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(Information)

COUNCIL

Declaration by the Netherlands in accordance with Article 5 and Article 97 of Council Regulation (EEC) No 1408/71 of 14 June 1971 on the application of social security schemes to employed persons, to self-employed persons and to members of their families moving within the Community

(2006/C 40/01)

The Netherlands Government wishes to inform you of the following:

In accordance with Article 5 and Article 97 of 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, Member States are required to specify the social security legislation to which this Regulation applies and to notify it to you.

The Netherlands Government wishes to amend one point of the declaration. This amendment relates to the entry into force of a new law.

On 1 January 2006 the Law on Invalidity Insurance for Employees was replaced by the Law on Work and Income in Accordance with Capacity for Work. The Law on Invalidity Insurance for Employees continues to apply only to persons who already receive benefits.

The above gives rise to the following amendment:

Legislation and schemes referred to in Article 4(1) and (2) of the Regulation

Invalidity benefits, including those for maintaining or improving earning capacity:

- 'The Law of 18 February 1966 on Invalidity Insurance for Employees (Netherlands Official Gazette 1966, 84)' to be replaced by 'the Law of 10 November 2005 (Netherlands Official Gazette 2005, 572) on the promotion of the work or return to work of partially disabled insured persons in accordance with their capacity for work and the adoption of rules governing income for these persons as well as for insured persons who are totally and permanently disabled (Law on Work and Income in Accordance with Capacity for Work)'.
