

Declaration by France pursuant to Article SSC.59(1) of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement for the reference year ending 31 December 2021.

To be notified to the Specialised Committee on Social Security Coordination.

I. Declarations referred to in Article SSC.1 (q) of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement and the date from which the Protocol will apply:

The date of application of the Protocol on Social Security Coordination to the listed national legislation, in so far as it is covered by the scope of the Protocol, is 1 January 2021, except where otherwise stated.

II. Legislation referred to in Article SSC.3(1) of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement and the date from which the Protocol will apply.

The date of application of the Protocol on Social Security Coordination to the listed national legislation, in so far as it is covered by the scope of the Protocol, is 1 January 2021, except where otherwise stated.

1. Sickness benefits

(i) Benefits in kind

Articles L. 111-2-2 and L. 111-2-3 and Articles L. 160-1 et seq. of the Social Security Code (SSC), universal health protection common to all social security schemes for employed persons and self-employed workers and the health insurance that is available conditional upon stable and legal residence (common rules for benefits in kind), except for benefits referred to in Articles L. 160-8(7) and R. 160-17(9) SSC (assisted reproduction).

- a) General scheme for employed persons: Article L. 160-8 SSC, affiliated schemes (including creative artists / authors: L. 382-1 et seq. SSC) and subsidiary schemes;
- b) Scheme for employed agricultural workers: Article L. 741-9 et seq. of the Rural and Maritime Fishing Code (RMFC);
- c) Scheme for self-employed agricultural workers in metropolitan France: Article L. 732-3 et seq. RMFC;
- d) Social security scheme for self-employed workers: Article L. 611-1 et seq. SSC;
- e) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:
 - Civil and military state officials, local and district officials and state workers are affiliated to the general scheme for employed persons for sickness benefits in kind but receive continued payment of salary from the employing administration for sickness benefits in cash;
 - Seamen: Decree-Law of 17 June 1938, as amended;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;
 - SNCF (French Railways): Decree of 6 August 1938, as amended;
 - RATP (Paris Public Transport System): Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Notary clerks and employees: Law of 12 July 1937, as amended;
- f) Local health insurance scheme for the departments of Haut-Rhin, Bas-Rhin and Moselle: Article L. 325-1 et seq. SSC and Article L. 761-1 et seq. RMFC;
- g) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC for employed persons and Article

- L. 762-1 et seq. RMFC for self-employed agricultural workers in the departments of Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint Barthélemy and Saint-Martin;
- h) Scheme applicable to the overseas department of Mayotte as most recently amended by Order No 2011-1923 of 22 December 2011 on the change in social security in Mayotte as a result of its becoming a department.

Means-tested supplementary health protection conditional on stable and legal residence (Article L. 861-1 et seq. SSC).

(ii) Benefits in cash

- a) General scheme for employed persons: Article L. 311-1 et seq. SSC;
- b) Scheme for employed agricultural workers: Article L. 742-3 RMFC by reference to Article L. 311-1 SSC;
- c) Scheme for self-employed agricultural workers in metropolitan France: Article L. 732-4 RMFC;
- d) Social security for self-employed workers: Article L. 611-1 et seq. SSC;
- e) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:
- Civil and military state officials, local and district officials and state workers are affiliated to the general scheme for employed persons for sickness benefits in kind but receive continued payment of salary from the employing administration for sickness benefits in cash;
 - Seamen: Decree-Law of 17 June 1938, as amended;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;
 - SNCF: Decree of 6 August 1938, as amended;
 - RATP: Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Notary clerks and employees: Law of 12 July 1937, as amended;
- f) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC for employed persons and Article L. 762-1 et seq. RMFC for self-employed agricultural workers in the departments of Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint Barthélemy and Saint-Martin.

2. Maternity and equivalent paternity benefits

(i) Benefits in kind

Article L. 160-9 SSC.

(ii) Benefits in cash

- a) General scheme (Articles L. 330-1, L.331-1, L. 331-3 to L. 331-8 and L. 333-1 to L. 333-3 SSC), affiliated schemes (including creative artists / authors: Article L. 382-1 et seq. SSC) and subsidiary scheme (Article L. 380-1 et seq. SSC for maternity benefits in kind);
- b) Scheme for employed agricultural workers: Article L. 741-9 et seq. RMFC;
- c) Scheme for self-employed agricultural workers in metropolitan France: Article L. 732-3 et seq. RMFC;
- d) Social security scheme for self-employed workers: Article L. 623-1 et seq. SSC;
- e) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:

- Civil and military state officials, local and district officials and state workers are affiliated to the general scheme for employed persons for maternity benefits in kind but receive continued payment of salary from the employing administration for maternity benefits in cash in the event of maternity leave;
 - Seamen: Decree-Law of 17 June 1938, as amended;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;
 - SNCF: Decree of 6 August 1938, as amended;
 - RATP: Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Notary clerks and employees: Law of 12 July 1937, as amended;
- f) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC;
- g) Maternity insurance scheme applicable to the overseas department of Mayotte (employed, self-employed) as most recently amended by Order No 2011-1923 of 22 December 2011 on the change in social security in Mayotte as a result of its becoming a department.

3. Invalidity benefits

(i) Benefits in kind

None.

(ii) Benefits in cash

- a) General scheme (Article L. 341-1 et seq. SSC), affiliated schemes (including creative artists / authors: Article L. 382-1 et seq. SSC);
- b) Scheme for employed agricultural workers: Article L. 741-9 et seq. RMFC;
- c) Scheme for self-employed agricultural workers in metropolitan France: Article L. 732-3 et seq. RMFC;
- d) Social security scheme for self-employed workers: Article L. 632-1 et seq. SSC;
- e) Scheme for liberal professions: Article L. 644-1 et seq. SSC (including Mayotte);
- f) Scheme for lawyers: Article R. 723-54 et seq. SSC;
- g) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:
- Civil state officials and military officials: Article L. 14 et seq. of the Civil and Military Retirement Pensions Code;
 - State workers: Decree No 2004-1056 of 5 October 2004, as amended;
 - Local government sector: Decree No 2003-1306 of 26 December 2003, as amended;
 - Seamen: Decree-Law of 17 June 1938, as amended;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;
 - SNCF: Decree of 6 August 1938, as amended;
 - RATP: Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Banque de France: Decree No 2007-262 of 27 February 2007, as amended;
 - Opéra national de Paris: Decree No 68-382 of 5 April 1968, as amended;
 - Comédie française: Decree No 68-960 of 11 October 1968, as amended;
 - Notary clerks and employees: Law of 12 July 1937, as amended;
- h) Legislation concerning optional continued insurance for persons resident outside France (Article L. 762-1 et seq. SSC);

- i) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC;
- j) Scheme applicable to the overseas department of Mayotte as most recently amended by Order No 2011-1923 of 22 December 2011 on the change in social security in Mayotte as a result of its becoming a department.

4. Old-age benefits

(i) Benefits in kind

None.

(ii) Benefits in cash

- a) General scheme (Article L. 351-1 et seq. SSC) and affiliated schemes (including creative artists / authors: Article L. 382-1 et seq. SSC);
- b) Scheme for employed agricultural workers: Article R. 742-19 et seq. SSC;
- c) Scheme for self-employed agricultural workers in metropolitan France: Article L. 732-18 et seq. RMFC;
- d) Social security scheme for self-employed workers: Article L. 634-2 et seq. SSC;
- e) Scheme for liberal professions (including Mayotte): Article L. 641-1 et seq. SSC;
- f) Scheme for lawyers: Article L. 723-10 et seq. SSC;
- g) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:
 - Civil and military state officials: Article L. 14 et seq. of the Civil and Military Retirement Pensions Code;
 - State workers: Decree No 2004-1056 of 5 October 2004, as amended;
 - Local government sector: Decree No 2003-1306 of 26 December 2003, as amended;
 - Seamen: Transport Code, Part V;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;
 - Opéra national de Paris: Decree No 68-382 of 5 April 1968 as amended;
 - Comédie française: Decree No 68-960 of 11 October 1968, as amended;
 - Notary clerks and employees: Law of 12 July 1937, as amended;
 - SNCF: Decree No 2008-639 of 30 June 2008, as amended;
 - RATP: Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Banque de France: Decree No 2007-262 of 27 February 2007, as amended;
- h) Legislation concerning optional continued insurance and voluntary insurance for persons resident in France and persons resident outside France (Articles L. 742-1 et seq. and L. 762-1 et seq. SSC);
- i) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC;
- j) Supplementary retirement schemes:
 - Compulsory supplementary retirement schemes (Article L. 921-1 SSC) for employees IRCANTEC (Decree No 70-1277 of 23 December 1970, as amended) and Caisse de Retraite des Personnels Navigants (navigation personnel retirement scheme (CRPN)): Article L. 426-4 et seq. of the Civil Aviation Code;
 - Compulsory supplementary retirement scheme for self-employed agricultural workers (Article L. 732-56 et seq. RMFC);
 - Compulsory supplementary retirement schemes for self-employed workers: Article L. 635-1 et seq. SSC for self-employed workers, Article L. 644-1 et seq. SSC for the liberal professions;

- Additional retirement scheme for civil and military state officials: Decree No 2004-569 of 18 June 2004, as amended;

- k) Old-age insurance scheme (employed and self-employed) applicable to the overseas department of Mayotte as most recently amended by Order No 2011-1923 of 22 December 2011 on the change in social security in Mayotte as a result of its becoming a department.

5. Survivors' benefits

(i) Benefits in kind

None.

(ii) Benefits in cash

- a) General scheme (Article L. 351-1 et seq. SSC) and affiliated schemes (including creative artists / authors: Article L. 382-1 et seq. SSC);
- b) Scheme for employed agricultural workers: Article R. 742-19 et seq. RMFC;
- c) Scheme for self-employed agricultural workers in metropolitan France: Article L. 732-41 et seq. RMFC;
- d) Social security scheme for self-employed workers: (Article R. 354-1 SSC);
- e) Scheme for liberal professions: Article L. 643-7 SSC;
- f) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:
 - Civil and military state officials: Article L. 14 et seq. of the Civil and Military Retirement Pensions Code;
 - State workers: Decree No 2004-1056 of 5 October 2004, as amended;
 - Local government sector: Decree No 2003-1306 of 26 December 2003, as amended;
 - Seamen: Transport Code, Part V;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;
 - Opéra national de Paris: Decree No 68-382 of 5 April 1968, as amended;
 - Comédie française: Decree No 68-960 of 11 October 1968, as amended;
 - Notary clerks and employees: Law of 12 July 1937, as amended;
 - SNCF: Decree No 2008-639 of 30 June 2008, as amended;
 - RATP: Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Banque de France: Decree No 2007-262 of 27 February 2007, as amended;
- g) Legislation concerning optional continued insurance and voluntary insurance for persons resident in France and persons resident outside France (Articles L. 742-1 et seq. and L. 762-1 et seq. SSC);
- h) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC;
- i) Supplementary retirement schemes:
 - Compulsory supplementary retirement schemes (Article L. 921-1 SSC) for employees IRCANTEC (Decree No 70-1277 of 23 December 1970, as amended) and Caisse de Retraite des Personnels Navigants (navigation personnel retirement scheme (CRPN)): Article L. 426-4 et seq. of the Civil Aviation Code;
 - Compulsory supplementary retirement schemes for self-employed workers: Article L. 635-1 et seq. SSC for self-employed workers, Article L. 644-1 et seq. SSC for the liberal professions;
 - Compulsory supplementary retirement scheme for self-employed agricultural workers (Article L. 732-56 et seq. RMFC);

- Additional retirement scheme for civil and military state officials: Decree No 2004-569 of 18 June 2004, as amended;
- j) Old-age insurance scheme (employed and self-employed) applicable to the overseas department of Mayotte as most recently amended by Order No 2011-1923 of 22 December 2011 on the change in social security in Mayotte as a result of its becoming a department.

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

(i) Benefits in kind

None.

(ii) Benefits in cash

- a) General scheme and affiliated schemes: Article L. 411-1 et seq. SSC;
- b) Scheme for employed agricultural workers: Article L. 751-1 et seq. RMFC;
- c) Scheme for self-employed agricultural workers: Article L. 722-19 RMFC;
- d) Social security scheme for self-employed workers: optional insurance possible - Article L. 743-1 SSC;
- e) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:
 - Seamen: Decree-Law of 17 June 1938, as amended;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;
 - SNCF: Decree of 6 August 1938, as amended;
 - RATP: Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Banque de France: Decree No 2007-262 of 27 February 2007, as amended;
- f) Legislation concerning the allowance for asbestos workers (ATA): Decree No 99-247 of 29 March 1999;
- g) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC;
- h) Scheme for the prevention of accidents at work and occupational diseases (employed and self-employed) applicable to the overseas department of Mayotte as most recently amended by Order No 2011-1923 of 22 December 2011 on the change in social security in Mayotte as a result of its becoming a department.

7. Death grants

Benefits in cash

- a) General scheme (Article L. 361-1 et seq. SSC) and affiliated schemes (including creative artists / authors: Article L. 382-1 et seq. SSC);
- b) Scheme for employed agricultural workers: Article L. 741-9 et seq. RMFC;
- c) Social security scheme for self-employed workers: Article L. 635-1 et seq. SSC;
- d) Schemes for liberal professions (including Mayotte);
- e) Special schemes for employed persons pursuant to Article L. 711-1 SSC and listed in Article R. 711-1 SSC:
 - Seamen: Decree-Law of 17 June 1938, as amended;
 - Miners: Decree No 46-2769 of 27 November 1946, as amended;

- SNCF: Decree of 6 August 1938, as amended;
 - RATP: Decree No 2004-174 of 23 February 2004, as amended;
 - Electrical and gas industries: Decree No 46-1541 of 22 June 1946, as amended;
 - Banque de France: Decree No 2007-262 of 27 February 2007, as amended;
 - Notary clerks and employees: Law of 12 July 1937, as amended;
- f) Scheme applicable in Guadeloupe, Guyana, Martinique and Réunion and in the collectivities of Saint-Barthélemy and Saint Martin: Article L. 751-1 et seq. SSC;
- g) Scheme applicable to the overseas department of Mayotte as most recently amended by Order No 2011-1923 of 22 December 2011 on the change in social security in Mayotte as a result of its becoming a department.

8. Unemployment benefits

(i) Benefits in kind

None.

(ii) Benefits in cash

- a) UNEDIC unemployment insurance scheme: Article 5422-1 et seq. of the Labour Code;

These provisions are implemented by Decree No 2019-797 of 26 July 2019, as amended, on the unemployment insurance scheme for the following groups:

Annex A:

- general scheme (all jobseekers, excluding specific schemes set out below);
- Annex 1: sales representatives, journalists, civil aviation aircrew, child minders and foster parents, contract lumberjacks, agents paid on commission;
- Annex 2: employed seafarers and deep-sea fishers;
- Annex 3: dock workers;
- Annex 5: home workers;
- Annex 6: beneficiaries of a career transition project;
- Annex 8: workers and technicians in sound recording, cinematographic and audiovisual production, radio, broadcasting, entertainment and technical services in the creative and events industries;
- Annex 9: employees employed outside France and optional unemployment insurance schemes;
- Annex 10: performing artists;
- Annex 11: employees on apprenticeship or professionalisation contracts;

Annex B: the unemployment insurance regulation applicable to Mayotte;

- b) Allowance for self-employed workers: Article L. 5424-24 et seq. of the Labour Code. Inserted by Law No 2018-771 of 5 September 2018 on the freedom to choose one's professional future - Article 51. In force since 1 November 2019. Articles R. 5424-70 to R. 5424-73 of the Labour Code and Articles D. 5424-74 to D. 5424-76 of the Labour Code;
- c) Insurance allowance provided for in Article L. 5424-1 of the Labour Code.

9. Pre-retirement benefits

Benefits in cash

- a) Legislation on the special allowance from the National Employment Fund (AS-FNE): Article R. 5123-12 et seq. of the Labour Code (scheme discontinued);
- b) Legislation concerning the gradual early retirement allowance (PRP) for acquired rights (scheme discontinued on 1 January 2005): Article R. 5123-9 of the Labour Code;
- c) Legislation concerning early retirement (*cessation anticipée d'activité* (CATS)): Article R. 5123-22 et seq. of the Labour Code.