

SCHEDULES

SCHEDULE 3

Amendments to Title 3: Special provisions concerning the various categories of benefits

PART 4

Amendments to Chapter 4: Invalidity benefits and old-age and survivors' pensions

13. In Article 43—

(a) in paragraph 2—

- (i) for “the institution of the Member State under whose legislation” substitute “and”;
- (ii) after “completed” insert “under the legislation of the United Kingdom, the institution in the United Kingdom”;
- (iii) for “it applies” substitute “of the United Kingdom”;

(b) in paragraph 3—

- (i) for “each member State” substitute “the United Kingdom”;
- (ii) for “it applies” substitute “of the United Kingdom”;
- (iii) for “another Member State’s” substitute “a Member State’s”;
- (iv) omit the final sentence.

14. In Article 44—

(a) in paragraph 1 for “Member State” substitute “State”;

(b) in paragraph 2—

- (i) for “, the institution of the Member State” to “the basic Regulation,” substitute “and the legislation of the United Kingdom”;
- (ii) after “child concerned,” insert “the institution in the United Kingdom”;

(c) in paragraph 3 for “another Member State” in substitute “a Member State”.

15. In Article 45—

(a) in paragraph 1—

- (i) for “Member State” substitute “State”;
- (ii) after “place of residence” substitute “if that is the United Kingdom”;

(b) in paragraph 3—

- (i) after “Regulation,” in the first place it occurs insert “where”;
- (ii) after “last insured” insert “is in the United Kingdom, it”;
- (iii) after “that date” insert “the institution may withdraw”;
- (iv) for “shall be withdrawn or reduced to” substitute “or reduce such benefits to the level of”;

(c) in paragraph 4—

Status: This is the original version (as it was originally made).

- (i) for “residence or” substitute “residence and”;
 - (ii) for “Member State” in the first place it occurs substitute “State”;
 - (iii) after “If the” insert “place of residence is the United Kingdom and the”;
 - (iv) for “applied by the institution of the place of residence, that institution” substitute “of the United Kingdom, the institution in the United Kingdom”;
- (d) in paragraph 5 for “all the institutions in the Member State concerned” substitute “the relevant institution in the United Kingdom”;
- (e) in paragraph 6—
- (i) for “Member States” substitute “States”;
 - (ii) for “Member State” substitute “State”.
- 16.** In Article 46—
- (a) for “Member States” in both places it occurs substitute “States”;
 - (b) for “institutions concerned” substitute “institution in the United Kingdom”;
 - (c) for “Member State” substitute “State”.
- 17.** In Article 47—
- (a) in paragraph 1—
 - (i) in the first subparagraph after “contact institution” insert “and, where it is in the United Kingdom, as ‘the United Kingdom’s contact institution’”;
 - (ii) in the second subparagraph for “contact institution” substitute “the United Kingdom’s contact institution, take reasonable steps to”;
 - (b) in paragraph 2 for “which” in the second place it occurs substitute “and where that is an institution in the United Kingdom, it”;
 - (c) in paragraph 4 before “contact institution” in both places it occurs insert “United Kingdom’s”;
 - (d) in paragraph 5—
 - (i) for “Each of the institutions in question” substitute “Where the institution in the United Kingdom is contacted by the contact institution in a Member State, it”;
 - (ii) for “their legislation” substitute “the legislation of the United Kingdom”;
 - (e) in paragraph 6 for “Each of the institutions in question” substitute “Where the institution in the United Kingdom is contacted by the contact institution in a Member State, it”;
 - (f) in paragraph 7 for “an institution” substitute “the institution in the United Kingdom”.
- 18.** In Article 48—
- (a) in paragraph 1—
 - (i) for “Each institution” substitute “The institution in the United Kingdom”;
 - (ii) for “Each decision” substitute “The decision”;
 - (iii) after the second sentence insert “The contact institution in a Member State may, and the claimant shall, notify the institution in the United Kingdom of any decision taken in accordance with the applicable legislation.”;
 - (iv) before “contact institution” insert “United Kingdom’s”;
 - (v) omit the last two sentences;
 - (b) in paragraph 2—

- (i) for “two or more institutions” substitute “an institution in the United Kingdom and one or more institutions in Member States”;
- (ii) for “institutions concerned” substitute “institution in the United Kingdom”;
- (iii) for “respective national legislation” substitute “legislation of the United Kingdom”;
- (iv) for “The claimant shall be notified” substitute “Where the institution in the United Kingdom reviews a decision, it shall notify the claimant”.

19. In Article 49—

- (a) omit paragraph 1—
- (b) in paragraph 2—
 - (i) for “Where Article 46(3)” to “, each institution” substitute “The institution in the United Kingdom”;
 - (ii) for “its legislation” substitute “the legislation of the United Kingdom”;
 - (iii) for “a Member State” substitute “the United Kingdom”;
 - (iv) for “other Member State” substitute “Member State”;
 - (v) for “its own Member State” substitute “the United Kingdom” .

20. In Article 50—

- (a) in paragraph 1—
 - (i) for “any institution which” substitute “where an institution in the United Kingdom”;
 - (ii) for “applicable legislation” substitute “the legislation of the United Kingdom”;
 - (iii) after “basic Regulation,” insert “it”;
- (b) in paragraph 2 after “an institution” insert “in the United Kingdom”.

21. In Article 51 after “the institution” insert “in the United Kingdom”.

22. In Article 52—

- (a) in paragraph 1—
 - (i) for “the institutions to whose legislation a person has been subject” substitute “where a person has been subject to the legislation of the United Kingdom, the institution in the United Kingdom”;
 - (ii) for “other Member States” in both places it occurs substitute “Member States”;
- (b) omit paragraphs 2 and 3.

23. Omit Article 53.