

Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems (Text with relevance for the EEA and for Switzerland)

TITLE I

GENERAL PROVISIONS

Article 1	Definitions
Article 2	Persons covered
Article 3	Matters covered
Article 4	Equality of treatment
Article 5	Equal treatment of benefits, income, facts or events
Article 6	Aggregation of periods
Article 7	Waiving of residence rules
Article 8	Relations between this Regulation and other coordination instruments
Article 9	Declarations by the Member States on the scope of this Regulation
Article 10	Prevention of overlapping of benefits

TITLE II

DETERMINATION OF THE LEGISLATION APPLICABLE

Article 11	General rules
Article 12	Special rules
Article 13	Pursuit of activities in two or more Member States
Article 14	Voluntary insurance or optional continued insurance
Article 15	Contract staff of the European Communities
Article 16	Exceptions to Articles 11 to 15

TITLE III

SPECIAL PROVISIONS CONCERNING THE VARIOUS CATEGORIES OF BENEFITS

CHAPTER 1

Sickness, maternity and equivalent paternity benefits

Section 1

Insured persons and members of their families,  
except pensioners and members of their families

Article 17	Residence in a Member State other than the competent Member State
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*Status: Point in time view as at 11/04/2017.**Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 883/2004 of the European Parliament and of the Council. (See end of Document for details)*

- Article 18 Stay in the competent Member State when residence is in another Member State – Special rules for the members of the families of frontier workers
- Article 19 Stay outside the competent Member State
- Article 20 Travel with the purpose of receiving benefits in kind — authorisation to receive appropriate treatment outside the Member State of residence
- Article 21 Cash benefits
- Article 22 Pension claimants

## Section 2

### Pensioners and members of their families

- Article 23 Right to benefits in kind under the legislation of the Member State of residence
- Article 24 No right to benefits in kind under the legislation of the Member State of residence
- Article 25 Pensions under the legislation of one or more Member States other than the Member State of residence, where there is a right to benefits in kind in the latter Member State
- Article 26 Residence of members of the family in a Member State other than the one in which the pensioner resides
- Article 27 Stay of the pensioner or the members of his/her family in a Member State other than the Member State in which they reside — stay in the competent Member State — authorisation for appropriate treatment outside the Member State of residence
- Article 28 Special rules for retired frontier workers
- Article 29 Cash benefits for pensioners
- Article 30 Contributions by pensioners

## Section 3

### Common provisions

- Article 31 General provision
- Article 32 Prioritising of the right to benefits in kind — special rule for the right of members of the family to benefits in the Member State of residence
- Article 33 Substantial benefits in kind
- Article 34 Overlapping of long-term care benefits
- Article 35 Reimbursements between institutions

## CHAPTER 2

### Benefits in respect of accidents at work and occupational diseases

- Article 36 Right to benefits in kind and in cash
- Article 37 Costs of transport
- Article 38 Benefits for an occupational disease where the person suffering from such a disease has been exposed to the same risk in several Member States
- Article 39 Aggravation of an occupational disease

*Status: Point in time view as at 11/04/2017.*

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Article 40 Rules for taking into account the special features of certain legislation

Article 41 Reimbursements between institutions

### CHAPTER 3

#### Death grants

Article 42 Right to grants where death occurs in, or where the person entitled resides in, a Member State other than the competent Member State

Article 43 Provision of benefits in the event of the death of a pensioner

### CHAPTER 4

#### Invalidity benefits

Article 44 Persons subject only to type A legislation

Article 45 Special provisions on aggregation of periods

Article 46 Persons subject either only to type B legislation or to type A and B legislation

Article 47 Aggravation of invalidity

Article 48 Conversion of invalidity benefits into old-age benefits

Article 49 Special provisions for civil servants

### CHAPTER 5

#### Old-age and survivors' pensions

Article 50 General provisions

Article 51 Special provisions on aggregation of periods

Article 52 Award of benefits

Article 53 Rules to prevent overlapping

Article 54 Overlapping of benefits of the same kind

Article 55 Overlapping of benefits of a different kind

Article 56 Additional provisions for the calculation of benefits

Article 57 Periods of insurance or residence of less than one year

Article 58 Award of a supplement

Article 59 Recalculation and revaluation of benefits

Article 60 Special provisions for civil servants

### CHAPTER 6

#### Unemployment benefits

Article 61 Special rules on aggregation of periods of insurance, employment or self-employment

Article 62 Calculation of benefits

Article 63 Special provisions for the waiving of residence rules

Article 64 Unemployed persons going to another Member State

Article 65 Unemployed persons who resided in a Member State other than the competent State

*Status: Point in time view as at 11/04/2017.*

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Article 65a Special provisions for wholly unemployed self-employed frontier workers where no unemployment benefits system covering self-employed persons exists in the Member State of residence

## CHAPTER 7

### Pre-retirement benefits

Article 66 Benefits

## CHAPTER 8

### Family benefits

Article 67 Members of the family residing in another Member State  
Article 68 Priority rules in the event of overlapping  
Article 68a Provision of benefits  
Article 69 Additional provisions

## CHAPTER 9

### Special non-contributory cash benefits

Article 70 General provision

## TITLE IV

### ADMINISTRATIVE COMMISSION AND ADVISORY COMMITTEE

Article 71 Composition and working methods of the Administrative Commission  
Article 72 Tasks of the Administrative Commission  
Article 73 Technical Commission for Data Processing  
Article 74 Audit Board  
Article 75 Advisory Committee for the Coordination of Social Security Systems

## TITLE V

### MISCELLANEOUS PROVISIONS

Article 76 Cooperation  
Article 77 Protection of personal data  
Article 78 Data processing  
Article 79 Funding of activities in the social security field  
Article 80 Exemptions  
Article 81 Claims, declarations or appeals  
Article 82 Medical examinations  
Article 83 Implementation of legislation  
Article 84 Collection of contributions and recovery of benefits  
Article 85 Rights of institutions  
Article 86 Bilateral agreements

*Status: Point in time view as at 11/04/2017.*

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## TITLE VI TRANSITIONAL AND FINAL PROVISIONS

Article 87	Transitional provisions
Article 87a	Transitional provision for application of Regulation (EU) No 465/2012
Article 88	Updating of the Annexes
Article 89	Implementing Regulation
Article 90	Repeal
Article 91	Entry into force
	Signature

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## ANNEX I

### ADVANCES OF MAINTENANCE PAYMENTS AND SPECIAL CHILDBIRTH AND ADOPTION ALLOWANCES

- I. Advances of maintenance payments
- BELGIUM
  - BULGARIA
  - DENMARK
  - GERMANY
  - ESTONIA
  - SPAIN
  - FRANCE
  - CROATIA
  - LITHUANIA
  - LUXEMBOURG
  - AUSTRIA
  - POLAND
  - PORTUGAL
  - SLOVENIA
  - SLOVAKIA
  - FINLAND
  - SWEDEN
- II. Special childbirth and adoption allowances
- BELGIUM
  - BULGARIA
  - CZECH REPUBLIC
  - ESTONIA
  - SPAIN
  - FRANCE
  - CROATIA
  - LATVIA
  - LITHUANIA
  - LUXEMBOURG
  - HUNGARY
  - POLAND
  - ROMANIA

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SLOVENIA  
SLOVAKIA  
FINLAND

## ANNEX II

PROVISIONS OF CONVENTIONS WHICH REMAIN IN FORCE AND WHICH,  
WHERE APPLICABLE, ARE RESTRICTED TO THE PERSONS COVERED THEREBY

### General comments

BELGIUM-GERMANY  
BELGIUM-LUXEMBOURG  
BULGARIA-GERMANY  
BULGARIA-CROATIA  
BULGARIA-AUSTRIA  
BULGARIA-SLOVENIA  
CZECH REPUBLIC-GERMANY  
CZECH REPUBLIC-CYPRUS  
CZECH REPUBLIC-LUXEMBOURG  
CZECH REPUBLIC-AUSTRIA  
CZECH REPUBLIC-SLOVAKIA  
DENMARK-FINLAND  
DENMARK-SWEDEN  
GERMANY-SPAIN  
GERMANY-FRANCE  
GERMANY-CROATIA  
GERMANY-LUXEMBOURG  
GERMANY-HUNGARY  
GERMANY-NETHERLANDS  
GERMANY-AUSTRIA  
GERMANY-POLAND  
GERMANY-ROMANIA  
GERMANY-SLOVENIA  
GERMANY-SLOVAKIA  
GERMANY-UNITED KINGDOM  
IRELAND-UNITED KINGDOM  
SPAIN-PORTUGAL  
CROATIA-ITALY  
CROATIA-HUNGARY  
CROATIA-AUSTRIA  
CROATIA-SLOVENIA  
ITALY-SLOVENIA  
LUXEMBOURG-PORTUGAL  
LUXEMBOURG-SLOVAKIA  
HUNGARY-AUSTRIA  
HUNGARY-SLOVENIA  
HUNGARY-SLOVAKIA  
AUSTRIA-POLAND  
AUSTRIA-ROMANIA  
AUSTRIA-SLOVENIA  
AUSTRIA-SLOVAKIA  
FINLAND-SWEDEN

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### ANNEX III

#### RESTRICTION OF RIGHTS TO BENEFITS IN KIND FOR MEMBERS OF THE FAMILY OF A FRONTIER WORKER

DENMARK  
ESTONIA (this entry will be valid during the period referred...  
IRELAND  
SPAIN (this entry will be valid during the period referred...  
CROATIA  
ITALY (this entry will be valid during the period referred...  
LITHUANIA (this entry will be valid during the period referred...  
HUNGARY (this entry will be valid during the period referred...  
NETHERLANDS (this entry will be valid during the period  
referred...  
FINLAND  
SWEDEN  
UNITED KINGDOM

### ANNEX IV

#### MORE RIGHTS FOR PENSIONERS RETURNING TO THE COMPETENT MEMBER STATE

BELGIUM BULGARIA CZECH REPUBLIC GERMANY  
GREECE SPAIN FRANCE CYPRUS ....

### ANNEX V

MORE RIGHTS FOR FORMER FRONTIER WORKERS WHO RETURN TO  
THEIR PREVIOUS MEMBER STATE OF ACTIVITY AS AN EMPLOYED OR  
SELF-EMPLOYED PERSON (APPLICABLE ONLY IF THE MEMBER STATE IN  
WHICH THE COMPETENT INSTITUTION RESPONSIBLE FOR THE COSTS  
OF THE BENEFITS IN KIND PROVIDED TO THE PENSIONER IN HIS/HER  
MEMBER STATE OF RESIDENCE IS SITUATED ALSO APPEARS ON THE LIST)

BELGIUM GERMANY SPAIN FRANCE LUXEMBOURG  
AUSTRIA PORTUGAL

### ANNEX VI

#### IDENTIFICATION OF TYPE A LEGISLATION WHICH SHOULD BE SUBJECT TO SPECIAL COORDINATION

CZECH REPUBLIC

ESTONIA

IRELAND

GREECE

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CROATIA

LATVIA

HUNGARY

SLOVAKIA

IRLANDA

FINLAND

SWEDEN

UNITED KINGDOM

#### ANNEX VII

CONCORDANCE BETWEEN THE LEGISLATIONS OF MEMBER STATES  
ON CONDITIONS RELATING TO THE DEGREE OF INVALIDITY

#### ANNEX VIII

CASES IN WHICH THE PRO RATA CALCULATION  
SHALL BE WAIVED OR SHALL NOT APPLY

##### Part 1:

Cases in which the pro rata calculation shall be waived pursuant to Article 52(4)

DENMARK

IRELAND

CYPRUS

LATVIA

LITHUANIA

NETHERLANDS

AUSTRIA

POLAND

PORTUGAL

SLOVAKIA

SWEDEN

*Status: Point in time view as at 11/04/2017.*

**Changes to legislation:** *There are currently no known outstanding effects for the Regulation (EC) No 883/2004 of the European Parliament and of the Council. (See end of Document for details)*

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UNITED KINGDOM

Part 2:

Cases in which Article 52(5) applies

BULGARIA

CZECH REPUBLIC

DENMARK

ESTONIA

FRANCE

CROATIA

LATVIA

HUNGARY

AUSTRIA

POLAND

PORTUGAL

SLOVENIA

SLOVAKIA

SWEDEN

UNITED KINGDOM

## ANNEX IX

### BENEFITS AND AGREEMENTS WHICH ALLOW THE APPLICATION OF ARTICLE 54

#### I. Benefits referred to in Article 54(2)(a) of the Regulation, the...

BELGIUM

DENMARK

IRELAND

GREECE

SPAIN

FRANCE

LATVIA

IRELAND

NETHERLANDS

FINLAND

SWEDEN

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- II. Benefits referred to in Article 54(2)(b) of the Regulation, the...  
GERMANY  
SPAIN  
ITALY  
LATVIA  
LITHUANIA  
LUXEMBOURG  
SLOVAKIA  
FINLAND  
SWEDEN
- III. Agreements referred to in Article 54(2)(b)(i) of the Regulation intended...

#### ANNEX X

##### SPECIAL NON-CONTRIBUTORY CASH BENEFITS

BELGIUM  
BULGARIA  
CZECH REPUBLIC  
DENMARK  
GERMANY  
ESTONIA  
IRELAND  
GREECE  
SPAIN  
FRANCE  
ITALY  
CYPRUS  
LATVIA  
LITHUANIA  
LUXEMBOURG  
HUNGARY  
MALTA  
NETHERLANDS

*Status: Point in time view as at 11/04/2017.*

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AUSTRIA

POLAND

PORTUGAL

SLOVENIA

SLOVAKIA

FINLAND

SWEDEN

UNITED KINGDOM

## ANNEX XI

### SPECIAL PROVISIONS FOR THE APPLICATION OF THE LEGISLATION OF THE MEMBER STATES

BULGARIA

CZECH REPUBLIC

DENMARK

1. For the purpose of calculating the pension under the ‘...
2. Notwithstanding the provisions of Article 6 of this Regulation, persons...
3. The temporary benefit for unemployed persons who have been admitted...
4. Where the beneficiary of a Danish social pension is also...

GERMANY

1. Notwithstanding Article 5(a) of this Regulation and Article 5(4) point...
2. Notwithstanding Article 5(a) of this Regulation and Article 7 of...
3. For the purpose of granting cash benefits under §47(1) of...
4. Nationals of other Member States whose place of residence or...
5. The pauschale Anrechnungszeit (fixed credit period) pursuant to Article 253...
6. In cases where the German pension legislation, in force on...
7. The German legislation on accidents at work and occupational diseases...
8. For the calculation of the theoretical amount referred to in...

ESTONIA

IRELAND

1. Notwithstanding Articles 21(2) and 62 of this Regulation, for the...
2. Where Article 46 of this Regulation applies, if the person...

GREECE

1. Law No 1469/84 concerning voluntary affiliation to the pension insurance...
2. Notwithstanding Article 5(a) of this Regulation and Article 34 of...

SPAIN

*Status: Point in time view as at 11/04/2017.*

*Changes to legislation: There are currently no known outstanding effects for the Regulation (EC) No 883/2004 of the European Parliament and of the Council. (See end of Document for details)*

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1. For the purposes of implementing Article 52(1)(b)(i) of this Regulation,...
2. Under Article 56(1)(c) of this Regulation, the calculation of the...
3. Periods completed in other Member States which must be calculated...
4. The additional amounts based on age referred to in the...

#### FRANCE

1. . . . .
2. For persons receiving benefits in kind in France pursuant to...
3. French legislation applicable to a person engaged, or formerly engaged,...

#### CYPRUS

#### MALTA

#### NETHERLANDS

1. Health care insurance
2. Application of the Algemene Ouderdomswet (AOW) (General Old Age Pensions...
3. Application of the Algemene nabestaandenwet (ANW) (General Surviving Relatives Act)...
4. Application of Dutch legislation relating to incapacity for work

#### AUSTRIA

1. For the purpose of acquiring periods in the pension insurance,...
2. For the calculation of the pro rata benefit referred to...
3. Where pursuant to Article 6 of this Regulation substitute periods...

#### FINLAND

1. For the purposes of determining entitlement and of calculating the...
2. When applying Article 52(1)(b)(i) of this Regulation for the purpose...

#### SWEDEN

1. When parental leave allowance is paid under Article 67 of...
2. For the purpose of calculating parental leave allowance in accordance...
3. The provisions of this Regulation on the aggregation of insurance...
4. For the purpose of calculating income for notional income-related sickness...
5. For the purpose of calculating notional pension assets for income-based...

#### UNITED KINGDOM

1. Where, in accordance with United Kingdom legislation, a person may...
2. For the purposes of applying Article 6 of this Regulation...
3. For the purposes of Article 7 of this Regulation, in...
4. Where Article 46 of this Regulation applies, if the person...
5. For the purpose of calculating an earnings factor in order...

**Status:** Point in time view as at 11/04/2017.

**Changes to legislation:** There are currently no known outstanding effects for the Regulation (EC) No 883/2004 of the European Parliament and of the Council. (See end of Document for details)

- (1) [<sup>X1</sup>OJ C 38, 12.2.1999, p. 10.]
- (2) [<sup>X1</sup>OJ C 75, 15.3.2000, p. 29.]
- (3) [<sup>X1</sup>Opinion of the European Parliament of 3 September 2003 (not yet published in the Official Journal). Council Common Position of 26 January 2004 (OJ C 79 E, 30.3.2004, p. 15) and Position of the European Parliament of 20 April 2004 (not yet published in the Official Journal). Decision of the Council of 26 April 2004.]
- (4) [<sup>X1</sup>OJ L 149, 5.7.1971, p. 2. Regulation as last amended by Regulation (EC) No 1386/2001 of the European Parliament and of the Council (OJ L 187, 10.7.2001, p. 1).]
- (5) [<sup>X1</sup>[<sup>F2</sup>OJ L 373, 31.12.1991, p. 4.]]

#### Editorial Information

- X1** Substituted by Corrigendum to Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems (Official Journal of the European Union L 166 of 30 April 2004).

#### Textual Amendments

- F2** Inserted by Regulation (EU) No 465/2012 of the European Parliament and of the Council of 22 May 2012 amending Regulation (EC) No 883/2004 on the coordination of social security systems and Regulation (EC) No 987/2009 laying down the procedure for implementing Regulation (EC) No 883/2004 (Text of relevance to the EEA and to the EU/Switzerland Agreement).

**Status:**

Point in time view as at 11/04/2017.

**Changes to legislation:**

There are currently no known outstanding effects for the Regulation (EC) No 883/2004 of the European Parliament and of the Council.