

Declaration by Denmark pursuant to Article 9 of Regulation (EC) No 883/2004 of the European Parliament and of the Council of 29 April 2004 on the coordination of social security systems for the reference year ending 31 December 2022.

I. DECLARATIONS REFERRED TO IN ARTICLE 1(L) OF REGULATION (EC) NO 883/2004 & THE DATE FROM WHICH THE REGULATION WILL APPLY

The date of application of Regulation (EC) No 883/2004 to the listed national legislation, in so far as it is covered by the scope of the Regulation, is **1 May 2010**, except where otherwise stated. This is also the date from which the Regulation applies in this Member State.

II. LEGISLATION AND SCHEMES REFERRED TO IN ARTICLE 3 OF REGULATION (EC) NO 883/2004 & THE DATE FROM WHICH THE REGULATION WILL APPLY

1. Sickness benefits

(i) Benefits in kind

- Health Act [Sundhedsloven]
(Consolidation Act No 248 of 8 March 2023, as amended)
<https://www.retsinformation.dk/eli/lt/2023/248>
- Social Services Act [Lov om social service]
(Certain benefits in kind such as:
 - Reimbursement of the necessary extra costs of maintaining, in the home, a child under 18 years of age who has a substantial and permanent physical or mental impairment or who is living with a serious, chronic or long-term condition
 - Personal and practical assistance and accompaniment to children who has a substantial and permanent physical or mental impairment
 - Personal assistance, attention and care to persons who have physical or mental impairment or special social problems
 - Accompaniment to persons who have a substantial and permanent physical or mental impairment and support and contact person available to e.g. persons with special social problems
 - Reimbursement of any necessary extra costs involved in pursuing daily activities to adults with a permanent physical or mental impairment
 - Treatment of drug misusers
 - Technical aids, assistance for the purchase of consumer durables and for the cost of adapting the homes of persons who have permanent physical or mental impairment
 - Employment for persons who demonstrates attachment to the labour market and wishes to care for a connected person with a substantial and permanent physical or

mental impairment or a serious, chronic or long-term, including terminal, condition in the home

- Assistance towards the cost of nursing requisites and similar)

(Consolidation Act No 170 of 24 January 2022, as amended)

<https://www.retsinformation.dk/eli/lta/2022/170>

- Social Pension Act [Lov om social pension] (as regards health allowance)
(Consolidation Act No 527 of 25 April 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/527>
- Act on General Anticipatory Pensions and Maximum, Average and Increased General Anticipatory Pensions, etc. [Lov om højeste, mellemste, forhøjet almindelig og almindelig førtidspension m.v.] (as regards health allowance)
(Consolidation Act No 528 of 25 April 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/528>
- Active Social Policy Act [Lov om aktiv socialpolitik] (as regards the part concerning revalideringsydelse and "ressourceforløbsydelse til personer i jobafklaringsforløb")
(Consolidation Act No 241 of 12 February 2021, as amended)
<https://www.retsinformation.dk/eli/lta/2021/241>
- Active Employment Measures Act [Lov om en aktiv beskæftigelsesindsats] (as regards the part concerning interdisciplinary efforts "revalideringsindsats" and "jobafklaringsforløb")
(Act on Active Employment Measures No 701 of 22 May 2022)
<https://www.retsinformation.dk/eli/lta/2022/701>

(ii) Benefits in cash

- Consolidation Act on sickness benefits [Bekendtgørelse af lov om sygedagpenge]
(Consolidation Act No 1263 of 2 September 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/1263>
- Act on the Legal Relationship between Employers and Salaried Employees [Lov om retsforholdet mellem arbejdsgivere og funktionærer] (as regards the part concerning sickness benefits for salaried employees)
(Consolidation Act No 1002 of 24 August 2017, as amended)
<https://www.retsinformation.dk/Forms/R0710.aspx?id=179871>
- Social Services Act [Lov om social service]
(Certain benefits in cash such as:
 - Compensation for loss of earnings to persons maintaining, in the home, a child under 18 years who has a physical or mental function impairment or who is living with a serious, chronic or long-term condition.

- Constant care allowance for a person caring for a connected person who wishes to die in his or her own home.)

(Consolidation Act No 170 of January 2022, as amended)

<https://www.retsinformation.dk/eli/lta/2022/170>

2. Maternity and equivalent paternity benefits

(i) Benefits in kind

- Health Act [Sundhedsloven]
(Consolidation Act No 248 of 8 March 2023, as amended)
<https://www.retsinformation.dk/eli/lta/2023/248>

(ii) Benefits in cash

- Act on Maternity Equalisation Scheme for the Private Labour Market [Lov om barseludligning på det private arbejdsmarked (barseludligningsloven)]
(Consolidated Act No 281 of 26 March 2019, as amended)
<https://www.retsinformation.dk/Forms/R0710.aspx?id=206192>
- Consolidation Act on Entitlement to Leave and Benefits in the Event of Childbirth [Bekendtgørelse af lov om ret til orlov og dagpenge ved barsel]
(Consolidation Act No 1391 of 30 September 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/1391>

3. Invalidity benefits

(i) Benefits in kind

None

(ii) Benefits in cash

- Social Pension Act [Lov om social pension]
(Consolidation Act No 527 of 25 April 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/527>
- Act on General Anticipatory Pensions and Maximum, Average and Increased General Anticipatory Pensions, etc. [Lov om højeste, mellemste, forhøjet almindelig og almindelig førtidspension m.v.]
(Consolidation Act No 528 of 25 April 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/528>

4. Old-age benefits

(i) Benefits in kind

None

(ii) Benefits in cash

- Labour Market Supplementary Pension Act [Lov om Arbejdsmarkedets Tillægspension - ATP-loven]
(Consolidation Act No 1110 of 10 October 2014, as amended)
<https://www.retsinformation.dk/Forms/R0710.aspx?id=164210>
- Social Pension Act [Lov om social pension]
(Consolidation Act No 527 of 25 April 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/527>
- Civil Servant Pension Act [Lov om tjenestemandspension] (Besides old age pension the Act also provides a spouse's pension and children's pension to children under the age of 18/21 at the civil servant's death)
(Consolidation Act No 510 of 18 May 2017)
<https://www.retsinformation.dk/eli/lta/2017/510>

5. Survivors' benefits

(i) Benefits in kind

None

(ii) Benefits in cash

- Labour Market Supplementary Pension Act [Lov om Arbejdsmarkedets Tillægspension - ATP-loven] (as regards the part concerning one-off payments to a spouse, a partner and children in the event of the ATP member's death)
(Consolidation Act No 1110 of 10 October 2014, as amended)
<https://www.retsinformation.dk/Forms/R0710.aspx?id=164210>

6. Benefits in respect of accidents at work and occupational diseases

(i) Benefits in kind

None

(ii) Benefits in cash

- Workers' Compensation Act [Lov om arbejdsskadesikring]
(Consolidation Act No 1186 of 19 August 2022)
<https://www.retsinformation.dk/eli/lta/2022/1186>

7. Death grants

(i) Benefits in kind

- Health Act (Sundhedsloven) (regarding funeral benefit)
(Consolidation Act No 248 of 8 March 2023, as amended)
<https://www.retsinformation.dk/eli/lta/2023/248>

(ii) Benefits in cash

None

8. Unemployment benefits

(i) Benefits in kind

None

(ii) Benefits in cash

- Unemployment Benefit Act [Lov om arbejdsløshedsforsikring m.v.]
(Consolidation Act no 234 of 10 February 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/234>
- Active Social Policy Act [Lov om aktiv socialpolitik] (as regards the part concerning unemployment allowance between flexi-jobs in the "ledighedsydelse" scheme)
(Consolidation Act No 241 of 12 February 2021, as amended)
<https://www.retsinformation.dk/eli/lta/2021/241>
- Cash Benefits Act [Lov om kontantydelse]
(Act No 174 of 24 February 2015, as amended)
<https://www.retsinformation.dk/eli/lta/2015/174>

9. Pre-retirement benefits

(i) Benefits in kind

None

(ii) Benefits in cash

- Unemployment Benefit Act [Lov om arbejdsløshedsforsikring m.v.] (as regards the part concerning pre-retirement)
(Consolidation Act no 234 of 10 February 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/234>
- Subsidised Flexible Employment Scheme Allowance Act [Lov om fleksydelse]
(Consolidation Act No 222 12 February 2021, as amended)
<https://www.retsinformation.dk/eli/lta/2021/222>

10. Family benefits

(i) Benefits in kind

None

(ii) Benefits in cash

- Allowances for Children and Young Persons Act [Lov om en børne- og ungeydelse] (Consolidation Act No 724 of 25 May 2022, as amended)
<https://www.retsinformation.dk/eli/lta/2022/724>
- Child Allowance and Advance Payment of Child Support Act [Lov om børnetilskud og forskudsvis udbetaling af børnebidrag] (except for the rules on advance payment of child support, see Annex I to Regulation (EC) No 883/2004)
(Consolidation Act No 63 of 21 January 2019 as amended by Act No. 546 of 5 May 2022)
<https://www.retsinformation.dk/eli/lta/2019/63>
- Day-care, Leisure and Club Activities (Children and Young Persons) Act [Lov om dag- fritids- og klubtilbud mv. til børn og unge (dagtilbudsloven)] (as regards the part concerning subsidy for minding own children and the part concerning sibling discount and aided place subsidy) (Consolidation Act No 985 of 27 June 2022).
<https://www.retsinformation.dk/eli/lta/2022/985>

11. Special non-contributory cash benefits

a) Special non-contributory cash benefits intended to provide a minimum level of subsistence pursuant to Article 70(2) (a) (i) of Regulation (EC) No 883/2004

Benefits in cash

None

b) Special non-contributory cash benefits intended to provide special protection for disabled persons with reference to the social environment pursuant to Article 70(2) (a) (ii) of Regulation (EC) No 883/2004

Benefits in cash

- Individual Accommodation Assistance Act [Lov om individuel boligstøtte] (Consolidation Act No 22912 February 2021)
<https://www.retsinformation.dk/eli/lta/2021/229>

III. CONVENTIONS ENTERED INTO AS REFERRED TO IN ARTICLE 8(2) OF REGULATION (EC) NO 883/2004 & THE DATE FROM WHICH THE REGULATION WILL APPLY

None

IV. MINIMUM BENEFITS REFERRED TO IN ARTICLE 58 OF REGULATION (EC) NO 883/2004 & THE DATE FROM WHICH THE REGULATION WILL APPLY

None

V. POSSIBILITY FOR ANY CATEGORY OF SELF-EMPLOYED PERSONS TO BE COVERED BY AN UNEMPLOYMENT BENEFITS SYSTEM (ARTICLE 65A(1) OF REGULATION (EC) NO 883/2004) & LEGISLATIVE REFERENCE WHERE APPLICABLE

The legislation of Denmark provides the possibility for self-employed persons to be covered by the unemployment benefits system

- Unemployment Benefit Act [Lov om arbejdsløshedsforsikring m.v.]
(Consolidation Act no 234 of 10 February 2022, as amended)
<https://www.retsinformation.dk/eli/lt/2022/234>