

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

**Main conclusions of the
361st meeting of the Administrative Commission**

18-19 December 2019

A. Agenda

The agenda was approved.

B. Approval of Minutes

The minutes of the 358th meeting of the Administrative Commission on 27-28 March 2019 have been approved 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 information concerning the European Labour Authority.

b) Secretariat/Commission

The Secretariat informed the delegations of: recent staff changes in EMPL/D2; state of play of the Decision no F3 and Decision no E7; reminding delegations to send their input regarding the database on bilateral agreements and the glossary.

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; Average costs 2017 and 2018; Statement of Annual Accounts as at 31 December 2018 and took note of National Contact Points nominated pursuant to Decision H5 of the Administrative Commission.

II. Report on the outcome of the Joint Working Party of the Administrative Commission and the Technical Commission of 3 December 2019

The Administrative Commission took note of the outcome of the Joint Working Party of the Administrative Commission and the Technical Commission of 3 December 2019.

III. Statistical reporting on the coordination of social security schemes

The Administrative Commission approved the report on maternity and equivalent paternity benefits; the report on recovery; the statistical report 2019; the improved statistical questionnaire on PD A1; and took note of the provisional calendar and of the draft data compilers guide.

IV. Enhancing the data collection in the field of social security coordination, with particular attention to the cooperation with the Audit Board

The discussion on enhancing the data collection would be continued in the Audit Board.

V. Annual discussion on Fraud and Error

The Administrative Commission approved the report on fraud and error and took note of the report of the Steering committee.

VI. 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 will vote by qualified majority at the next meeting for discussed interpretations regarding interruption period for employed persons between two postings.

VII. EESSI

The Administrative Commission welcomed the updates about the progress of the EESSI project and the national implementation. The updates on the work of the Technical Commission and the Executive Board were presented.

The Administrative Commission approved the change requests as per recommendations following the 8th meeting of the Change Advisory Board and as recommended by the Technical Commission in its 85th meeting as well as the updates of the Change Management Procedure.

The Administrative Commission discussed the Finnish Presidency initiative on Institution Repository as a facilitator of a smooth implementation of Social Security rules. Also future development and functioning of the Ad hoc groups for the data to be exchanged electronically was discussed.

VIII. Bone-Marrow transplants - amendment to Recommendation S1

Depending on the interest of the delegations this issue could be discussed again in the March meeting of the Administrative Commission.

IX. Judgement of the Court of Justice of the European Union in Case C-473/18

The Administrative Commission took note of the discussion on this item and invited delegations to send written comments, in particular on the scope of the envisaged revision of Decision H3.

X. The interpretation of Article 58(2) of Regulation (EC) 883/2004

The Administrative Commission took note of the exchange on this topic and the Swedish delegation and the Secretariat would continue to deal with that matter bilaterally.

XI. Changes in Member States legislation

The Administrative Commission took note of the changes of the Irish, Cypriot, Estonian, Croatian and the Belgian legislations.

XII. Miscellaneous amendments – Council and European Parliament Regulation

The Administrative Commission took note of the information on proceedings as regards changes to the Annex X.

XIII. Draft agendas of the meetings of the Administrative Commission in first half of 2020

The Administrative Commission took note of the priorities of the Croatian Presidency and the agenda of the first half 2020.