/72, as last amended by Regulation (EEC) No 2000/83 ⁽⁸⁾, in their entirety; whereas, for that purpose, not only those sections that are amended as of 1 July 1982 but also those sections that have already been amended and the unchanged sections should be included in a single text;

Whereas Annexes 1, 4, 5, 6, 7 and 8 to Regulation (EEC) No 574/72 were updated by Regulations (EEC) No 2474/82 ⁽⁹⁾ and (EEC) No 799/83 ⁽¹⁰⁾; whereas these updated Annexes should, for practical reasons, be included with all the provisions of Regulations (EEC) No 1408/71 and (EEC) No 574/72 in a single text to enter into force on 1 July 1982;

⁽¹⁾ OJ No C 27, 2. 2. 1983, p. 3.

⁽²⁾ OJ No C 161, 20. 6. 1983, p. 17.

⁽³⁾ OJ No L 143, 29. 5. 1981, p. 1.

⁽⁴⁾ OJ No L 149, 5. 7. 1971, p. 2.

⁽⁵⁾ OJ No L 378, 31. 12. 1981, p. 1.

⁽⁶⁾ OJ No L 74, 27. 3. 1972, p. 1.

⁽⁷⁾ OJ No L 275, 29. 9. 1981, p. 1.

⁽⁸⁾ See page 1 of this Official Journal.

⁽⁹⁾ OJ No L 266, 15. 9. 1982, p. 1.

⁽¹⁰⁾ OJ No L 89, 7. 4. 1983, p. 15.

Whereas finally, for practical reasons, it is necessary to amend the detailed rules for extending to self-employed persons agreements referred to in Article 3 of Regulation (EEC) No 1390/81 ⁽¹⁾,

Article 2

The title, the contents and the provisions of Regulation (EEC) No 574/72 shall be replaced by the text appearing in Annex II.

HAS ADOPTED THIS REGULATION:

Article 3

Article 1

The title, the contents and the provisions of Regulation (EEC) No 1408/71 shall be replaced by the text appearing in Annex I.

This Regulation shall enter into force on the day of its publication in the *Official Journal of the European Communities*.

It shall apply with effect from 1 July 1982.

This Regulation shall be binding in its entirety and directly applicable in all Member States.

Done at Luxembourg, 2 June 1983.

For the Council

The President

N. BLÜM

⁽¹⁾ OJ No L 143, 29. 5. 1981, p. 1.