

**Declaration by Belgium 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**

None.

**II. LEGISLATION AND SCHEMES REFERRED TO IN ARTICLE 3 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.

**1. Sickness benefits**

(i) Benefits in kind

Federal state

- Act on compulsory insurance for medical care and cash benefits, consolidated on 14 July 1994, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 August 1994; *Entry into force: 6 September 1994*
- Royal Decree of 3 July 1996 implementing the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 July 1996; *Entry into force: 10 August 1996*
- Act of 17 July 1963 concerning overseas social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 January 1964; *Entry into force: 1 July 1960*
- Regulation of 28 July 2003 implementing Article 22, 11° of the Act on compulsory insurance for medical care and cash benefits; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 29 August 2003; *Entry into force: 1 September 2003*
- Royal Decree of 24 October 1936 amending and consolidating the statutes of the Seafarers' Relief and Provident Fund, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 January 1937; *Entry into force: 10 February 1937*
- Programme Act of 19 July 2001, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 28 July 2001; *Entry into force: 28 July 2001*
- Royal Decree of 31 July 2003 on free healthcare for staff employed at the Ministry of Defence, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 15 September 2003; *Entry into force: 15 September 2003*

Walloon Region

- Walloon regulatory code for social action and health of 4 July 2013, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 30 August 2013; *Entry into force: 1 September 2013; Regulation (EC) No 883/2004 applicable from 1 September 2013*
  - the personal assistance budget

## German-speaking Community

- Government decision of 20 June 2017 on mobility aids, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 7 July 2017; *Entry into force: 1 July 2017; Regulation (EC) No 883/2004 applicable from 1 July 2017*
- Decree of 13 December 2018 on services for the elderly and persons in need of support, as well as palliative care, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 28 May 2019, *Entry into force: 1 January 2019*
- Government decision of 19 December 2019 regulating, on a transitional basis, the procedure to be followed to obtain prior authorisation or an agreement for the reimbursement of costs or a contribution to costs incurred for long term care rehabilitation abroad, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 4 May 2020, *Entry into force: 19 December 2019*
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## Common Community Commission :

- Decree of the Joint Board of the Common Community Commission of 19 December 2019 establishing the nomenclature of mobility aids, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)*, 20 January 2020 ; *Entry into force on 30 January 2020*

## Flemish Community:

- Decree of 18 May 2018 concerning the Flemish social protection, Moniteur belge/Belgisch Staatsblad (Belgian Official Gazette) 17 Augustus 2018; Entry into force on 1 January 2019;
  - Intervention for mobility aid

## (ii) Benefits in cash

### Federal state

- Act on compulsory insurance for medical care and cash benefits, consolidated on 14 July 1994, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 August 1994; *Entry into force: 6 September 1994*
- Royal Decree of 3 July 1996 implementing the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 July 1996; *Entry into force: 10 August 1996*
- Royal Decree of 20 July 1971 establishing benefits insurance and maternity insurance for self-employed persons and assisting spouses, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 7 August 1971; *Entry into force: 1 July 1971*
- Act of 17 July 1963 concerning overseas social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 January 1964; *Entry into force: 1 July 1960*
- Act of 27 February 1987 on allowances for persons with disabilities, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 1 April 1987; *Entry into force: 1 April 1987*
  - *the integration allowance*
  - *the allowance for help for the elderly*

- Regulation of 16 April 1997 implementing Article 80, §1, 5° of the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 26 November 1997; *Entry into force: 1 December 1997*
  - *Benefits Regulation*
- Royal Decree of 6 July 1987 concerning the income replacement allowance and integration allowance, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 July 1987; *Entry into force: 1 July 1987*
- Royal Decree of 5 March 1990 concerning an allowance for help for the elderly, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 5 April 1990; *Entry into force: 1 November 1987; Repealed for the Flemish Community*
- Royal Decree of 24 October 1936 amending and consolidating the statutes of the Seafarers' Relief and Provident Fund, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 January 1937; *Entry into force: 10 February 1937*

#### Flemish Community

- Decree of 18 mei 2018 concerning the Flemish Social Protection , BS 17 August 2018; Entry into force: 1 January 2019; Regulation (EC) No 883/2004 applicable from 1 January 2017
  - the care budget for persons heavily dependent on care
  - the care budget for elderly with a need for care
  - the care budget for persons with disabilities
- Act of 27 February 1987 on allowances for persons with disabilities; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 1 April 1987; *Entry into force: 1 April 1987*
  - *the allowance for help for the elderly*

## 2. Maternity and equivalent paternity benefits

### (i) Benefits in kind

None.

### (ii) Benefits in cash

#### Federal state

- Act on compulsory insurance for medical care and cash benefits, consolidated on 14 July 1994, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 August 1994; *Entry into force: 6 September 1994*
- Royal Decree of 3 July 1996 implementing the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 July 1996; *Entry into force: 10 August 1996*
- Regulation of 16 April 1997 implementing Article 80, §1, 5° of the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 26 November 1997; *Entry into force: 1 December 1997*
  - *Benefits Regulation*
- Royal Decree of 20 July 1971 establishing benefits insurance and maternity insurance for self-employed persons and assisting spouses; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 7 August 1971; *Entry into force: 1 July 1971*

- Royal Decree of 20 December 2006 establishing the conditions for granting adoption allowance to self-employed workers; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 11 January 2007; *Entry into force: 1 February 2007*
- Royal Decree of 24 October 1936 amending and consolidating the statutes of the Seafarers' Relief and Provident Fund; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 January 1937; *Entry into force: 10 February 1937*
- Act of 17 July 1963 concerning overseas social security; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 January 1964; *Entry into force: 1 July 1960*
- Royal Decree of 15 December 2019 implementing Article 18bis, §5 of Royal Decree No 38 of 27 July 1967 organizing the social statute of self-employed workers (paternity and childbirth allowances for self-employed persons); *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 20 December 2019; *Entry into force: 1 May 2019.*
- Royal Decree of 23 March 2019 establishing the conditions for granting a foster care allowance to self-employed workers; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 4 April 2019; *Entry into force: 1 January 2019.*

### 3. Invalidity benefits

#### (i) Benefits in kind

##### Federal state

- Act of 17 July 1963 concerning overseas social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 January 1964; *Entry into force: 1 July 1960*

#### (ii) Benefits in cash

##### Federal state

- Act on compulsory insurance for medical care and cash benefits, consolidated on 14 July 1994, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 August 1994; *Entry into force: 6 September 1994*
  - *Cash benefits insurance*
- Royal Decree of 3 July 1996 implementing the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 July 1996; *Entry into force: 10 August 1996*
- Royal Decree of 20 July 1971 establishing benefits insurance and maternity insurance for self-employed persons and assisting spouses, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 7 August 1971; *Entry into force: 1 July 1971*
- Act of 17 July 1963 concerning overseas social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 January 1964; *Entry into force: 1 July 1960*
- Regulation of 16 April 1997 implementing Article 80, §1 (5) of the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 26 November 1997; *Entry into force: 1 December 1997*
- Royal Decree of 19 November 1970 on the disability pension scheme for mine workers; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 26 November 1970; *Entry into force: 1 November 1970*

- Royal Decree of 24 October 1936 amending and consolidating the statutes of the Seafarers' Relief and Provident Fund, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 January 1937; *Entry into force: 10 February 1937*

#### 4. Old-age benefits

##### (i) Benefits in kind

None.

##### (ii) Benefits in cash

##### Federal state

- Royal Decree No 50 of 24 October 1967 concerning retirement and survivor's pensions for employed persons, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 October 1967; *Entry into force: 1 November 1967*
- Royal Decree of 21 December 1967 laying down the general rules for retirement and survivor's pensions for employed persons, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 16 January 1968; *Entry into force: 1 November 1967*
- Royal Decree of 23 December 1996 implementing Articles 15, 16 and 17 of the Act of 26 July 1996 on the modernisation of social security and the sustainability of statutory pensions, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 17 January 1997; *Entry into force: 1 July 1997*
- Royal Decree No 72 of 10 November 1967 concerning retirement and survivor's pensions for self-employed persons, *Moniteur belge/Belgisch Staatsblad (Belgian Official Gazette)* 14 November 1967; *Entry into force: 1 January 1968*
- Royal Decree of 22 December 1967 laying down the general rules concerning retirement and survivor's pensions for self-employed persons, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 10 January 1968; *Entry into force: 1 January 1968*
- Royal Decree of 30 January 1997 relating to the pension scheme for self-employed workers in application of Articles 15 and 27 of the Act of 26 July 1996 on the modernisation of social security and the sustainability of statutory pension schemes and of Article 3(1)(4) of the Act of 26 July 1996 ensuring the budgetary conditions for Belgian participation in the European Economic and Monetary Union, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 6 March 1997; *Entry into force: 1 July 1997*
- Act of 17 July 1963 concerning overseas social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 January 1964; *Entry into force: 1 July 1960*
- Act of 16 June 1960 placing the institutions responsible for the management of the social security of the workers of the Belgian Congo and Ruanda-Urundi under the control and guarantee of the Belgian state and granting the guarantee of the Belgian state for these workers' social benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 30 June 1960; *Entry into force: 1 July 1960*
- General Act of 21 July 1844 concerning civil and clerical pensions, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 30 July 1844; *Entry into force: 2 August 1844*

- Royal Decree No 16020 of 11 August 1923 approving the consolidated acts on military pensions, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 29 August 1923; *Entry into force: 8 September 1923*
- Act of 15 May 1984 providing for the harmonisation of pensions schemes, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 22 May 1984; *Entry into force: 1 June 1984*
- Royal Decree of 24 June 1988 concerning the codification of the Municipalities Act under the heading 'New Municipalities Act'; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 3 September 1988; *Entry into force: 13 September 1988*
- Act of 30 March 2001 concerning pensions of members of police services and their entitled relatives, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 18 April 2001; *Entry into force: 1 April 2001*
- Royal Decree of 24 October 1936 amending and consolidating the statutes of the Seafarers' Relief and Provident Fund, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 January 1937; *Entry into force: 10 February 1937*
- Act of 28 April 1958 on the pensions of staff of certain public interest bodies and their entitled relatives, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 30 May 1958; *Entry into force: 1 June 1958*
- Provincial Act of 30 April 1836, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 November 1891
- Act of 8 December 1976 governing the pensions of certain representatives and their entitled relatives, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 6 January 1977; *Entry into force: 1 June 1976*
- Royal Decree of 3 November 1969 determining, in respect of civil aviation air crew, the special rules on pension eligibility [...], *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 1 January 1968; *Entry into force: 1 January 1968; Repealed with transitional provisions on 31 December 2011*
- Royal Decree of 27 July 1971 determining, in respect of professional journalists, the special rules on pension eligibility [...], *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 20 August 1971; *Entry into force: 1 July 1971*
- Act of 6 July 1971 on the establishment of bpost and on certain postal services, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 14 August 1971; *Entry into force: 15 October 1971.*
- Act of 21 June 1985 on education, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 6 July 1985; *Entry into force: 1 January 1986.*
- Act of 4 August 1986 regulating the retirement of members of the teaching staff of university education and amending other provisions of the education legislation, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 15 August 1986; *Entry into force: 30 September 1982.*
- Act of 20 July 1991 concerning social and miscellaneous provisions, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 1 August 1991; *Entry into force: 1 January 1992.*
- Act of 11 December 2003 concerning the takeover by the Belgian State of the statutory pension obligations of the public limited liability company Proximus towards its statutory staff, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 15 December 2003; *Entry into force: 15 December 2003.*

- Act of 5 May 2014 on various matters relating to public sector pensions, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 2 June 2014; Entry into force: 1 January 2015.
- Royal Decree of 28 December 2005 regarding the takeover of the pension liabilities of the N.M.B.S. Holding by the Belgian State, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 30 December 2005; Entry into force 30 December 2005.

## 5. Survivors' benefits

### (i) Benefits in kind

None.

### (ii) Benefits in cash

Federal State

- Royal Decree No 50 of 24 October 1967 concerning retirement and survivor's pensions for employed persons, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 27 October 1967; *Entry into force: 1 November 1967*
- Royal Decree of 21 December 1967 laying down the general rules for retirement and survivor's pensions for employed persons, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 16 January 1968; *Entry into force: 1 November 1967*
- Royal Decree of 23 December 1996 implementing Articles 15, 16 and 17 of the Act of 26 July 1996 on the modernisation of social security and the sustainability of statutory pensions, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 17 January 1997; *Entry into force: 1 July 1997*
- Royal Decree No 72 of 10 November 1967 concerning retirement and survivor's pensions for self-employed persons, *Moniteur belge/Belgisch Staatsblad* (Belgian Official Gazette) 14 November 1967; *Entry into force: 1 January 1968*
- Royal Decree of 22 December 1967 laying down the general rules concerning retirement and survivor's pensions for self-employed persons, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 10 January 1968; *Entry into force: 1 January 1968*
- Royal Decree of 30 January 1997 relating to the pension scheme for self-employed workers in application of Articles 15 and 27 of the Act of 26 July 1996 on the modernisation of social security and the sustainability of statutory pension schemes and of Article 3(1)(4) of the Act of 26 July 1996 ensuring the budgetary conditions for Belgian participation in the European Economic and Monetary Union, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 6 March 1997; *Entry into force: 1 July 1997*
- Act of 17 July 1963 concerning overseas social security, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 8 January 1964; *Entry into force: 1 July 1960*
- Act of 16 June 1960 placing the institutions responsible for the management of the social security of the workers of the Belgian Congo and Ruanda-Urundi under the control and guarantee of the Belgian state and granting the guarantee of the Belgian state for these workers' social benefits, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 30 June 1960; *Entry into force: 1 July 1960*
- General Act of 21 July 1844 concerning civil and clerical pensions, *Moniteur belge / Belgisch Staatsblad* (Belgian Official Gazette) 30 July 1844; *Entry into force: 2 August 1844*

- Act of 15 May 1984 providing for the harmonisation of pensions schemes; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 22 May 1984; *Entry into force: 1 June 1984*
- Royal Decree of 24 October 1936 amending and consolidating the statutes of the Seafarers' Relief and Provident Fund; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 January 1937; *Entry into force: 10 February 1937*
- Act of 28 April 1958 on the pensions of staff of certain public interest bodies and their entitled relatives; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 30 May 1958; *Entry into force: 1 June 1958*
- Provincial Act of 30 April 1836; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 November 1891
- Act of 8 December 1976 governing the pensions of certain representatives and their entitled relatives, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 6 January 1977; *Entry into force: 1 June 1976*
- Royal Decree of 3 November 1969 determining, in respect of civil aviation air crew, the special rules on pension eligibility [...], *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 1 January 1968; *Entry into force: 1 January 1968; Repealed with transitional provisions on 31 December 2011*
- Royal Decree of 27 July 1971 determining, in respect of professional journalists, the special rules on pension eligibility [...], *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 20 August 1971; *Entry into force: 1 July 1971*

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

### (i) Benefits in kind

#### Federal state

- Act of 10 April 1971 concerning accidents at work, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 24 April 1971; *Entry into force: 1 January 1972*
- Act of 3 June 1970 on the prevention of occupational diseases and compensation for loss arising therefrom, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 August 1970; *Entry into force: 6 September 1970*
- Act of 3 July 1967 on prevention of or compensation for loss or injury resulting from accidents at work, accidents on the way to or from work and occupational diseases in the public sector, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 10 August 1967; *Entry into force: 1 January 1967*
- *Title IV, Chapter VI of the Programme Act (I) of 27 December 2006, Moniteur belge/Belgisch Staatsblad (Belgian Official Gazette) 28 December 2006; Entry into force: 01 April 2007*

### (ii) Benefits in cash

#### Federal State

- Act of 10 April 1971 concerning accidents at work, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 24 April 1971; *Entry into force: 1 January 1972*



- Act of 3 July 1967 on prevention of or compensation for loss or injury resulting from accidents at work, accidents on the way to or from work and occupational diseases in the public sector, (*Belgian Official Gazette*) 10 August 1967; *Entry into force: 1 January 1967*
- Act of 3 June 1970 on the prevention of occupational diseases and compensation for loss arising therefrom, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 August 1970; *Entry into force: 6 September 1970*
- Consolidated Acts of 5 October 1948 on compensatory pensions, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 17 October 1948; *Entry into force: 17 October 1948*
- *Title IV, Chapter VI of the Programme Act (I) of 27 December 2006, Moniteur belge/Belgisch Staatsblad (Belgian Official Gazette) 28 December 2006; Entry into force: 01 April 2007*

## **7. Death grants**

### (i) Benefits in kind

None.

### (ii) Benefits in cash

Federal State

- Royal Decree of 24 October 1936 amending and consolidating the statutes of the Seafarers' Relief and Provident Fund, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 January 1937; *Entry into force: 10 February 1937*

## **8. Unemployment benefits**

### (i) Benefits in kind

None.

### (ii) Benefits in cash

Federal State

- Act of 28 December 1944 concerning the social security of workers, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 30 December 1944; *Entry into force: 1 January 1945*
- Royal Decree of 25 November 1991 concerning unemployment regulations, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 December 1991; *Entry into force: 1 June 1992*
- Act of 7 February 1945 on social security for merchant seamen, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 17 February 1945; *Entry into force: 1 January 1945*
- Royal Decree of 9 April 1965 on the pool of merchant seamen, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 19 May 1965; *Entry into force: 29 July 1964*
- Act of 6 February 2003 concerning voluntary resignation accompanied by a tailored retraining programme available to certain military personnel and laying down social provisions, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 February 2003; *Entry into force: 14 October 2003*

## 9. Pre-retirement benefits

(i) Benefits in kind

None.

(ii) Benefits in cash

None.

## 10. Family benefits

(i) Benefits in kind

None.

(ii) Benefits in cash

Bilingual Brussels-Capital Region

- Ordinance of 25 April 2019 regulating the granting of family benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 May 2019, *Entry into force: 1 January 2020*

Walloon Region

- General Act of 19 December 1939 on family benefits (LGAF), *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 22 December 1939; *Entry into force: 1 January 1940*
- Royal Decree of 26 March 1965 on family benefits granted to certain categories of workers paid by the State and to operational and administrative and logistics officers of local police forces, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 21 April 1965; *Entry into force: 1 April 1964*
- Decree of 8 February 2018 on the administration and payment of family benefits; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 1 March 2018; *Entry into force: 1 January 2019*

German-speaking Community

- Decree of 23 April 2018 on family benefits; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 12 June 2018; *Entry into force: 1 January 2019*
- Decree of the Government of the German-speaking Community of 29 November 2018 implementing Decree of 23 April 2018 on family benefits; *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 27 December 2018; *Entry into force: 1 January 2019*

Flemish Community

- Decree of 27 April 2018 governing allowances within the framework of family policy (the Flemish Groeipakket-part family benefits); *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 July 2018; *Entry into force: 1 January 2019 (with specific transitional measures)*.

## 11. Special non-contributory cash benefits

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

(i) Benefits in kind

None.

(ii) Benefits in cash

Federal state

- Act of 27 February 1987 on allowances for persons with disabilities, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 1 April 1987; *Entry into force: 1 April 1987*
  - *Income replacement allowance*
- Royal Decree of 6 July 1987 concerning the income replacement allowance and integration allowance, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 8 July 1987; *Entry into force: 1 July 1987*
- Act of 22 March 2001 establishing a guaranteed income for elderly persons, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 29 March 2001; *Entry into force: 1 June 2001*
- Royal Decree of 23 May 2001 establishing general rules concerning the guaranteed income for elderly persons, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 May 2001; *Entry into force: 1 June 2001*

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

(i) Benefits in kind

None.

(ii) Benefits in cash

None.

## III. CONVENTIONS ENTERED AS REFERRED TO IN ARTICLE 8(2) 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 conventions, 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.

Federal state

- Convention of 25 March 1991 between Belgium and Luxembourg establishing the legislation applicable to Belgian seafarers sailing under the Luxembourg flag, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 26 June 1991; *Entry into force: 1 January 1991*

- Agreement of 17 November 2008 between the Government of the Kingdom of Belgium and the Government of the Republic of France on developing cooperation and mutual administrative assistance in the field of social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 20 November 2015; *Entry into force: 1 December 2015; Regulation (EC) No 883/2004 applicable from 1 December 2015*
- Treaty of 6 December 2010 between the Kingdom of Belgium and the Kingdom of the Netherlands on developing cooperation and mutual administrative assistance in the field of social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 21 September 2015; *Entry into force: 1 October 2015; Regulation (EC) No 883/2004 applicable from 1 October 2015*
- Agreement of 5 February 2015 between Belgium and Luxembourg on cooperation and mutual administrative assistance in the field of social security, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 23 September 2016; *Entry into force: 1 October 2016; Regulation (EC) No 883/2004 applicable from 1 October 2016*

#### **IV. MINIMUM BENEFITS REFERRED TO IN ARTICLE 58 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 minimum benefits, 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.

Federal state

- Royal Decree of 3 July 1996 implementing the Act on compulsory insurance for medical care and cash benefits, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 31 July 1996; *Entry into force: 10 August 1996*
  - *Minimal invalidity benefits for regular and irregular workers*
- Recovery Act of 10 February 1981 on social sector pensions, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 14 February 1981; *Entry into force: 1 January 1981*
- Act of 8 August 1980 on the 1979-1980 budgetary proposals, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 15 August 1980; *Entry into force: 25 August 1980*
- Act of 15 May 1984 providing for the harmonisation of pensions schemes, *Moniteur belge / Belgisch Staatsblad (Belgian Official Gazette)* 22 May 1984; *Entry into force: 1 June 1984*

#### **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 Belgium does not provide any possibility for any category of self-employed persons to be covered by the unemployment benefits system.

The Belgian legislation does not accommodate unemployment insurance for self-employed persons. However, it is possible that self-employed persons, after cessation of their self-employed activity, fall back on unemployment benefits on the basis of a previous employment as a wage earner (under specific conditions).

