

TRACTATENBLAD

VAN HET

KONINKRIJK DER NEDERLANDEN

JAARGANG 1976 Nr. 95

A. TITEL

*Briefwisseling tussen de Nederlandse en de Britse bevoegde
autoriteiten ter uitvoering van artikel 83, vierde lid, van
Verordening nr. 574/72 van de Raad van de Europese Gemeenschap-
pen tot vaststelling van de wijze van toepassing van Verordening
nr. 1408/71 betreffende de toepassing van de sociale zekerheids-
regelingen op loontrekkenden en hun gezinnen die zich binnen de
Gemeenschap verplaatsen;
Londen/'s-Gravenhage, 2/14 april 1976*

B. TEKST

Nr. I

DEPARTMENT OF HEALTH AND
SOCIAL SECURITY
NEWCASTLE UPON TYNE
ENGLAND NE98 1YX

Sir

With reference to earlier discussions on the matter, I, the under-
signed, on behalf of the competent authorities of the United Kingdom
of Great Britain and Northern Ireland, and of Gibraltar, within the
meaning of Article 1 (1) of Regulation (EEC) No. 1408/71 of the
Council of 14 June 1971 on the application of social security
schemes to employed persons and their families moving within the

Community¹⁾ (hereinafter to be referred to as "the Regulation"), as specified in Annex 1 of Regulation (EEC) No. 574/72 of the Council of 21 March 1972²⁾ as amended³⁾ or subsequently amended or extended, propose that under Article 83 (4) of Regulation 574/72 the following alternative implementing procedures be applied to unemployed workers moving between the United Kingdom of Great Britain and Northern Ireland, and Gibraltar, and the Netherlands in place of the procedures outlined in paragraphs (1) to (3) of that Article. The procedures to be applied were approved by the Administrative Commission on Social Security for Migrant Workers at its 138th meeting on 19 and 20 September 1974 and are as follows: -

Instead of the unemployed worker being issued with the statement referred to in Article 83, paragraph 1 of Regulation No. 574/72 (form E303 (1 to 5)), he will be issued with a letter which will advise him to hand the letter to the local employment office where he wishes to register for employment in the United Kingdom of Great Britain and Northern Ireland, or in Gibraltar, or to the employment office in the municipality of his place of stay in the Netherlands, as the case may be. The letter, which will be in the language of both States, will advise him that the certified statement authorising the payment of unemployment benefit (E303) will be sent to Overseas Group, Newcastle upon Tyne or to Gemeenschappelijk Administratiekantoor, Amsterdam. The letter will also request the employment office to register the worker for employment, and in the case of the Netherlands direct him to the appropriate office to claim unemployment benefit.

If the foregoing accords with the understanding of the competent authority of the Kingdom of the Netherlands, within the meaning of Article 1 (1) of the Regulation as specified in Annex 1 of Regulation 574/72, I have the honour to propose that this letter together with your reply to that effect be regarded as placing on record the understanding of the competent authorities in this matter.

This arrangement will enter into force on the date of your letter in reply, and will remain in force for a period of one year. Thereafter it will continue to be in force from year to year unless either the competent authorities of the United Kingdom of Great Britain and Northern Ireland and of Gibraltar, acting jointly, or the competent

¹⁾ Official Journal of the European Communities No L149 of 5 July 1971.

²⁾ Official Journal of the European Communities No L74 of 27 March 1972.

³⁾ By Regulation (EEC) No 878/73 of 26 March 1973 (Official Journal No L86 of 31 March 1973) and Regulation (EEC) No 1392/74 of 4 June 1974 (Official Journal L152 of 8 June 1974).

Netherlands authority give at least three months' notice of termination.

I am, Sir, your Obedient Servant
(sd.) H. F. THOMAS

for the Competent Authorities of the United
Kingdom of Great Britain and Northern Ireland,
and of Gibraltar
2 April 1976

*To the competent authority of the
Kingdom of the Netherlands*

Nr. II

MINISTERIE VAN SOCIALE ZAKEN
DIRECTORAAT-GENERAAL VOOR
SOCIALE VOORZIENINGEN
'S-GRAVENHAGE, ZEESTRAAT 73

Sir

I have the honour to acknowledge receipt of your letter of 2 April 1976 which reads as follows: -

(zoals in Nr. I)

I, on behalf of the competent Netherlands authority within the meaning of Article 1 (1) of Regulation No 1408/71, as specified in Annex 1 of Regulation No 574/72, agree to the proposals made in your letter.

I have the honour to confirm that your letter together with my reply to that effect be regarded as placing on record the understanding of the competent Netherlands Authority in this matter and that this arrangement will enter into force as from this date.

I am, Sir, your Obedient Servant
(w.g.) J. C. M. VAN NIJNANTEN

for the Competent Authority of the
Kingdom of the Netherlands
14 april 1976

*To the competent authorities of the
United Kingdom of Great Britain
and Northern Ireland, and of Gibraltar*

G. INWERKINGTREDING

Ingevolge het in de brieven gestelde is het in de brieven vervatte administratief akkoord in werking getreden op 14 april 1976.

J. GEGEVENS

Verordening nr. 1408/71 van de Raad van de Europese Gemeenschappen, naar welke Verordening in de brieven wordt verwezen, is geplaatst in *Pb.* EG nr. L 149/71.

Verordening nr. 574/72 van de Raad van de Europese Gemeenschappen, naar welke Verordening in de brieven wordt verwezen, is geplaatst in *Pb.* EG nr. 74/72. Deze Verordening is gewijzigd bij de Verordeningen nr. 878/73 en nr. 1392/74 van de Raad van de Europese Gemeenschappen (*Pb.* EG nr. L 86/73, respectievelijk nr. L 152/74).

Van het op 25 maart 1957 te Rome tot stand gekomen Verdrag tot oprichting van de Europese Economische Gemeenschap is de Nederlandse tekst geplaatst in *Trb.* 1957, 91; zie ook, laatstelijk, *Trb.* 1976, 78.

Vergelijk ook de op 8/28 januari 1976 en de op 24 februari/5 maart 1976 te Londen/'s-Gravenhage tot stand gekomen Briefwisselingen tussen de Nederlandse en de Britse bevoegde autoriteiten ter uitvoering van bepaalde artikelen van meergenoemde Verordening nr. 1408/71 (tekst respectievelijk in *Trb.* 1976, 52 en *Trb.* 1976, 63).

Uitgegeven de dertigste juni 1976.

De Minister van Buitenlandse Zaken,
M. VAN DER STOEL.