

**ADMINISTRATIVE COMMISSION
FOR THE COORDINATION OF SOCIAL SECURITY SYSTEMS**

**Main conclusions of the
of the
359th meeting of the Administrative Commission**

26-27 June 2019

A. Agenda

The agenda was approved.

B. Approval of Minutes

The minutes of the 355th meeting of the Administrative Commission on 27-28 June 2018 and the minutes of the 356th meeting of the Administrative Commission on 10-11 October have been approved.

C. Communications and Questions

a) Presidency

The Presidency provided information on state of play of the revision of Regulation (EC) No 883/2004 and Regulation (EC) No 987/2009 and the proposal concerning the European Labour Authority, the proposal for a Council Recommendation on access to social protection for workers and the self-employed and the proposal for a Brexit contingency Regulation.

b) Secretariat/Commission

The Secretariat informed the delegations of recent staff changes affecting EMPL/D2, Article 9 Declarations procedure for 2018, publication of the Recommendation H2 and the Decision F3.

I. Approval/notice without discussion

The Administrative Commission approved without discussion the following items: Nominations for membership to the Ad-Hoc Groups established for the definition of data to be exchanged electronically, including the nomination for Norway of Ms Siri Risnes for the Ad hoc Group on Family benefits that was received after the publication of the note; b) Nomination for membership of the Steering Committee of the Fraud and Error Platform; Nomination for the 6th Conciliation Board; Notifications on the maximum amount under Article 70 of Regulation (EC) No 987/2009; Average costs for 2016 and 2017; Institution Repository identification parameters related to personal coverage; Change request CR-3666 country code for Kosovo for approval following received country comments.

II. Report of the outcome of the Working Party of the Administrative Commission of 6 June 2019

The Administrative Commission took note of the outcome of the Working Party of the Administrative Commission of 6 June 2019.

III. Interpretation of Decision No A2 of 12 June 2009 – point 3 (c) regarding the interruption period for employed persons between two postings

The Administrative Commission noted the differences of opinion amongst the Member States and asked the delegations to send notes regarding their interpretations of the text to the Secretariat.

IV. Follow up to discussion on application of Article 15 of Regulation (EC) No 883/2004 and Article 17 of Regulation (EC) 987/2009

The Administrative Commission took note of the position of the European Commission services on application of Article 15 of Regulation (EC) No 883/2004 and Article 17 of Regulation (EC) 987/2009.

V. Recognition of the Joint Sickness Insurance Scheme by national authorities

The Administrative Commission took note of the position of the European Commission services about the Joint Sickness Insurance Scheme (JSIS) covering EU staff, focusing on the obligation of Member States to recognise the certificate issued by JSIS, which proves entitlement to sickness benefits under the EU healthcare scheme.

VI. Reimbursement of unemployment benefits under Article 65 of Regulation (EC) No 883/2004 on social security coordination

The Administrative Commission supported the position of the Hungarian delegation about highly questionable practice for the reimbursement of unemployment benefits by United Kingdom.

VII. Interpretation of Article 28 (2) of Regulation (EC) No 883/2004 concerning the special rules for retired frontier workers

The Administrative Commission took note of the position and discussion on interpretation of Article 28 (2) of Regulation (EC) No 883/2004 concerning the special rules for retired frontier workers.

VIII. EESSI

The Administrative Commission took note of EESSI governance and progress update and underlined that the SEDs and Business Use Cases (BUCs) were defined and approved by the Administrative Commission in accordance with article 4 of Regulation 987/2009. Countries are expected to follow the rules defined in EESSI for the business messages in order to ensure consistency, transparency and predictability on the way the electronic exchanges are carried out across Europe.

The Administrative Commission discussed the issue of the entry into production in a proper way, being supported by many delegations. The Administrative Commission recognised and encouraged the Technical Commission, European Commission and Member States to continue working on the various aspects raised in the note, as part of the continuous joint development of the EESSI project.

The Administrative Commission discussed and approved draft Decision E7 concerning practical arrangements for cooperation and data exchange until the Electronic Exchange of Social Security Information (EESSI) is fully implemented in Member States. German, Czech and Luxembourg delegations did not endorse the Decision. This decision shall apply as of 3 July 2019.

The Administrative Commission agreed to approve various change requests by written procedure and took note of the 3 emergency change requests.

The Administrative Commission took further note of the 2019 EESSI Release scope.

IX. Changes in Member States legislation

The Administrative Commission took note of the changes in the Belgian, Danish, Polish, Finnish and United Kingdom's legislation.

X. Draft agendas of the meetings of the Administrative Commission in the second half of 2019

The draft agendas for the second half of 2019 were presented.

XI. Other Business

There was no other business to discuss.