

SCHEDULES

SCHEDULE 3

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

PART 8

Amendments to Chapter 8: Benefits for
dependent children of pensioners and for orphans

61. In Article 77—

- (a) in paragraph 2 for “Member State” in the first place it occurs substitute “State”;
- (b) in paragraph 2(a)—
 - (i) for “one Member State” substitute “the United Kingdom”;
 - (ii) for “Member State responsible for the pension” substitute “United Kingdom”;
- (c) in paragraph 2(b) for “Member State” in the first place it occurs substitute “State”;
- (d) in paragraph 2(b)(i)—
 - (i) at the beginning insert “if he resides in the United Kingdom,”;
 - (ii) for “whichever of these States he resides in” substitute “the United Kingdom”;
 - (iii) for “that State” substitute “the United Kingdom”;
- (e) in paragraph 2(b)(ii)—
 - (i) for “Member State” substitute “United Kingdom provided that the legislation”;
 - (ii) after “period of time” insert “is that of the United Kingdom and”;
 - (iii) omit from “if no right” to the end of the Article.

62. In Article 78(1)—

- (a) in paragraph 2 for “Member State” in the first place it occurs substitute “State”;
- (b) in paragraph 2(a)—
 - (i) for “one Member State” substitute “the United Kingdom”;
 - (ii) for “that State” substitute “the United Kingdom”;
- (c) in paragraph 2(b) for “Member States” in the first place it occurs substitute “States”;
- (d) in paragraph 2(b)(i)—
 - (i) at the beginning insert “where the orphan resides in the United Kingdom,”;
 - (ii) for “Member State in whose territory the orphan resides” substitute “United Kingdom”;
 - (iii) for “that Member State” substitute “the United Kingdom”;
- (e) in paragraph 2(b)(ii)—

(1) Article 78 was amended by Regulation No 1399/1999.

Status: This is the original version (as it was originally made).

- (i) for “Member State” substitute “United Kingdom, provided that the”;
 - (ii) after “period of time” insert “is that of the United Kingdom and”;
 - (iii) for “that State” substitute “the United Kingdom”;
 - (iv) omit the words from “if no right” to the end of point (ii);
 - (f) in paragraph 2 in the last sentence—
 - (i) for “the legislation of the Member State” substitute “where the legislation of the United Kingdom is the legislation”;
 - (ii) after “children” insert “, that legislation”.
- 63.** In Article 79(2)—
- (a) in paragraph 1—
 - (i) for “determined by applying” to “such legislation” substitute “of the United Kingdom by the competent institution in the United Kingdom”;
 - (ii) for “competent State” substitute “United Kingdom”;
 - (iii) for “that legislation” in both places it occurs substitute “the legislation of the United Kingdom”;
 - (b) omit paragraph 2;
 - (c) in paragraph 3 for “national legislation or under the provisions of paragraph 2 and” substitute “legislation of the United Kingdom or”.
- 64.** In Article 79a(3) for “that Member State” substitute “the United Kingdom”.

(2) Article 79 was amended by Regulation No 1399/1999.

(3) Article 79a was inserted by Regulation No 1606/98 and amended Regulation No 1399/1999.