

SCHEDULES

SCHEDULE 3

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

PART 4

Amendments to Chapter 4: Accidents at work and occupational diseases

34. In Article 52—

- (a) in the heading for “other than the competent Member State” substitute “where the United Kingdom is the competent State”;
- (b) for “An” substitute “Where the United Kingdom is the competent State, an”;
- (c) omit “other than the competent State”;
- (d) after “receive in the” insert “Member”;
- (e) for “in accordance with the provisions of the legislation which it administers” substitute “of the United Kingdom in accordance with the provisions of the legislation of the United Kingdom”;
- (f) for “competent State” substitute “the United Kingdom”.

35. In Article 53—

- (a) for “A” substitute “Where the United Kingdom is the competent State, a”;
- (b) for “territory of the competent State” substitute “United Kingdom”;
- (c) for “that State” substitute “the United Kingdom”.

36. In Article 54—

- (a) in the heading for “competent State” substitute “United Kingdom”;
- (b) for “An”, in both places it occurs substitute “Where the United Kingdom is the competent State, an”;
- (c) for “territory of the competent State” in both places it occurs substitute “United Kingdom”;
- (d) for “that State” in both places it occurs substitute “the United Kingdom”.

37. In Article 55—

- (a) in the heading—
 - (i) for “competent State” substitute “United Kingdom”;
 - (ii) for “another Member State” in both places it occurs substitute “a Member State”;
- (b) in paragraph 1 for “An” substitute “Where the United Kingdom is the competent State and an”;
- (c) in paragraph 1(a) for “competent State” substitute “United Kingdom”;
- (d) in paragraph 1(b) after “competent institution” insert “in the United Kingdom”;
- (e) in paragraph 1(c)(ii)—

Status: This is the original version (as it was originally made).

- (i) after “competent institution” insert “of the United Kingdom”;
- (ii) for “which it administers” substitute “of the United Kingdom”;
- (iii) for “competent State” substitute “United Kingdom”.

38. In Article 56—

- (a) omit “other than the competent State”;
- (b) for “territory of” in the second place it occurs substitute “territory of the United Kingdom, where the United Kingdom is the”.

39. In Article 57—

- (a) for “Member States” in the heading and the first place it occurs substitute “States”;
- (b) for “a Member State” in each place it occurs substitute “the United Kingdom”;
- (c) for “its territory” substitute “the United Kingdom”;
- (d) for “another Member State” substitute “a Member State”;
- (e) for “that State” substitute “the United Kingdom”;
- (f) for “other Member State” in both places it occurs substitute “Member State”;
- (g) for “first State” in both places it occurs substitute “United Kingdom”;
- (h) for “the State” substitute “the United Kingdom”;
- (i) for “shall be divided among the competent institutions of the Member” substitute “payable by the competent institution in the United Kingdom shall be divided by the number of”;
- (j) omit paragraph 6.

40. In Article 58—

- (a) for “The competent institution of a Member State whose legislation” in each place it occurs substitute “Where the United Kingdom is the competent State and legislation of the United Kingdom”;
- (b) after “average earnings” in the first place it occurs insert “the competent institution in the United Kingdom”;
- (c) after “standard earnings” in the first place it occurs insert “the competent institution in the United Kingdom”;
- (d) after “in the family” insert “the competent institution in the United Kingdom”;
- (e) for “another Member State” substitute “a Member State”;
- (f) for “competent State” substitute “United Kingdom”.

41. In Article 59—

- (a) for “The competent institution of a Member State whose legislation” in both places it occurs substitute “Where the United Kingdom is the competent State and legislation of the United Kingdom”;
- (b) after “hospital,” insert “the competent institution in the United Kingdom”;
- (c) for “another Member State” in both places it occurs substitute “a Member State”;
- (d) for “the competent institution of a Member State whose legislation” substitute “where the United Kingdom is the competent State and its legislation”;
- (e) after “burial” insert “the competent institution in the United Kingdom”;
- (f) for “which it administers” substitute “of the United Kingdom”.

42. In Article 60—

- (a) in paragraph 1—
 - (i) for “a Member State” in the first place it occurs substitute “the United Kingdom”;
 - (ii) for “another Member State” in both places it occurs substitute “a Member State”;
 - (iii) for “first Member State” in the first three places it occurs substitute “United Kingdom”;
 - (iv) for “which it administers” in the first three places it occurs substitute “the United Kingdom”;
 - (v) omit the final sentence of point (b);
 - (vi) omit “or from a disease determined under Article 57(6)”;
 - (vii) for “second Member State” substitute “Member State”;
 - (viii) omit the final sentence of point (c);
 - (ix) omit point (d);
 - (b) in paragraph 2—
 - (i) after “application of the provisions of Article 57(5),” insert “and where the United Kingdom is the competent State,”;
 - (ii) after “competent institution” in the first place it occurs insert “in the United Kingdom”;
 - (iii) for “which it administers” substitute “of the United Kingdom”;
 - (iv) for “continue to be divided between the institutions which shared the costs of former benefits” substitute “be divided by the number of States in whose territory the person concerned pursued an activity likely to cause the disease”;
 - (v) for “Member States” substitute “States”;
 - (vi) for “Member State” substitute “State”;
 - (vii) after “such State” insert “, where that State is the United Kingdom,”.
- 43.** In Article 61—
- (a) in paragraphs 5 and 6—
 - (i) for “a Member State” substitute “the United Kingdom”;
 - (ii) for “that Member State” substitute “the United Kingdom”;
 - (iii) for “another Member State” substitute “a Member State”;
 - (iv) for “which it administers” substitute “of the United Kingdom”;
 - (b) in paragraph 6(2) for “other Member State” substitute “Member State”.
- 44.** In Article 62—
- (a) for “If the legislation of the country of stay or residence” substitute “Where the United Kingdom is the country of stay or residence and the legislation of the United Kingdom”;
 - (b) for “a Member State” substitute “the United Kingdom”;
 - (c) for “which administers that legislation” substitute “of the United Kingdom”;
 - (d) for “another Member State” substitute “a Member State”.