



Brussels, 11.11.2024  
C(2024) 7806 final

ANNEX

**ANNEX**

*to the*

**REPORT FROM THE COMMISSION**

**pursuant to Article 159(2) of the Withdrawal Agreement**

## TABLE OF CONTENTS

<b>BELGIUM</b> .....	2
<b>BULGARIA</b> .....	7
<b>THE CZECH REPUBLIC</b> .....	12
<b>DENMARK</b> .....	16
<b>GERMANY</b> .....	24
<b>ESTONIA</b> .....	31
<b>IRELAND</b> .....	36
<b>GREECE</b> .....	40
<b>SPAIN</b> .....	44
<b>FRANCE</b> .....	50
<b>THE REPUBLIC OF CROATIA</b> .....	57
<b>ITALY</b> .....	62
<b>CYPRUS</b> .....	67
<b>LATVIA</b> .....	71
<b>LITHUANIA</b> .....	76
<b>LUXEMBOURG</b> .....	85
<b>HUNGARY</b> .....	90
<b>MALTA</b> .....	95
<b>THE NETHERLANDS</b> .....	100
<b>AUSTRIA</b> .....	106
<b>POLAND</b> .....	110
<b>PORTUGAL</b> .....	116
<b>ROMANIA</b> .....	121
<b>SLOVENIA</b> .....	126
<b>SLOVAKIA</b> .....	132
<b>FINLAND</b> .....	137
<b>SWEDEN</b> .....	141

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## BELGIUM

Report for 2023

### 1) Residence rights

Belgium operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Municipalities may charge a fee for the provision of residence documents.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement was 31 December 2021.

Belgium has not put in place more favourable residence conditions.

Belgium has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement

#### a. Key legislative instruments implementing the Withdrawal Agreement

Article 47/5 of the Law of 15 December 1980, available [here](#).

Article 69undecies – 69terdecies of the Royal Decree of 8 October 1981, available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance on the website of the Immigration Office, available [here](#).

Syllabus for the municipalities (not published online).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (31 December 2023)	9 733
A1	Total number of residence applications made since the domestic residence scheme launched and until 2023	13 112
A2	Total number of residence applications decided	12 932
A2a	Total number of residence applications granted as pre-permanent residence	6 145
A2b	Total number of residence applications granted as permanent residence	6 182
A2c	Total number of residence applications refused	605
A2c1	Out of A2c, total number of residence applications that were invalid	Data not available
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	
B2	Number of late residence applications made in the reporting year	219

B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	Data not available
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	386
B2c2	Out of B2c, number of late residence applications granted as permanent residence	331
B2c3	Out of B2c, number of late residence applications refused	102
B2c3a	Out of B2c3, number of late residence applications that were invalid	Data not available
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	6
C1	Number of entry visas granted in the reporting year	6
C2	Number of entry visas applications refused in the reporting year	1
C3	Total number of entry visa applications pending at the end of the reporting year	Data not available

## 2) Rights of employed and self-employed frontier workers

In Belgium, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights by 31 December 2021. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights are issued in physical form. Municipalities may charge a fee for the provision of documents.

### a. Key legislative instruments implementing the Withdrawal Agreement

Article 47/5 of the Law of 15 December 1980, available [here](#).

Article 69undecies – 69terdecies of the Royal Decree of 8 October 1981, available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance on the website of the Immigration Office, available [here](#).

Syllabus for the municipalities (not published online).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the report year.

### e. Statistical data

A	Number of applications made in the reporting year	6
A1	Number of applications granted in the reporting year	6
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Belgium has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

##### Family benefits

###### **Brussels area**

[Circulaire \(réf. : CO PF 15\) du 14 janvier 2021 – Brexit](#) : instructions aux organismes d’allocations familiales concernant les mesures transitoires applicables à partir du 1<sup>er</sup> janvier 2021 – situations familiales existantes au 31 décembre 2020.

[Circulaire \(réf.: CO PF 15\) du 14 janvier 2021 – brexit-2](#) : instructions aux organismes d’allocations familiales concernant les mesures transitoires applicables à partir du 1<sup>er</sup> janvier 2021 – situations familiales existantes au 31 décembre 2020 et situations familiales survenant après le 31 décembre 2020.

###### **Wallonie**

Circulaire AVIQ/DBF/32 du 5 mai 2021 relative à l’application de l’accord sur le retrait du Royaume-Uni de Grande-Bretagne et d’Irlande du Nord de l’Union européenne (UE) et de la Communauté européenne de l’énergie atomique (CEEAA).

French version is available at website of AVIQKID at:

<https://aviqkid.aviq.be/Pages/regulations/CirculaireAviqRE32.aspx>].

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

##### Applicable legislation (Portable Document A1)

Belgium is not able to distinguish between the A1 delivered under the Withdrawal Agreement or the Trade and Cooperation Agreement (TCA).

Delivered Portable Documents

A1 (self-employed aspect): 453

A1 (employed):

Art.12.1 (BR 883/2004) : 1 476

Art.13 (BR 883/2004) : 6 655

##### Cross-border health care (EHIC, Portable Documents S1 and S2)

Belgium can provide the number of portable documents S1 (or SED S072 or documents E106/109/121) and of portable documents S2, issued or received by Belgium, in relation to the UK, but this is not possible to provide the number of EHIC issued by Belgium in relation to the UK (as the issuing of EHIC is not specific to the relation with the UK). To this regard, it is not possible to identify if these documents were issued on the basis of the Withdrawal Agreement or on the

basis of the TCA. Furthermore, since Belgium does not have yet the consolidated statistical data for the reference year 2023, Belgium can only provide it for the reference year 2022.

Residence in the UK, documents (S1/S072/E106/E109/E121) issued by BE between 01/01/2022 and 31/12/2022: 49.

Residence in BE, documents (S1/S072/E106/E109/E121) issued by UK between 01/01/2022 and 31/12/2022: 476.

Residence in the UK, documents (S1/S072/E106/E109/E121) issued by BE and still valid on 31/12/2022: 1318.

Residence in BE, documents (S1/S072/E106/E109/E121) issued by UK and still valid on 31/12/2022: 2566.

Planned healthcare in the UK, S2 documents issued by BE between 01/01/2022 and 31/12/2022: 0.

Planned healthcare in Belgium, S2 documents issued by UK between 01/01/2022 and 31/12/2022: 16.

### Pensions

Old age and survivors: No data under the Withdrawal Agreement. Belgian statistics do not make a difference between the Withdrawal Agreement and TCA.

Invalidity:

Since we do not have yet the consolidated statistical data for the reference year 2023, we can only provide it for the reference year 2022. Beneficiaries receiving Belgian invalidity benefits in 2022 residing in the UK: 32

### Unemployment benefits (Portable Documents U1 and U2)

Unemployment benefits granted to a UK national in 2023: => 3

Unemployment benefits granted in 2023 on the basis of an employment in the UK: => 49

Deliverance of an PD U1 to a UK national: => 17

Demand of a UK institution for a PD U1 via EESSI: => 23 (23 U001 received from the UK)

### Family benefits

Brussels Area: 0

Wallonian Area : 17

Flemish Area: No information

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Belgium has not adopted any specific legislative instruments to implement the Withdrawal Agreement on the recognition of professional qualifications. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

For the private security professions Belgium refers to the following law: « *loi du 16 juillet 2023 modifiant la loi du 2 octobre 2017 réglementant la sécurité privée et particulière* » which has been published in the Belgian Official Journal ("Moniteur belge") on 11 September 2023.

French [https://www.ejustice.just.fgov.be/cgi/article\\_body.pl?language=fr&caller=summary&pub\\_date=23-09-11&numac=2023044302](https://www.ejustice.just.fgov.be/cgi/article_body.pl?language=fr&caller=summary&pub_date=23-09-11&numac=2023044302)

Dutch [https://www.ejustice.just.fgov.be/cgi/article\\_body.pl?language=nl&caller=summary&pub\\_date=23-09-11&numac=2023044302](https://www.ejustice.just.fgov.be/cgi/article_body.pl?language=nl&caller=summary&pub_date=23-09-11&numac=2023044302)

See article 3: "Art. 3. L'article 61 de la même loi, modifié par la loi du 5 mai 2022, est complété par un alinéa rédigé comme suit: "Par dérogation à l'alinéa 1<sup>er</sup>, 2<sup>o</sup>, les personnes visées à l'article 60, 3<sup>o</sup>, 4<sup>o</sup> et 5<sup>o</sup>, peuvent également être ressortissants du Royaume-Uni de Grande-Bretagne et d'Irlande du Nord et/ou y avoir leur résidence principale." English translation: "Art. 3. Article 61 of the same law, as amended by the Law of 5 May 2022, is supplemented by a paragraph worded as follows: "By way of derogation from subparagraph 1 (2), the persons referred to in Article 60 (3), (4) and (5)

*may also be nationals of the United Kingdom of Great Britain and Northern Ireland and/or have their main residence there.”.*

The modification of Article 61 concerns the conditions of nationality and principal residence, applicable to persons, taking into account the Trade and Cooperation Agreement of 24 December 2020 between the European Union and the European Atomic Energy Community, of the one part, and the United Kingdom of Great Britain and Northern Ireland, of the other part.

In application of this agreement, persons holding British citizenship and/or who have their principal residence in the United Kingdom should be authorized to be in charge of training and/or the coordination of training and/or exercise a executing or commercial function in the private and particular security sector, even though the United Kingdom is no longer part of the European Economic Area.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## BULGARIA

Report for 2023

### 1) Residence rights

Bulgaria operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 February 2020. Residence documents have been issued in the EU's uniform physical format since the beginning of July 2020. Residence documents are issued for a charge of 18 BGN (approx. 9 EUR) for normal service and 36 BGN (approx. 18 EUR) for express service.

United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status three months after entering the country (during the transition period)/before the end of 2021/before the expiration of the term of validity of their residence document – whichever comes first. Such document must be issued upon voluntary application.

Third-country family members of United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status three months after entering the country or before the expiration of the term of validity of their residence document/the end of 2021 – whichever comes first.

United Kingdom nationals are able to use their old residence documents issued under EU law on free movement for a period of up to one year after the end of the transition period (until 31 December 2021) or the expiry date of their documents – whichever came first. UK nationals are not anymore able to use their old residence documents issued under EU law on free movement of EU citizens.

Bulgaria has not put in place more favourable residence conditions.

Bulgaria has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Act on Entering, Residing and Leaving the Republic of Bulgaria by European Union Citizens and Their Family Members (<https://www.lex.bg/bg/laws/ldoc/2135535758>), as amended. Minor changes were introduced to these regulations in 2021 (*Promulgated, State Gazette Issue 21 of 12 March 2021*) in order to improve clarity and have more thorough provisions.

Consolidated version is available [here](#) and English translation of the original Act is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Up-to-date information is regularly published in a section of the Ministry of Interior's website [here](#) that is dedicated to the rights of the UK nationals under the Withdrawal Agreement. The website explains the relevant procedures, required documents, application process and other elements.

#### d. Key domestic jurisprudence from the reporting year



The following court decisions have important implications for practice:

Supreme Administrative Court Decisions No 4708 of 14.04.2021 on administrative case No 1355/2021 and Supreme Administrative Court Decisions No 8257 of 07.07.2021 on administrative case № 3734/2021.

Both decisions were issued in a cassation appeal against the annulment of a refusal to issue a visa by the court of first instance and in both instances annulment was confirmed. In both cases, the Court confirmed the applicability of the respective national provisions implementing the Withdrawal Agreement, providing for a beneficiary status of the applicant (third country national, who is a member of the family of UK national falling within the scope of the Withdrawal Agreement).

### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (18 March 2024)	15 000
A1	Total number of residence applications made since the domestic residence scheme launched and until 18 March 2024	16 096
A2	Total number of residence applications decided	16 091
A2a	Total number of residence applications granted as pre-permanent residence	12 350
A2b	Total number of residence applications granted as permanent residence	3 741
A2c	Total number of residence applications refused	5
A2c1	Out of A2c, total number of residence applications that were invalid	2
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	3
B	Number of residence applications made in the reporting year	1 674
B1	Number of in time residence applications made in the reporting year	1 673
B1a	Number of residence applications granted as pre-permanent residence	1 104
B1b	Number of residence applications granted as permanent residence	569
B1c	Number of residence applications refused	1
B1c1	Out of B1c, number of residence applications that were invalid	1
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	0
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available*
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

\* The Visa Information System (VIS) doesn't provide an opportunity to make inquiries on the basis on which the visa application was submitted. For this reason, information about family members of British national is not available.

## 2) Rights of employed and self-employed frontier workers

In Bulgaria, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 February 2020. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued for a charge of 18 BGN (approx. 9 EUR) for normal service and 36 BGN (approx. 18 EUR) for express service.

### a. Key legislative instruments implementing the Withdrawal Agreement

Act on Entering, Residing and Leaving the Republic of Bulgaria by European Union Citizens and Their Family Members, as amended. Consolidated version is available [here](#) and English translation of the original Act is available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Up-to-date information is regularly published in a section of the Ministry of Interior's website [here](#) that is dedicated to the rights of the UK nationals under the Withdrawal Agreement. The website explains the relevant procedures, required documents, application process and other elements.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

Bulgaria has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidelines for the application of the provisions in relation to the competence of the National Health Insurance Fund under Part Two (Citizens' Rights) of the Withdrawal Agreement. Consolidated version is available: <https://www.nhif.bg/bg/abroad/brexit>.

### d. Key domestic jurisprudence from the reporting year

1. Decision No 397/26.05.2023 r. of the Administrative Court – Haskovo, Case No 315/2023 - <https://ecase.justice.bg/act/getactpublicfile?guid=ce4c4f70-182e-4531-81ad-8db94018952d>.
2. Decision No 124/05.05.2023 r. of the Administrative Court – Veliko Tarnovo, Case No 643/2021 - <https://ecase.justice.bg/act/getactpublicfile?guid=8d940b69-447c-4885-ba0e-271c13723b78>.

### e. Statistical data

#### [Applicable legislation \(Portable Document A1\)](#)

124 PDA1 issued in 2023.

#### [Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

The NHS has reimbursed the NHIF for 40 23 cases at the total amount of BGN 3 203 149 for medical help and services provided to British citizens in Bulgarian medical facilities who have presented one of the following: EHIC, PRC, S045, S1, S2.

The NHIF has reimbursed the NHS for 859 cases at the total amount of BGN 4 808 540 for medical help and services provided to Bulgarian citizens in British medical facilities who have presented one of the following: EHIC, PRC, S045, S1, S2.

### Pensions

From 1 January 2023 to 31 December 2023 - the number of the received from UK SEDs P5000 through the EESSI system is 1 363.

### Unemployment benefits (Portable Documents U1 and U2)

From 1 January 2023 to 31 December 2023 - the number of the received from the persons PD U2 issued from UK is 1.

From 1 January 2023 to 31 December 2023 - the number of the received from the persons PD U1 issued from UK is 1 146.

From 1 January 2023 to 31 December 2023 - the number of the received from UK SEDs U002 through the EESSI system is 904.

From 1 January 2023 to 31 December 2023 - the number of the received from UK SEDs U017 through the EESSI system is 843.

### Family benefits

248 SEDs received from the UK through the EESSI system.

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

The Recognition of Professional Qualifications Act provides for the terms and conditions for the recognition of professional qualifications, acquired in other Member States and in third states in view to access and exercise of regulated professions in the Republic of Bulgaria, as well as the terms and conditions for partial access to the exercise of a regulated profession and recognition of apprenticeship for mastering the profession in another Member State, as well as the rules for assessing proportionality before the introduction of new or amendment of existing provisions in a law, regulation or administrative act, which restrict the exercise or access to regulated professions.

The Recognition of Professional Qualifications Act applies to the nationals of Members States and of third states, which have acquired professional qualifications in other Member States and in third states and wish to pursue regulated profession in the Republic of Bulgaria as self-employed or as employed persons. Consolidated version is available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents were adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	Data not available
A1	Number of applications granted in the reporting year	
A2	Number of applications refused in the reporting year	
A2a	Out of A2, number of applications that were invalid	

A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

Data is not available as each authority in charge of recognition of professional qualifications has its own statistical data for the relevant profession. The national authorities of the Republic of Bulgaria do not have a consolidated statistical data.

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## THE CZECH REPUBLIC

Report for 2023

### 1) Residence rights

The Czech Republic operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 February 2020.

Residence documents have been issued in the EU's uniform physical format form since 3 August 2021. Residence documents are issued for a charge of 200 CZK (approximately 8,5 EUR). Existing residence documents are replaced free of charge.

United Kingdom nationals were obliged to apply for a residence document attesting their new residence status by 31 August 2022.

Third-country family members of United Kingdom nationals were obliged to apply for a residence document attesting their new residence status by 31 August 2022.

United Kingdom nationals are able to use their old residence documents issued under EU law on free movement of EU citizens until their end of validity.

The Czech Republic has put in place more favourable residence conditions. Lawfully residing United Kingdom nationals and their family members continue to reside in the Czech Republic with their existing rights, which they have acquired and which are generally identical to those of EU nationals residing in the Czech Republic (except for voting rights and rules of entry at airports).

The Czech Republic has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Act No. 326/1999 Coll., on the residence of foreigners in the territory of the Czech Republic, as amended. Consolidated version is available [here](#).

Act No. 274/2021 Coll. amending Act No. 326/1999 Coll., on the residence of foreigners in the territory of the Czech Republic, as amended, and other related acts. Official version of the Act No. 274/2021 Coll. is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No publicly available guidance.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting period.

## e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (31 December 2023)	7 905*
A1	Total number of residence applications made since the domestic residence scheme launched and until 10 April 2024	2 954
A2	Total number of residence applications decided	2 954
A2a	Total number of residence applications granted as pre-permanent residence	1 674
A2b	Total number of residence applications granted as permanent residence	908
A2c	Total number of residence applications refused	314
A2c1	Out of A2c, total number of residence applications that were invalid	23
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	39
B	Number of residence applications made in the reporting year	175
B1	Number of in time residence applications made in the reporting year	175
B1a	Number of residence applications granted as pre-permanent residence	32
B1b	Number of residence applications granted as permanent residence	111
B1c	Number of residence applications refused	28
B1c1	Out of B1c, number of residence applications that were invalid	0
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	4
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	Data not available
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

\* Only United Kingdom nationals.

## 2) Rights of employed and self-employed frontier workers

In the Czech Republic, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. Such documents, however, exist and are only issued upon application.

The documents identifying their frontier workers' rights are issued in physical form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

No legislation adopted.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

[Brexit \(mpsv.cz\)](#)

[Summary information for the implementation of the Withdrawal Agreement \(mpsv.cz\)](#)

[Frequently Asked Questions \(mpsv.cz\)](#)

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

The Czech Republic has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security schemes.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Each institution that applies EU law based on the Withdrawal Agreement has its administrative instructions how to proceed in case of issues covered by the Withdrawal Agreement, those instructions are not publicly available. Basic information on the principles can be found here – [Brexite \(mpps.cz\)](https://mpps.cz).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

### Applicable legislation (Portable Document A1)

Data on the number of applications processed under the Withdrawal Agreement or the TCA cannot be obtained by automated means.

For the year 2023, the Czech Social Security Authority (CSSA) decided and issued PD A1 on the following applications for determination of applicable legislation with an UK element (*whereas a distinction between applications done under the Withdrawal Agreement or TCA is not available*):

- 15 applications for posting of civil servants,
- 201 applications for posting of employees,
- 17 applications for posting of self-employed persons,
- 4 applications for exception under Article 17 of Regulation 1408/71 and Article 16 of Regulation 883/2004 (where the person requests to be subject to UK law),
- 10 applications for exemption under Article 17 of Regulation No 1408/71 and Article 16 of Regulation No 883/2004 (where the person claims to be subject to Czech law; 3 CZ PD A1 issued, 7 requests refused).

### Pensions

In 2023, 908 pension claims requests with a British element including 822 claims from claimants living in the Czech Republic and 86 claims from claimants living abroad.

CSSA records 1 088 pensions paid to persons permanently resident in the UK on 31<sup>st</sup> December 2023 and 3.054 pension payments to the UK in 2023.

CSSA also records data separately for the Isle of Man and the Isle of Jersey – CSSA records 4 pensions paid to persons permanently resident on Isle of Man and 10 pension payments to Isle of Man in 2023. CSSA records 1 pensions paid to person permanently resident in Isle of Jersey, but no pension payments to Jersey.

## [Unemployment benefits \(Portable Documents U1 and U2\)](#)

Data not available.

## [Family benefits](#)

107 applications dealt with under the Withdrawal Agreement in the year 2023.

The requested data for family benefits cannot be automatically obtained, because the data for the Withdrawal Agreement/TCA is not entered into the agenda app.

### 4) Recognition of professional qualifications

#### a. Key legislative instruments implementing the Withdrawal Agreement

No specific national legislative instruments that implement the Withdrawal Agreement in the area of recognition of professional qualifications has been adopted. Based on the direct effect of the Withdrawal Agreement, the general law implementing Directive 2005/36/EC was applied.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

The public guidance has been provided on the website: [Professional Qualifications after Brexit](#).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

Article 28 of the Withdrawal Agreement enabled Member states to complete the procedure of recognition of professional qualifications introduced before the end of the transition period. These requests introduced before 31 December 2020 were processed in 2021. No new applications can be made under Article 28, therefore there are no applications for 2023.

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0



# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## DENMARK

Report for 2023

### 1) Residence rights

Denmark operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021, and residence documents have been issued in the EU's uniform physical format form since then. Residence documents are issued free of charge.

The deadline for application under Article 18(1) (b) of the Withdrawal Agreement was 31 December 2023.

Initially the deadline was 31 December 2021. However, in April 2023 Denmark decided to retroactively prolong the deadline to make it possible for British nationals who missed the deadline to make an in-time application.

Denmark has not put in place more favourable residence conditions.

In line with Article 24 (2) of Directive 2004/38/EC Denmark derogates from the principle of equal treatment in Article 24 (1) of that Directive in relation to EU-citizens. Consequently, the similar derogation in Article 23 (2) of the Withdrawal Agreement applies.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Executive Order no. 1700 of 23 November 2020 implementing certain provisions of the Withdrawal Agreement between the United Kingdom and the EU with regard to the right of entry, residence and work in Denmark as amended.

Text is available [here](#). No consolidated version is available.

#### b. Key legislative instruments adopted or amended in the reporting year

As mentioned above Denmark prolonged the deadline for applications under the Withdrawal Agreement in April 2023. Therefore, the Executive order was amended accordingly.

Executive Order no. 445 of 24 April 2023 implementing certain provisions of the Withdrawal Agreement between the United Kingdom and the EU with regard to the right of entry, residence and work in Denmark as amended.

Text is available [here](#). No consolidated version is available.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance no 9207 of 5 March 2021 on the right of residence and work for United Kingdom nationals and their family members under the Withdrawal Agreement between the United Kingdom and the EU.

Consolidated version is available [here](#).

#### d. Key domestic jurisprudence from the reporting year

In 2023 the Immigration Appeals Board, which is the administrative appeals authority in Denmark, continued to process several cases on whether UK nationals or family members to UK nationals met the requirements to be issued with a residence document according to the Executive Order no. 1700 of 23 November 2020 implementing the Withdrawal Agreement in Denmark.

In 2023, the Immigration Appeals Board e.g. affirmed decisions regarding applicants who did not present the necessary ID documentation to be identified as UK nationals. Furthermore, the Immigration Appeals Board affirmed decisions concerning UK nationals who had not, as requested, appeared at the immigration authorities to have their biometrics recorded, which is a basic condition in order to be issued with a residence document.

Examples of the Immigration Appeals Board's decisions can be found on the Immigration Appeals Board's webpage: [www.udln.dk/da/Praksis/EU/Brexit](http://www.udln.dk/da/Praksis/EU/Brexit) (Decisions are in Danish only).

#### e. Statistical data

A	Estimated number of resident beneficiaries of the Withdrawal Agreement (April 2021)	19 000
A1	Total number of residence applications made until 31 December 2023	19 418
A2	Total number of residence applications decided*****	19 609
A2a	Total number of residence applications granted as pre-permanent residence	5 176
A2b	Total number of residence applications granted as permanent residence	13 316
A2c	Total number of residence applications refused *	1 117
A2c1	Out of A2c, total number of residence applications that were invalid **	42
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants***	228
B	Number of residence applications made in the reporting year****	814
B1	Number of in time residence applications made in the reporting year	814
B1a	Number of residence applications granted as pre-permanent residence	203
B1b	Number of residence applications granted as permanent residence	591
B1c	Number of residence applications refused*	175
B1c1	Out of B1c, number of residence applications that were invalid**	5
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants***	33
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	223
Next section is for constitutive Member States only*****		
B2	Number of late residence applications made in the reporting year	Not applicable in 2023
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	
B2c2	Out of B2c, number of late residence applications granted as permanent residence	
B2c3	Out of B2c, number of late residence applications refused	
B2c3a	Out of B2c3, number of late residence applications that were invalid	
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

\* Including withdrawn and rejected applications.

\*\* Rejected applications..

\*\*\* Including cases that cannot be decided e.g. deceased applicants, double registrations etc..

\*\*\*\* The deadline for submission of application for residence document under the Withdrawal Agreement between EU and the United Kingdom has been extended to 31 December 2023. This section is therefore currently not applicable.

\*\*\*\* A small amount of cases, which were filed in 2020 from British nationals under Directive 2004/38/EC, were converted and treated under the Withdrawal Agreement in cooperation with the applicants. These are included in the number of decisions, but not in the number of applications (as they were not submitted under the Withdrawal Agreement).

## 2) Rights of employed and self-employed frontier workers

In Denmark, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

Executive Order no. 1700 of 23 November 2020 implementing certain provisions of the Withdrawal Agreement between the United Kingdom and the EU with regard to the right of entry, residence and work in Denmark – <https://www.retsinformation.dk/eli/ta/2020/1700>.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance no 9207 of 5 March 2021 on the right of residence and work for United Kingdom nationals and their family members under the Withdrawal Agreement between the United Kingdom and the EU – <https://www.retsinformation.dk/eli/retsinfo/2021/9207>.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	15
A1	Number of applications granted in the reporting year	4
A2	Number of applications refused in the reporting year	19
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	1*
A3	Number of applications that are still pending at the end of the reporting year	9

\* Not included in A2.

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

Denmark has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Administrative guidance note No. 9493 of 19 June 2023 on social benefits and social security benefits for citizens covered by the Withdrawal Agreement and/or the Trade and Cooperation Agreement. The text is available in Danish [here](#).

Administrative guidance note No. 9033 of 27 January 2021 on the right to Danish Unemployment Benefits for members of Danish Unemployment Insurance Funds covered by the Withdrawal Agreement. The text is available in Danish [here](#).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

#### [Applicable legislation \(Portable Document A1\)](#)

Number of Postings from Denmark to United Kingdom in 2023 under Article 11 of Regulation 883/2004, number of decisions according to Article 12 where United Kingdom has figured as a country of work, and exemption agreements between Denmark and United Kingdom according to Article 16.

Articles 883/2004 in Regulation	Number of Portable Document PD A1, 2023
Article 11	155
Article 12	20.738
Article 16	1

*For the year 2023 the competent Danish institution is not able to distinguish between persons who fall within the personal scope of the Withdrawal Agreement and the Trade and Cooperation Agreement.*

#### [Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

With regard to statistical data on cross-border healthcare provided on the basis of the EHIC and the Portable Documents S1 and S2, Denmark has a waiver agreement with the UK on the reimbursement of the costs of benefits in kind. This agreement also applies for cases which fall under the Withdrawal Agreement. Therefore, statistical data on the costs of benefits in kind provided in Denmark and the UK are not registered.

#### Data on the use of the EHIC

EHIC and Provisional Replacement Certificates (PRCs) issued in 2023 to Danish insured persons residing in the UK

Number of EHIC	784
Number of PRCs	784

*It is not possible to distinguish between persons insured pursuant to the Withdrawal Agreement and persons, who fall under the scope of the Trade and Cooperation Agreement. All Danish insured persons, who apply for the EHIC, will also receive a PRC. The PRC cover the period until the person receives the EHIC (plastic card).*

#### **Requests for reimbursement rates – SEDs S067**

On the use of the EHIC and the number of requests for reimbursement rates i.e. situations where insured persons have asked for reimbursement after returning home to their country of residence, Denmark can provide the following data on the exchange of SEDs S067 (request for reimbursement rates - stay) between Denmark and the UK:

Number of SEDs S067 DK <i>received</i> from the UK to establish the amount to be reimbursed to British insured persons	18
Number of SEDs S067 DK has <i>issued</i> to the UK in order to establish the amount to be reimbursed to Danish insured persons	2

*For the year 2023 It is not possible to distinguish between reimbursement requests which fall under the Withdrawal Agreement and requests concerning persons insured pursuant to the Trade and Cooperation Agreement.*

### Data on the use of PDs S1/SEDs S072

With regard to the use of PDs S1/SEDs S072 Denmark can provide the following data on the number of forms issued and received in 2023

	Number of PDs S1/SEDs S072 <u>issued by DK</u>
Insured person	778
Family member of insured person	3

	Number of PDs S1/SEDs S072 <u>issued by DK</u>
Pensioner	3
Family member of pensioner	0

	Number of PDs S1/SEDs S072 <u>received from the UK</u>
Insured person	82
Family member of insured person	29

	Number of PDs S1/SEDs S072 <u>received from the UK</u>
Pensioner	19
Family member of pensioner	0

For the year 2023 it is not possible to distinguish between PDs S1/SEDs S072 for persons, who fall under the scope of the Withdrawal Agreement and persons insured pursuant to the Trade and Cooperation Agreement.

### Data on the use of PDs S2

Data on the use of the PDs S2 have to be collected from several Danish authorities and institutions, including the regional authorities and all municipalities. The yearly statistical data collection in the framework of the Administrative Commission is scheduled for June 2024, and the Danish competent institutions are not able to provide data on the PDs S2 issued and received pursuant to the Withdrawal Agreement in advance of the data collection for the Administrative Commission.

### Pensions

Recipients of Danish Pension Benefits living in United Kingdom

Old-age pension		Survivors' pension		Invalidity pension		Total	
Number of persons (1)	Amount paid (in EUR)	Number of persons	Amount paid (in EUR)	Number of persons	Amount paid (in EUR)	Number of persons	Amount paid (in EUR)
2 886	18 252 352			222	5 118 051	3108	23 370 403

Benefits rejected to applicants living in United Kingdom

	Old-age pension	Survivors' pension	Invalidity pension	Total
United Kingdom	103		5	108

Benefits granted to applicants living in United Kingdom

	Old-age pension	Survivors' pension	Invalidity pension	Total
--	-----------------	--------------------	--------------------	-------

United Kingdom	126		2	128
----------------	-----	--	---	-----

### [Unemployment benefits \(Portable Documents U1 and U2\)](#)

Aggregations of periods in case of unemployment, 2023

State of previous employment	Received Portable Document PD U1
United Kingdom	2

For the year 2023 the competent Danish institution is not able to distinguish between persons who fall within the personal scope of the Withdrawal Agreement and the Trade and Cooperation Agreement.

Export of unemployment benefits from Denmark to United Kingdom, 2023

Receiving State	Portable Document PD U2
United Kingdom	7

For the year 2023 the competent Danish institution is not able to distinguish between persons who fall within the personal scope of the Withdrawal Agreement and the Trade and Cooperation Agreement.

### [Family benefits](#)

Number of persons entitled to a family benefit for members of the family residing in another Member State (UK) than the reporting Member State (DK), number of the family members involved and total related expenditure on the export of family benefits (in EUR): Breakdown by primarily or secondarily competent.

Reporting Member State (DK)			
Type of family benefit:	Number of entitled persons	Number of family members involved	Total expenditure (in EUR)
Child Benefit	58	139	104 163
Child and youth allowance	212	345	454 252
Child support	8	13	27 158

Number of persons entitled to a family benefit for members of the family residing in another Member State (UK) than the reporting Member State (DK), number of family members involved and total related expenditure on the export of family benefits (in EUR): Breakdown by primarily or secondarily competent.

	Reporting Member State (DK)					
	Primarily competent			Secondarily competent		
	Number of entitled persons	Number of family members involved	Total expenditure (in EUR)	Number of entitled persons	Number of family members involved	Total expenditure (in EUR)
Child Benefit	55	131	93 079	3	8	11 085
Child and youth allowance	185	291	409 042	34	64	45 210

Child support	8	13	27 158	-	-	-
---------------	---	----	--------	---	---	---

Number of persons entitled to a family benefit for members of the family residing in another Member State (UK) than the reporting Member State (DK), number of family members involved and total related expenditure on the export of family benefits (in EUR): Breakdown by status of the person.

	Reporting Member State (DK)					
	Cross-border workers (Persons who work in a Member State other than the Member State where they and their children reside)			Other mobile persons (Persons who reside in a Member State other than the Member State of residence of the child(ren))		
	Number of entitled persons	Number of family members involved	Total expenditure (in EUR)	Number of entitled persons	Number of family members involved	Total expenditure (in EUR)
Child Benefit	4	13	19 486	54	126	84 677
Child and youth allowance	18	45	52 835	194	300	401 418
Child support	-	-	-	8	13	27 158

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Denmark has adopted no specific national legislative instruments that implements the Withdrawal Agreement in the area of recognition of professional qualifications. Its rules apply directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

In the area of professional qualifications Denmark has provided public guidance on the implementation of the Withdrawal Agreement:

- Danish webpage: <https://ufm.dk/uddannelse/anerkendelse-ogdokumentation/lovregulerede-erhverv/brexit/brexit>
- English webpage: <https://ufm.dk/en/brexit>

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	15
A1	Number of applications granted in the reporting year	8
A2	Number of applications refused in the reporting year	2
A2a	Out of A2, number of applications that were invalid	1
A2b	Out of A2, number of applications that were withdrawn by applicants	1
A3	Number of applications that are still pending at the end of the reporting year	5

Please note that the above statistical data does not include Article 28 applications received before 31 December 2020. Data relates to applications received after 1 January 2021 which need to be assessed in accordance with EU rules.



# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## GERMANY

Report for 2023

### 1) Residence rights

Germany operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on or before 1 January 2021. Residence documents have been issued in the EU's uniform physical format since the beginning of 2021. Residence documents are issued for a charge of 37 EUR.

United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries by 30 June 2021, or, in cases that they were not staying in the Federal territory, within three months after entry, whichever is later.

Third-country family members of United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries by 30 June 2021, or, in cases that they were not staying in the Federal territory, within three months after entry, whichever is later. This does not apply for former holders of a residence card or permanent residence card issued to persons as family members of a Union citizen.

United Kingdom nationals are not able to use any old residence documents issued under EU law on free movement of EU citizens, as Germany does not issue such documents, apart from a document attesting long-term residency. While a document attesting long-term residency as an EU citizen may serve as an indicator for existing rights under the Withdrawal Agreement, the law does not expressly provide that document to certify the new status.

Germany has not put in place more favourable residence conditions.

Germany has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Key legislative instruments implementing this area of the Withdrawal Agreement are:

- [Section 16 Freizügigkeitsgesetz/EU](#)
- [Section 11 subsections 3,4, and 10 to 12 Freizügigkeitsgesetz/EU](#)
- [Section 1 subsection 2 no. 6 Freizügigkeitsgesetz/EU](#)
- [Section 59 subsections 2, 8 and 9 Aufenthaltsverordnung](#)
- [Section 47 subsection 3 Aufenthaltsverordnung](#)
- [Last four pictures in Annex D14a of the Aufenthaltsverordnung](#)

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Administrative guidelines to the application of the Withdrawal Agreement, [Version 2.0](#).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement 29 February 2024	67 859 <sup>1</sup>
A1	Total number of residence applications made since the domestic residence scheme launched and until 29 February 2024	54 310
A2	Total number of residence applications decided	41 676
A2a	Total number of residence applications granted as pre-permanent residence	10 153 <sup>2</sup>
A2b	Total number of residence applications granted as permanent residence	31 523 <sup>3</sup>
A2c	Total number of residence applications refused	Data not available
A2c1	Out of A2c, total number of residence applications that were invalid	
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	
B	Number of residence applications made in the reporting year	Data not available
B1	Number of in time residence applications made in the reporting year	
B1a	Number of residence applications granted as pre-permanent residence	1 708 <sup>4</sup>
B1b	Number of residence applications granted as permanent residence	
B1c	Number of residence applications refused	Data not available
B1c1	Out of B1c, number of residence applications that were invalid	
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available <sup>5</sup>
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

1. Number of British citizens who were staying in Germany on 31 December 2020, and are still staying in Germany on 29 February 2024. The number of third-country national beneficiaries and of EU citizens who also enjoy rights under the Withdrawal Agreement cannot be assessed, as well as the number of British citizens who left the territory after 31 December 2020, but remain Withdrawal Agreement right holders.

Number of residence documents issued:

2. 25 218 (preceding year: 27 674) British nationals who were resident in Germany as of 29 February 2024 had been resident in Germany for less than 5 years according to the Central Register of Foreigners (AZR). 10 153 (preceding year: 13 885) of these had a GB residence document as of 29 February 2024.
3. 58 099 (preceding year: 56 928) British nationals who were resident as of 29 February 2024 had been resident for at least 5 years since their last entry, according to the AZR. 31 523 (preceding year: 28 530) of these had a GB residence document as of 29 February 2024.
4. In 2023, 1 708 (preceding year: 3 445 documents) had been issued to persons who did not hold a residence document GB before. In total, 3 186 (preceding year: 4 409) residence documents had been issued (first time plus repeated issuance). The number of documents containing the entry "permanent residence" is not available, as the permanent residence entry is not stored in any centrally accessible database.
5. Statistics are not available on whether visa are applied for, or granted, on the basis of the Withdrawal Agreement, or as other visa.

## 2) Rights of employed and self-employed frontier workers

In Germany, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights within due course. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued for a charge of 37 EUR.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Included in answer in section 1a.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Included in answer in section 1c.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications made in the reporting year	N/A
A1	Number of applications granted in the reporting year (data from 29 February 2024)	6
A2	Number of applications refused in the reporting year	N/A
A2a	Out of A2, number of applications that were invalid	N/A
A2b	Out of A2, number of applications that were withdrawn by applicants	N/A
A3	Number of applications that are still pending at the end of the reporting year	N/A

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Germany has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information for guidance on relations with the United Kingdom, including the Withdrawal Agreement are available on the website of the Federal Ministry of Labour and Social Affairs [here](#) and Frequently Asked Questions (FAQ) on relations with the United Kingdom can be found [here](#). An English version is also available [here](#). For FAQ in English reference is made to the Questions and Answers on the United Kingdom's withdrawal from the European Union on 31 January 2020 on the website of the European Commission [here](#).

Information for guidance about the Withdrawal Agreement is available on the website of the German Liaison Agency Health Insurance – International of the GKV-Spitzenverband [here](#). A chapter of this information, namely British citizens in Germany, can be found in English [here](#).

Information for guidance about the Withdrawal Agreement is available on the website of the German Pension Insurance [here](#) and FAQ can be found [here](#). Some information about the Withdrawal Agreement are also available in English [here](#).

Information for guidance about the Withdrawal Agreement is available on the website of the German Social Accident Insurance [here](#) and FAQ can be found [here](#). An English version of the information for guidance is available [here](#) and the FAQ [here](#).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

##### Applicable legislation (Portable Document A1)

Note:

1. In Germany, PDA1 are issued by several institutions. As the data they have reported is not coherent and the questionnaire is not precise about what exact data is requested here, we forward all data received.
2. It is not possible to distinguish cases falling under the Withdrawal Agreement from cases falling under the TCA. Below data therefore also include equivalent cases covered by the TCA.

- Health Insurance Providers/ German Liaison Agency Health Insurance - International (reference year 2023):
  - o Determination of the applicable legislation (Art. 13 of Regulation (EC) 883/04): **7 173** (irrespective of the determined legislation, thus not obligatory = issued A1 certificate from DE)
  - o Notification of applicable legislation for Art. 12 of Regulation (EC) 883/04: **71 172**
  - o Notification of applicable law for Art. 11(3)(b), (c), (d), Art. 11(4), Art. 11(5), Art. 15 of Regulation (EC) 883/04: **6 007**

##### Pension Insurance (reference year 2023)

- o Employees in the private sector, civil servants, mariners (without self-employed persons):
  - Digital applications: **8 295**
  - Application granted: **7 105**
  - Application refused: **276**
  - Application in progress: **59**
  - Applications cancelled: **855**
- o Additional comment: Paper applications that could still be submitted in 2023 (mainly applications by self-employed persons) are not included in the list.

##### Cross-border health care (EHIC, Portable Documents S1 and S2)

- Health Insurance / German Liaison Agency Health Insurance - International (reference year 2023):
  - o Note:
    1. German EHICs are on the backside of the national health insurance card. It is therefore not possible to state how many EHICs have been issued with the aim of being used in the UK.
    2. It is not possible to distinguish the statistical data by the Withdrawal Agreement and Trade and Cooperation Agreement.
  - o Person without entitlement certificate / Request by institution in Member State of residence: **930**
  - o Necessary treatment in Member State of temporary stay / request for entitlement certificate **1 013**
  - o Request for consent in the Member State of residence: **0**
  - o Total: **1943**
  - o Request for entitlement document - residence: **361**
  - o Entitlement document - residence: **178**
  - o Information of registration - residence: **1 061**
  - o Request for entitlement document - scheduled treatment outside Member State of residence: **0**
  - o Total: **1 600**

##### Accident Insurance / German Social Accident Insurance (reference year 2023)

- o (New) Cases of benefit in kind assistance in Germany: **41**
- o (New) Cases of benefit in kind assistance in the United Kingdom: **2**

## Pensions

- Additional comment: The figures refer to the reference year 2023, as more recent statistical data is not available yet. It is not possible to distinguish the statistical data by the Withdrawal Agreement and Trade and Cooperation Agreement.
- German nationals receiving an invalidity pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **1603 / 804,17**
- German nationals receiving an old-age pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **29280 / 1 049,86**
- German nationals receiving a survivor's pension in Germany with reference to the United Kingdom as a contracting country (number): **4 847**
- German nationals receiving an invalidity pension in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **79 / 730,55**
- German nationals receiving an old-age pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **5 910 / 438,51**
- German nationals receiving a survivor's pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number): **1 237**
- British nationals receiving an invalidity pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **742 / 707,63**
- British nationals receiving an old-age pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **12 964 / 962,55**
- British nationals receiving a survivor's pension in Germany with reference to the United Kingdom as a contracting country (number): **2 899**
- British nationals receiving an invalidity pension in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **65 / 703,55**
- British nationals receiving an old-age pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **10 862 / 329,47**
- British nationals receiving a survivor's pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number): **1 393**
- Other nationals receiving an invalidity pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **106 / 563,75**
- Other nationals receiving an old-age pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **1 771 / 818,04**
- Other nationals receiving a survivor's pension in Germany with reference to the United Kingdom as a contracting country (number): **379**
- Other nationals receiving an invalidity pension in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **6 / 422,80**
- Other nationals receiving an old-age pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **1 104 / 215,20**
- Other nationals receiving a survivor's pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number): **295**
- Unknown nationals / Non-citizens receiving an invalidity pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **3 / 596,10**
- Unknown nationals / Non-citizens receiving an old-age pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **15 / 844,82**
- Unknown nationals / Non-citizens receiving a widow's/widower pension in Germany with reference to the United Kingdom as a contracting country (number): **17**
- Unknown nationals / Non-citizens receiving an old-age pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **58 / 252,00**
- Unknown nationals / Non-citizens receiving a widow's/widower pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number): **85**
- All nationals:

- receiving an invalidity pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **2 454 / 764,34**
- receiving an old-age pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **44 030 / 1014,76**
- receiving a widower's pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **7 368 / 606,62**
- receiving an orphan's pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **774 / 180,55**
- receiving an invalidity pension in in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **150 / 706,54**
- receiving an old-age pension in the United Kingdom with reference to the United Kingdom as a contracting country (number / average in EUR): **17 934 / 358,12**
- receiving a widower's pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **2 849 / 322,54**
- receiving an orphan's pension in Germany with reference to the United Kingdom as a contracting country (number / average in EUR): **161 / 125,95**

#### Unemployment benefits (Portable Documents U1 and U2)

- PD U1:
  - Number of recent migrant workers who became unemployed in the reference year 2023 and received unemployment benefits in DE on the basis of periods completed in UK and where the length of previous insurance, employment or self-employment completed by those workers in DE before their application for unemployment benefits is
    - less than one month (30 days): **3**
    - more than one month (30 days), but less than three months (90 days): **6**
    - three months or more (90 days or more): **62**
    - total: **71**
- PD U2:
  - Unfortunately, it is not yet possible to collect country-specific data.
- It is not possible to distinguish the statistical data by the Withdrawal Agreement and Trade and Cooperation Agreement.

#### Family benefits

- Export of child benefits for one of the persons working and or residing in Germany but child(ren) residing in the UK (number of family members involved, reference year 2023): **2 314**

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Germany has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of recognition of professional qualifications.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information in English is available here: <https://www.anerkennung-in-deutschland.de/html/en/pro/brexit.php>.

### d. Key domestic jurisprudence from the reporting year

No jurisprudence from the reporting year.

## e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	3* (0)**
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

\* *number of applications in 2021 for all regulated professions (incl. sector professions without architects)*

\*\* *for sector professions (automatic recognition without architects)*

Data from the official statistics pursuant to § 17 of the Federal Professional Qualifications Assessment Act (BQFG) or pursuant to the respective laws governing the professions which refer to § 17 BQFG.

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## ESTONIA

Report for 2023

### 1) Residence rights

Estonia operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 December 2020. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued for a fee of 30 EUR for temporary right of residence and free of charge for permanent right of residence.

United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status.

Third-country family members of United Kingdom nationals are obliged to apply for a residence document attesting their new residence status in case of expiration of current documents or in case of travel.

United Kingdom nationals are able to use their old residence documents issued under EU law on free movement of EU citizens until the end of the period of validity.

Estonia has put in place more favourable residence conditions, allowing United Kingdom nationals' family members to join and reside in Estonia under the same conditions as United Kingdom nationals under the Withdrawal Agreement.

Estonia has made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement allowing school pupils and students to apply for study allowances and scholarships and to receive doctoral allowances. State study loans can be applied for only by United Kingdom nationals who reside in Estonia on the basis of permanent right of residence.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Citizen of the European Union Act. Consolidated version is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

In 2023, the EU Citizens Act was amended with provisions on registered partnerships, explicitly applying all rights to registered partners. Relevant amendments entered into force on 1 January 2024.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (31 December 2023)	1 400
---	--	-------



A1	Total number of residence applications made since the domestic residence scheme launched and until 31 December 2023	827
A2	Total number of residence applications decided	823
A2a	Total number of residence applications granted as pre-permanent residence	362
A2b	Total number of residence applications granted as permanent residence	451
A2c	Total number of residence applications refused	14
A2c1	Out of A2c, total number of residence applications that were invalid	10
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	4
B	Number of residence applications made in the reporting year	161
B1	Number of in time residence applications made in the reporting year	161
B1a	Number of residence applications granted as pre-permanent residence	41
B1b	Number of residence applications granted as permanent residence	114
B1c	Number of residence applications refused	8
B1c1	Out of B1c, number of residence applications that were invalid	6
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	2
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	2
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available*
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

\* data of nationality of the inviter is not collected.

## 2) Rights of employed and self-employed frontier workers

In Estonia, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights. Such documents will be issued upon application in accordance with the Withdrawal Agreement.

### a. Key legislative instruments implementing the Withdrawal Agreement

Citizen of the European Union Act. Consolidated version is available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting period.

### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Estonia has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

[Applicable legislation \(Portable Document A1\)](#)

<i>1 January 2023 – 31 December 2023</i>	<i>PD A1</i>
Civil servant	4
Posted employed person	7
Employed, working in two or more States	53
<b>TOTAL</b>	<b>64</b>
Valid on 21 May 2024	53
<i>Citizenship</i>	<i>NR</i>
Estonia	56
Latvia	2
Ireland	1
United Kingdom	1
Finland	1
Ukraine	1
Australia	1
Undefined	1
<b>TOTAL</b>	<b>64</b>

[Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

No data available

## Pensions

Export on pension for 267 persons residing in UK.

Citizenship	Number of pensioners
DEU	1
EST	219
GBR	15
LTU	2
LVA	5
RUS	8
Undefined	17
<b>TOTAL</b>	<b>267</b>

## Unemployment benefits (Portable Documents U1 and U2)

**U1** - 19 cases

**U2** - no cases

## Family benefits

The United Kingdom as priority state in payment of benefits for 2 recipients.

### 4) Recognition of professional qualifications

#### a. Key legislative instruments implementing the Withdrawal Agreement

Recognition of Foreign Professional Qualifications Act. Consolidated version is available here: [Recognition of Foreign Professional Qualifications Act–Riigi Teataja](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

There was no need for additional administrative documents. Information about recognition of foreign professional qualification can be found on the Education and Youth Board website (EE ENIC/NARIC Centre): <https://harno.ee/en/development-and-qualifications/qualifications/professional-recognition>.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0

A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## IRELAND

Report for 2023

### 1) Residence rights

Ireland operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued free of charge.

United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status. Such document must be issued upon voluntary application.

Third-country family members of United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status.

United Kingdom nationals are not anymore able to use their old residence documents issued under EU law on free movement of EU citizens since 31 December 2020.

Ireland has not put in place more favourable residence conditions.

Ireland has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Ireland has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of residence rights.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Administrative documents giving guidance on the implementation of the Withdrawal Agreement

[UK WITHDRAWAL FROM THE EU.pdf \(irishimmigration.ie\)](#)

[Impact-of-Brexit-on-UK-Nationals-in-Ireland-and-their-non-EEA-national-family-members-March-2022.pdf](#)

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

Due to Common Travel Area arrangements between Ireland and the UK and associated rights to reside and work, UK nationals who are beneficiaries of the Withdrawal Agreement are under no obligation to apply for nor register their residence with the Irish authorities.

Ireland therefore does not hold data on the total number of UK nationals who may be resident beneficiaries under the Withdrawal Agreement.

C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	113
C1	Number of entry visas granted in the reporting year	27
C2	Number of entry visas applications refused in the reporting year	72
C3	Total number of entry visa applications pending at the end of the reporting year	14

## 2) Rights of employed and self-employed frontier workers

In Ireland, beneficiaries of the Withdrawal Agreement not obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

Ireland has adopted no specific legislative instruments to implement the Withdrawal Agreement on the rights of frontier workers.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

Due to Common Travel Area arrangements between Ireland and the UK and associated rights to reside and work, UK nationals who are beneficiaries of the Withdrawal Agreement are under no obligation to register a permission with the Irish authorities.

Ireland therefore does not hold data on the total number of UK nationals who may have an entitlement to a registration under the Withdrawal Agreement.

## 3) Co-ordination of social security schemes

Ireland opted into the derogation as provided for by Article SSC 11 of the Protocol on Social Security concerning applicable legislation and Detached Workers.

### a. Key legislative instruments implementing the Withdrawal Agreement

Ireland has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

The implications of the Withdrawal Agreement in the field of Social Security are considered in a holistic way in the case of Ireland. Guidance to the public on issues arising is contained on the Government of Ireland website and can be found within <https://www.gov.ie/en/organisation-information/6f4f07-brexite/#>.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

Given the guidance received concerning the statistical data for the completion of this report, the data under Unemployment Benefits relates to 2022, whereas the data under Family Benefits relates to 2023.

[Applicable legislation \(Portable Document A1\)](#) – N/A.

[Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#) - S2s for 2023: 656

[Pensions](#) – 853

[Unemployment benefits \(Portable Documents U1 and U2\)](#)

- Portable Documents U1: The Department of Social Protection in Ireland does not record statistical data on cases where social security contributions from different Member States are aggregated for the purposes of unemployment benefits.
- Portable Documents U2: The Department of Social Protection in Ireland issued 9 Portable Documents U2 in respect of persons going to the UK to seek employment.

### [Family benefits](#)

The Department of Social Protection in Ireland recorded 1404 persons entitled to family benefits paid in respect of 3132 family members who were resident in the United Kingdom.

## 4) Recognition of professional qualifications

Regulatory bodies in Ireland have engaged with their counterparts in the United Kingdom to put arrangements in place to maintain continuity of professional qualifications in the context of mobility under the Common Travel Area.

### a. Key legislative instruments implementing the Withdrawal Agreement

As part of the Withdrawal of the United Kingdom from the European Union (Consequential Provisions) Act 2020, provision was made to resolve qualifications for those working in the F Gases Sector.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

Administrative procedures (namely third country recognition policies and procedures) are held by each of the appropriate regulatory bodies.

## e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	2 053
A1	Number of applications granted in the reporting year	1 446
A2	Number of applications refused in the reporting year	291
A2a	Out of A2, number of applications that were invalid	198
A2b	Out of A2, number of applications that were withdrawn by applicants	32
A3	Number of applications that are still pending at the end of the reporting year	316

The data provided by relevant competent authorities is not broken down into applications carried over from the Withdrawal Agreement and those which relate to procedures under national law. However, given the passage of time the likelihood is that the vast majority, if not all, of these decisions reported would have been made under the competent authorities' own powers and not reliant on the provisions of the Withdrawal Agreement.

Statistics are provided in respect of the following professions:

Architects, Property Service Providers, Paramedics, Advanced Paramedics, Emergency Medical Technicians, Solicitors, Teachers, Pharmacists, Early Childhood Educators, Barristers, Registered Gas Installers, Registered Electrical contractors, CSCS professions, Speech & Language Therapists, Dietitians, Dispensing Opticians, Medical Scientists, Occupational Therapists, Optometrists, Physiotherapists, Podiatrists, Radiation Therapists, Radiographers, Social Workers, Dental Hygienists, Dental Nurses, Dentists, Oral Surgeons, Orthodontists, Nurses & Midwives.



# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## GREECE

Report for 2023

### 1) Residence rights

Greece operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued for a charge of 16 EUR.

United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries. Such document must be issued upon voluntary application.

Third country nationals (non-EU or UK nationals), family members of a UK national, who were already residing in Greece under EU law, have to apply for the new residence permit at the immigration authority of their place of residence. Third country nationals who enter Greece after 1st January 2021 and are family members of a UK national, beneficiary of the Withdrawal Agreement, are required to submit an application within three months from the date of their arrival in the country.

United Kingdom nationals are able to use their old residence documents issued under EU law on free movement of EU citizens for their transactions with the public sector for administrative procedures, as proof of their previous status as mobile EU citizens in Greece. Please note that United Kingdom nationals, who hold old residence documents, issued under EU law and proceed to their application for the residence document under the Withdrawal Agreement, submit these documents to the competent police authorities as documentation and as a result, they cease to hold them.

Greece has not put in place more favourable residence conditions.

Greece has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Law 4652/2020 for arrangements for the withdrawal of the United Kingdom from the European Union and other provisions (Government Gazette A ' 9/ 23-01-2020), as it has been amended by Law 4686/2020 (Government Gazette A ' 12-05-2020).

Joint Ministerial Decree of Ministers of Citizen Protection and Migration and Asylum 4000/1/113-a'/14-10-2020, for the definition of the competent authorities for issuance of residence documents, for United Kingdom nationals and their family members, as well as specific issues for the implementation of the Withdrawal Agreement of the United Kingdom from the European Union. (Government Gazette B ' 4610/ 19-10-2020).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Useful information on the implementation of the Withdrawal Agreement in Greece can be found on the Greek Brexit website at the link: <https://brexit.gov.gr/>, on the website of the Hellenic Police at the link: <https://www.astynomia.gr/citizens-guide/documentation/alien-issues/united-kingdom-nationals-and-their-family-members-also-united-kingdom-nationals-who-are-beneficiaries-of-the-agreement-on-the-withdrawal-of-the-united->

[kingdom-from-the-european-union/?lang=en](#) (Q&A Questions for UK nationals) and on the website of the Ministry of Migration and Asylum at the link: <https://migration.gov.gr/en/migration-policy/metanasteusi-stin-ellada/brexit/> where Circular 507/21 containing guidelines on the implementation of provisions regarding residence rights of third country nationals, family members of UK citizens has been uploaded (available [here](#), in Greek).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (15 March 2024)	25 000
A1	Total number of residence applications made since the domestic residence scheme launched and until 26 February 2024	20 293
A2	Total number of residence applications decided	20 293
A2a	Total number of residence applications granted as pre-permanent residence	7 529
A2b	Total number of residence applications granted as permanent residence	12 684
A2c	Total number of residence applications refused	80
A2c1	Out of A2c, total number of residence applications that were invalid	66
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	4
B	Number of residence applications made in the reporting year	1 929
B1	Number of in time residence applications made in the reporting year	1 929
B1a	Number of residence applications granted as pre-permanent residence	753
B1b	Number of residence applications granted as permanent residence	1 123
B1c	Number of residence applications refused	53
B1c1	Out of B1c, number of residence applications that were invalid	52
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	0
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	0
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

## 2) Rights of employed and self-employed frontier workers

### a. Key legislative instruments implementing the Withdrawal Agreement

The Withdrawal Agreement is directly applied.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Number of applications made in the reporting year	Data not available
A1	Number of applications granted in the reporting year	
A2	Number of applications refused in the reporting year	
A2a	Out of A2, number of applications that were invalid	
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Law 4652/2020: National legislation on rights of United Kingdom nationals in Greece and other issues related to Brexit. The text is available here: <https://www.e-nomothesia.gr/kat-allodapoi/nomos-4652-2020-phek-9a-23-1-2020.html> .

#### b. Key legislative instruments adopted or amended in the reporting year

Ministerial Decree regarding the terms of medical treatment for United Kingdom nationals who are beneficiaries of the Withdrawal Agreement. The text is available here: <https://www.enomothesia.gr/kat-ygeia/perithalipse/koine-pourgike-apophase-eale-gp-5818-2021.html> .

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information concerning access of United Kingdom nationals to medical treatment during their temporary stay in Greece, using different forms of the EHIC card and United Kingdom nationals with permanent residency in Greece, holders of S1 form who have obtained AMKA. The text is available here: <https://eu-healthcare.eopyy.gov.gr/wp-content/uploads/2021/05/%CE%91%CE%BD%CE%B1%CE%BA%CE%BF%CE%B9%CF%8E%CF%83%CE%B5%CE%B9%CF%82-BREXIT-converted.pdf>

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

Statistical data not available.

### 4) Recognition of professional qualifications

#### a. Key legislative instruments implementing the Withdrawal Agreement

Greece has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of recognition of professional qualifications. The Agreement is directly applied.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	Data not available
A1	Number of applications granted in the reporting year	
A2	Number of applications refused in the reporting year	
A2a	Out of A2, number of applications that were invalid	
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

# REPORT ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT PURSUANT TO ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## SPAIN

Report for 2023

### 1) Residence rights

Spain operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on the 6 July 2020. Residence documents have been issued in the EU's uniform physical format form since the 6 July 2020. Residence documents are issued for a fee of 12 EUR.

To obtain this EU's uniform physical format the procedure varies depending on whether the UK national had a residence document issued under EU law or not, being easier if it was the case. New information further clarifying the impact of the application of the Entry/Exit system will soon be publicly available for citizens.

Spain has not put in place more favourable residence conditions. Spain has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

The key legislative instrument implementing the application of the Withdrawal Agreement is the resolution signed by the Director General of Migrations and the Director General of the Police, resolution of 2 July 2020.

You can find the Spanish version here: <https://www.boe.es/boe/dias/2020/07/04/pdfs/BOE-A-2020-7276.pdf>.

A courtesy English translation of the resolution is available here: [https://www.lamoncloa.gob.es/brexit/preparacion2/Documents/050820\\_1\\_%20Instrucci%C3%B3n%20conjunta%2020Brexit%20documento%20residencia\\_EN\\_.pdf](https://www.lamoncloa.gob.es/brexit/preparacion2/Documents/050820_1_%20Instrucci%C3%B3n%20conjunta%2020Brexit%20documento%20residencia_EN_.pdf).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance about the rights of the United Kingdom nationals and their family members residing in Spain can be found on the Ministry's website: [https://www.inclusion.gob.es/en/brexit\\_en/residents-and-workers-in-spain](https://www.inclusion.gob.es/en/brexit_en/residents-and-workers-in-spain).

Moreover, a guide with the FAQ about the situation of United Kingdom nationals and their family members residing in Spain has been provided. It will be recently updated (September 2024). Consolidated version of the guide is available: <https://www.inclusion.gob.es/documents/20121/1013077/GUIA-BREXIT-ES.pdf/5b3b2a3e-3f5f-7303-8327-cb2c21988ebe?t=1653051428372>.

Courtesy English translation of the original guide dated 30 December 2020 (not the current version) is available here: <https://www.inclusion.gob.es/documents/20121/1013077/Gu%C3%ADa+Brexit+EN+actualizada.pdf/7cc22454-0881-83ba-cb4a-23f1691aaf64?version=3.0&t=1654674827976&download=false>.

In addition to this, Spanish authorities have worked - and continue to work closely - with the British Embassy in Madrid. Thanks to this cooperation, the Spanish authorities have produced a number of joint videos and have also shared various joint messages in order to improve confidence and to provide security to United Kingdom nationals and their family members living in Spain. The Spanish authorities have also shared information via the "Tripartite Labour Commission of Immigration" with trade unions and business organisations.

## d. Key domestic jurisprudence from the reporting year

There have been several judicial pronouncements about Brexit. Some are about the need to prove residence before the end of the transition period. British citizens have applied to be documented as beneficiaries of the Withdrawal Agreement not having resided in Spain or complying with the requirements set in the Withdrawal Agreement, hence, judges are resolving that they are not eligible to be treated as beneficiaries of the Withdrawal Agreement. Some of the judicial resolutions are about United Kingdom nationals living in Spain without medical insurance as required by EU law, in which cases the requirements to be treated as beneficiaries of the Withdrawal Agreement are not met.

## e. Statistical data

A	Last estimated number of residents benefiting from the Withdrawal Agreement (December 2023)	412 752
A1	Total number of residence applications submitted since the introduction of the national residence scheme and up to 22 July 2024	224 387
A2	Total number of residence applications decided	223 888
A2a	Total number of residence applications granted as pre-permanent residence	95 569
A2B	Total number of applications for residence granted as permanent residence	118 076
A2c	Total number of applications for residence denied	9 903
A2c1	From A2c, total number of applications for residence that were not valid	5 858
A2c2	Of A2c, total number of applications for residence withdrawn by applicants	Data not available
B	Number of residence applications submitted in the reference year	
B1	Number of applications for residence over time submitted in the reference year	12 480
B1a	Number of residence applications granted as pre-permanent residence	2 949
B1b	Number of residence applications granted as permanent residence	8 596
B1c	Number of applications for residence denied	757
B1c1	Starting with B1c, number of residence applications that were not valid	447
B1c2	B1c, number of applications for residence withdrawn by applicants	Data not available
B1d	Outside B1, total number of pending on-time residence applications at the end of the reference year	176
C	Number of entry visa applications submitted in the reference year by family members wishing to join the beneficiary in accordance with Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reference year	
C2	Number of rejected entry visa applications in the reference year	
C3	Total number of pending entry visa applications at the end of the reference year	

## 2) Rights of frontier workers and self-employed persons

In Spain, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application. The frontier worker scheme opened for applications in December 2020. The documents identifying their frontier workers' rights are issued in physical form. The documents are issued for a fee of 12 EUR.

### a. Key legislative instruments implementing the Withdrawal Agreement

The instrument implementing this area of the Withdrawal Agreement is the administrative instruction agreed by the Director General of Migrations and the Director General of the Police. The Spanish version can be found here: [https://www.policia.es/miscelanea/extranjeros/report\\_instruccion\\_conjunta\\_brexit\\_documento\\_residencia\\_18\\_4\\_fin\\_al\\_2.pdf](https://www.policia.es/miscelanea/extranjeros/report_instruccion_conjunta_brexit_documento_residencia_18_4_fin_al_2.pdf).

## b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

## c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance about this area of the Withdrawal Agreement can be found at the Ministry's website: <https://www.inclusion.gob.es/en/w/residents-and-workers-in-spain>.

Moreover, the instrument implementing this area of the Withdrawal Agreement is the aforementioned administrative instruction agreed by the Director General of Migrations and the Director General of the Police.

The Spanish version can be found here:

[https://www.policia.es/miscelanea/extranjeros/report\\_instruccion\\_conjunta\\_brexit\\_documento\\_residencia\\_18\\_4\\_fin\\_al\\_2.pdf](https://www.policia.es/miscelanea/extranjeros/report_instruccion_conjunta_brexit_documento_residencia_18_4_fin_al_2.pdf).

## d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Number of applications submitted in the reference year	1
A1	Number of applications granted in the reference year	0
A2	Number of applications rejected in the reference year	1
A2a	From A2, number of invalid applications	1
A2B	Of A2, number of applications withdrawn by applicants	0
A3	Number of applications pending at the end of the reference year	0

## 3) Coordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

Royal Decree-Law 38/2020 of 29 December 2020 adopting measures to adapt to the situation of the United Kingdom of Great Britain and Northern Ireland as a third State following the end of the transitional period provided for in the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community of 31 January 2020.

<https://www.boe.es/buscar/act.php?id=BOE-A-2020-17266>

### b. Key legislative instruments adopted or amended in the reporting year

This year, Spain has not adopted or amended any specific legislative instrument to implement the Withdrawal Agreement on the coordination of social security systems. Its rules apply directly.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

There is also information and a guidance available on healthcare, which can be consulted at the following link. The Ministry of Inclusion, Social Security and Migration reports on its website on the rights of citizens affected by Brexit:

<https://www.inclusion.gob.es/brexit/seguridad-social>

#### d. Key domestic jurisprudence from the reporting year

No notable judgment on the Withdrawal Agreement and the coordination of social security systems of Spanish courts or courts in 2023.

#### e. Statistical data

[Regulation Act \(Portable Document A1\)](#)

	TOTAL	United Kingdom	GIBRALTAR
REGL. 883/2004			
11.4	67	59	8
11.5	0	0	0
12.1	12 617	9 675	2 942
12.2	460	240	220
13.1	616	593	23
13.2	16	16	0
REGL. 1408/71			
14.2b	0	0	0
<b>TOTAL INITIAL DISPLACEMENT</b>	<b>13 776</b>	<b>10 583</b>	<b>3 193</b>
16	81	55	26
<b>IN TOTAL (EXTENSION – EXTENSION)</b>	<b>81</b>	<b>55</b>	<b>26</b>
<b>TOTAL</b>	<b>13 587</b>	<b>10 368</b>	<b>3 219</b>

[Cross-border healthcare \(ETS, portable documents S1 and S2\)](#)

**Residence in the other State, issued by Spain between 1 January 2023 and 31 December 2023**

- S1 issued by Spain: 78
- S072 issued by Spain: 10

**Residence in the other State, issued by the United Kingdom between 1 January 2023 and 31 December 2023**

- S1 issued by the United Kingdom registered by SBUC02 initiated by Spain: 10 718



- S072 issued by the United Kingdom: 197

#### Residence in the other State, documents issued by Spain and valid on 31 December 2023

- E106-E109/E121 issued by Spain and still available: 103
- S1/S072 issued by Spain and remains valid: no data available

#### Residence in the other State, documents issued by the United Kingdom and valid on 31 December 2023

- E106-E109/E121 issued by the United Kingdom and remains valid: 76 201
- S1/S072 issued by Spain and remains valid: no data available

#### Scheduled assistance in the other State, S2 documents issued by Spain between 1 January 2023 and 31 December 2023

- S2 issued by Spain: 20

[Pensions](#): 1661

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

The key legislative instrument implementing this area of the Withdrawal Agreement in this area is Article 4 of Real Decreto-ley 38/2020, de 29 de diciembre, por el que se adoptan medidas de adaptación a la situación de Estado tercero del Reino Unido de Gran Bretaña e Irlanda del Norte tras la finalización del periodo transitorio previsto en el Acuerdo sobre la retirada del Reino Unido de Gran Bretaña e Irlanda del Norte de la Unión Europea y de la Comunidad Europea de la Energía Atómica, de 31 de enero de 2020.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

There are two main webpages with information on the recognition of British qualifications:

- <https://www.lamoncloa.gob.es/brexit/preparacion2/Paginas/070319-cualificaciones.aspx>
- Ministerio de Universidades: <https://www.universidades.gob.es/brexit/>
- Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### d. Statistical data

A	Number of applications submitted under Article 28 of the Withdrawal Agreement in the reference year	Data not available
A1	Number of applications granted in the reference year	
A2	Number of applications rejected in the reference year	
A2a	From A2, number of invalid applications	
A2b	Of A2, number of applications withdrawn by applicants	
A3	Number of applications pending at the end of the reference year	

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## FRANCE

Report for 2023

### 1) Residence rights

France operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 19 October 2020. Residence documents have been issued in the EU's uniform physical format form since 19 November 2020. Residence documents are issued free of charge. The deadline for application under Article 18(1)(b) of the Withdrawal Agreement is 6 October 2021.

France has put in place more favourable residence conditions with the following provisions:

- the situation of United Kingdom nationals married to a French national who has not completed mobility is taken into account;
- the right of permanent residence is recognized on the sole basis of a verification of the date of installation in France (no verification of the satisfaction of the conditions of right of residence for a period of five years);
- the condition of uninterrupted residence of five years prior to the right of permanent residence, provided for in the Withdrawal Agreement, is not included;
- the maintenance of the worker's rights is granted without time limit, regardless of how long the worker had been employed before.

France has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Decree No. 2020-1417 of 19 November 2020 concerning the entry, stay, professional activity and social rights of foreign nationals who are beneficiaries of the Withdrawal Agreement of the United Kingdom of Great Britain and Northern Ireland of the European Union and the European Atomic Energy Community, as amended by decree No. 2021-1236 of 27 September 2021. Consolidated version is available [here](#). Order of 20 November 2020 setting the list of documents to be provided by United Kingdom nationals and their family members for the issue of the residence permit or of the movement document bearing the mention "Withdrawal Agreement of the United Kingdom from the EU". The text is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information on the processing of applications for a residence permit from United Kingdom nationals and other foreign nationals who are family members, beneficiaries of the Withdrawal Agreement of the United Kingdom from the European Union concluded on 17 October 2019. The text is available [here](#).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (estimation based on the 2020 census of the National Institute of Statistics and Economic Studies)	141 870
A1	Total number of residence applications made since the domestic residence scheme launched and until 31 December 2023	169 589
A2	Total number of residence applications decided	169 243 <sup>1</sup>
A2a	Total number of residence applications granted as pre-permanent residence	41 632
A2b	Total number of residence applications granted as permanent residence	105 914
A2c	Total number of residence applications refused	13 017
A2c1	Out of A2c, total number of residence applications that were invalid	3624
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	9393
B	Number of residence applications made in the reporting year	1 390
B1	Number of in time residence applications made in the reporting year	1 390 <sup>2</sup>
B1a	Number of residence applications granted as pre-permanent residence	361 <sup>3</sup>
B1b	Number of residence applications granted as permanent residence	1128 <sup>4</sup>
B1c	Number of residence applications refused	40
B1c1	Out of B1c, number of residence applications that were invalid	Data not available
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	
B1d	Out of B1, total number of in time residence applications pending at the end of the year	157
B2	Number of late residence applications made in the reporting year	Data not available <sup>4</sup>
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	
B2c2	Out of B2c, number of late residence applications granted as permanent residence	
B2c3	Out of B2c, number of late residence applications refused	
B2c3a	Out of B2c3, number of late residence applications that were invalid	
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	21
C1	Number of entry visas granted in the reporting year	16
C2	Number of entry visas applications refused in the reporting year	4
C3	Total number of entry visa applications pending at the end of the reporting year	3

<sup>1</sup> These figures also include rejections of applications filed several times by the same person (duplicates).

<sup>2</sup> This figure (as well as those presented in its sub-rows B1a/B1b/B1c/B1d) includes all the requests received in 2022, due to the impossibility to statistically distinguish the following categories of late residence applications:

- late residence applications which have to be justified on reasonable grounds;
- late residence applications which have not to be justified because the persons concerned belong to the categories of family members referred to in Article 10 e) ii) and iii) of the Withdrawal Agreement.

<sup>3</sup> The figures in rows B1a and B1b include also some applications made earlier than 2022.

<sup>4</sup> Our national statistics collection tool does not distinguish the late residence applications (which have to be justified on reasonable grounds) from the residence applications submitted after the submission deadline which have not to be justified because the persons concerned belong to the categories of family members referred to in Article 10 e) ii) and iii) of the Withdrawal Agreement. Thus it is not possible to fill in this part "B2", which is only dedicated to the first category of "late applications".

## 2) Rights of employed and self-employed frontier workers

In France, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights by the 1 July 2021. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 19 November 2020. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

Article 26 of decree No. 2020-1417 of 19 November 2020 concerning the entry, stay, professional activity and social rights of foreign nationals who are beneficiaries of the Withdrawal Agreement of the United Kingdom of Great Britain and Northern Ireland of the European Union and the European Atomic Energy Community, as amended by the decree No. 2021-1236 of 27 September 2021. Consolidated version is available [here](#).

Article 10 of the order of 20 November 2020 setting the list of documents to be provided by United Kingdom nationals and their family members for the issue of the residence permit or of the movement document bearing the mention "Withdrawal agreement of the United Kingdom from the EU". The text is available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information on the processing of applications for a residence permit from United Kingdom nationals and other foreign nationals who are family members, beneficiaries of the Withdrawal Agreement of the United Kingdom from the European Union concluded on 17 October 2019. The text is available [here](#).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

The French Ministry of Health has been associated with the adoption of the legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems: Décret n° 2020-1417 du 19 novembre 2020 concernant l'entrée, le séjour, l'activité professionnelle et les droits sociaux des ressortissants étrangers bénéficiaires de l'accord sur le retrait du Royaume-Uni de Grande-Bretagne et d'Irlande du Nord de l'Union européenne et de la Communauté européenne de l'énergie atomique, modifié par le décret n° 2021-1236 du 27 septembre 2021 / Decree No. 2020-1417 of 19 November 2020 concerning the entry, stay, professional activity and social rights of foreign nationals who are beneficiaries of the Withdrawal Agreement of the United Kingdom of Great Britain and Northern

Ireland of the European Union and the European Atomic Energy Community, as amended by the decree No. 2021-1236 of 27 September 2021.

Consolidated version is available at <https://www.legifrance.gouv.fr/loda/id/JORFTEXT000042538704/2023-04-07/>. There is no English translation available.

For other Decree and order see above section 1.a) and 1.b).

## b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

## c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

France has not adopted any specific administrative documents to implement the Withdrawal Agreement on the coordination of social security systems. Its rules apply directly. Meanwhile, the Ministry of Health had led an official communication plan. A press kit has been published on the different institutional websites:

- i. Press kit, Brexit, Decembre 14th 2020 : [BREXIT : fin de la période de transition au 31 décembre 2020 - Ministère du travail, de la santé et des solidarités \(sante.gouv.fr\)](#)  
In FR: [DP DSS Brexit fin période transition au 30 12 2021-.pdf \(securite-sociale.fr\)](#)  
In EN: [DP DSS Brexit -the transition period ends -.pdf \(securite-sociale.fr\)](#)
- Brexit presentation of Cleiss' website :  
In FR : <https://www.cleiss.fr/brexit/index.html>  
In EN : [https://www.cleiss.fr/brexit/index\\_en.html](https://www.cleiss.fr/brexit/index_en.html)
- ii. Webinaire on Brexit and social security organized by Cleiss on 03.12.2020  
<https://www.youtube.com/watch?v=3GMYaep5Wic>
- iii. Questions & Answers on the website of the Ministry of Health:  
[Brexit | vos questions / nos réponses - Ministère du travail, de la santé et des solidarités \(sante.gouv.fr\)](#)  
[Brexit | Vous êtes un particulier - Ministère du travail, de la santé et des solidarités \(sante.gouv.fr\)](#)  
[Brexit | Vous êtes un professionnel - Ministère du travail, de la santé et des solidarités \(sante.gouv.fr\)](#)
- iv. Questions 1 Answers on the website of the Cleiss (Centre des Liaisons Européennes et Internationales de Sécurité Sociale, French liaison body)  
In FR: [FAQ - Brexit \(cleiss.fr\)](#)  
In EN: [FAQ - Brexit \(cleiss.fr\)](#)
- v. Email adress used to answer questions from individuals on the Withdrawal agreement (and those rerouted from the Ministry of Labour): [Brexit@cleiss.fr](mailto:Brexit@cleiss.fr)
- vi. Website [www.brexit.gouv.fr](http://www.brexit.gouv.fr)

Different internal guidance notes have been sent to the bodies and social security institutions. Specific meetings with the social security bodies and the British Embassy in France have been organized on this subject. The social security institutions published also several guidance notes on their websites:

CNAV Caisse nationale d'assurance vieillesse: in FR [circulaire\\_cnav\\_2022\\_08\\_22032022.pdf \(lassuranceretraite.fr\)](#)

CNAM Caisse nationale d'assurance maladie: in FR [CIRCULAIRE \(ameli.fr\)](#)

CNAF Caisse nationale des allocations familiales: in FR [IT 2021-006 Mise en oeuvre Brexit.pdf \(caf.fr\)](#)

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

##### Applicable legislation (Portable Document A1) – Reference year 2022

Total number of PDs A1 issued by FR to the UK (according to Article 12 of the Basic Regulation): 9 316

Total number of PDs A1 issued by FR to the UK (according to Article 16 of the Basic Regulation): 14

Total number of PDs A1 issued by the UK to FR: 680

##### Cross-border health care (EHIC, Portable Documents S1 and S2) – Reference year 2022

1) EHIC – Unplanned necessary cross-border healthcare

Number of claims received by FR for the payment of necessary healthcare received abroad (in the UK): 814

Amount paid (in EUR) by FR for necessary healthcare received abroad, total: 41 617 EUR

Number of claims issued by FR (Member State of treatment) for necessary healthcare: 5 045

Amount received (in EUR) by FR (Member State of treatment) for necessary healthcare, total: 15 353 639 EUR

2) PDs S1 – The entitlement to and use of sickness benefits by persons residing in a Member State other than the competent Member State

Number of PDs S1 issued by FR to insured persons, stock in 2022: 478

Number of PDs S1 issued by FR to insured persons in 2022: 28

Number of PDs S1 received by FR from the UK for insured persons, stock in 2022: 46 737

Number of PDs S1 received by FR from the UK for insured persons in 2022: 2 968

Number of claims received by FR (the competent Member State) for the payment of healthcare received in the UK by persons with a PD S1: 0

Amount to be paid by FR (the competent Member State) for healthcare received in the UK by persons with a PD S1, in EUR: 0

Number of claims issued by FR (the Member State of treatment) for the reimbursement of costs for persons with a PD S1 having received healthcare in the UK: 117 200

Amount to be received by FR (the Member State of treatment) as reimbursement of costs for persons with a PD S1 having received healthcare in the UK, in EUR: 177 066 863 EUR

3) PDs S2 – Planned cross-border healthcare

Number of PDs S2 issued by FR: 11

Number of PDs S2 received by FR: 18

Number of claims received by FR (the competent Member State) for the payment of planned healthcare received in the UK by persons with a PD S2: 0

Amount to be paid by FR (the competent Member State) for planned healthcare received in the UK by persons with a PD S2, in EUR: 0

Number of claims issued by FR (the Member State of treatment) for the reimbursement of costs for persons with a PD S2 having received planned healthcare: 72

Amount to be received by FR (the Member State of treatment) as reimbursement of costs for persons with a PD S2 having received planned healthcare, in EUR: 137 893 EUR

##### Pensions – Reference year 2022

Total number of pensions paid by FR to pensioners who reside in the UK, all types of pensions:

- Old-age pensions: 16293 (65 653 246 EUR)
- Survivor's pension: 1690 (8 155 569 EUR)
- Invalidity pension: 32 (277 359 EUR)

Total number of pensions paid by the UK to pensioners who reside in FR, all types of pensions: 69 139

## Unemployment benefits (Portable Documents U1 and U2) – Reference year 2022

The number of aggregations of periods for unemployment (PDs U1 issued by FR as competent Member State): 309  
Total number of PDs U2 issued by FR to the UK: 8  
Total number of PDs U2 issued by the UK to FR: 5

## Family benefits – Reference year 2022

Export of family benefits by the number of households: 10  
Export of family benefits by the number of family members involved: 49  
Export of family benefits by expenditure (in EUR): 26 903 EUR

### 4) Recognition of professional qualifications

#### a. Key legislative instruments implementing the Withdrawal Agreement

France has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of recognition of professional qualifications. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence has been adopted in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

Article 28 of the Withdrawal Agreement enabled Member states to complete the procedure of recognition of professional qualifications introduced before the end of the transition period. These requests introduced before 31 December 2020 were processed in 2021. No new applications can be made under Article 28, therefore there are no applications for 2023.

Please note that UK qualifications acquired before 31/12/2020 and held by EU citizens are recognised under directive 2005/36/CE. The statistics for such recognition procedures are available in the Commission's RegProf database (<https://ec.europa.eu/growth/tools-databases/regprof/>).



# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## THE REPUBLIC OF CROATIA

Report for 2023

### 1) Residence rights

The Republic of Croatia operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued for a charge of 13,27 EUR.

United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status.

Third-country family members of United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status.

For Withdrawal Agreement beneficiaries, instructive deadline for registration was set at 30 June 2021; or 6 months after entry into the Republic of Croatia. Withdrawal Agreement beneficiaries can only be subject to money fine (20 EUR) if instructive deadline is not met and they are not precluded from registering later as Withdrawal Agreement beneficiaries.

United Kingdom nationals are not anymore able to use their old residence documents issued under EU law on free movement of EU citizens since 1 January 2021, as they are declared as invalid. However, there is no doubt about the evidentiary effect of previously issued documents under EU law on free movement in proving Withdrawal Agreement beneficiary status. As declaratory scheme was further confirmed by national legislation, possession of a new residence permit issued under the Withdrawal Agreement is not a prerequisite for exercising rights or carrying out administrative formalities referred to in Title II, Chapter 1 of the Withdrawal Agreement given that other evidence may also be provided as proof of Withdrawal Agreement beneficiary status (including old residence documents issued under EU law on free movement).

The Republic of Croatia has not put in place more favourable residence conditions.

#### a. Key legislative instruments implementing the Withdrawal Agreement

The Act on the amendments to the Act on EEA nationals and their family members (Official Gazette, No 144/20), is available [here](#) (Croatian only). The Act on the amendments to the Act on EEA nationals and their family members (Official Gazette, No 114/22), is available [here](#) (Croatian only), applicable as of 1 January 2023 (due to accession to euro area).

Amendments to the Ordinance on EEA nationals and their family members (Official Gazette, No 148/20, 86/21), available [here](#) and [here](#) (Croatian only). Amendments to the Ordinance on EEA nationals and their family members (Official Gazette, No 155/22), available [here](#) (Croatian only), applicable as of 1 January 2023 (due to accession to euro area).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.



### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information available via web page: <https://mup.gov.hr/vijesti/information-concerning-the-future-relations-between-the-united-kingdom-and-the-european-union/283273>.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (end 2020)	1 100
A1	Total number of residence applications made since the domestic residence scheme launched and until 24 April 2024	1 126
A2	Total number of residence applications decided	1 099
A2a	Total number of residence applications granted as pre-permanent residence	747
A2b	Total number of residence applications granted as permanent residence	332
A2c	Total number of residence applications refused	20*
A2c1	Out of A2c, total number of residence applications that were invalid	*
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	19
B	Number of residence applications made in the reporting year	108
B1	Number of in time residence applications made in the reporting year	108
B1a	Number of residence applications granted as pre-permanent residence	51
B1b	Number of residence applications granted as permanent residence	36
B1c	Number of residence applications refused	4**
B1c1	Out of B1c, number of residence applications that were invalid	**
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	4
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	15
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	***
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

\* There is no distinction if application was refused based on procedural grounds or on substance.

\*\* There is no distinction if application was refused based on procedural grounds or on substance.

\*\*\* Data not available. The information regarding visa application under C, C1, C2 and C3 are not available because it is not possible to distinguish Visa applications based on article 14(3) of the Withdrawal Agreement from other visa applications in the current version of the Croatian visa information systems (HVIS).

## 2) Rights of employed and self-employed frontier workers

In the Republic of Croatia, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights are issued in physical form. The documents are issued for a fee of 29,86 EUR.

### a. Key legislative instruments implementing the Withdrawal Agreement

The Act on the amendments to the Act on EEA nationals and their family members (Official Gazette, No 144/20), is available [here](#) (Croatian only).

The Act on the amendments to the Act on EEA nationals and their family members (Official Gazette, No 114/22), is available [here](#) (Croatian only), applicable as of 1 January 2023 (due to accession to euro area).

Amendments to the Ordinance on EEA nationals and their family members (Official Gazette, No 148/20, 86/21), available [here](#) and [here](#) (Croatian only).

Amendments to the Ordinance on EEA nationals and their family members (Official Gazette, No 155/22), available [here](#) (Croatian only), applicable as of 1 January 2023 (due to accession to euro area).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information available via web page: <https://mup.gov.hr/vijesti/information-concerning-the-future-relations-between-the-united-kingdom-and-the-european-union/283273>.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Croatia has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

[Applicable legislation \(Portable Document A1\)](#)

There are no data related only to the Withdrawal Agreement.

[Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

It is not possible for us to distinguish between forms and documents issued and received according to Withdrawal Agreement from those issued and received according to TCA. The data we have provided therefore comprises documents issued and received according to both of these Agreements.

Additionally, the relevant reporting period is from 01.01.2022. until 31.12.2022, since we have still not started collecting the data for 2023.

## S1

In 2022 there were 92 S1 forms received from UK. On 31.12.2022. there were 226 S1 forms issued by UK that were still valid in Croatia. In 2022 Croatia has issued 8 documents S1 for UK, and until 31.12.2022 there were 9 S1 documents issued by UK still valid in Croatia.

## S2

There were 2 S2 documents used in Croatia that were issued by UK in 2022. There were 5 S2 issued in Croatia in 2022 for use in UK.

## EHIC

As for EHIC cards, there were 1224 UK EHIC-s used in Croatia in 2022. 26 Croatian EHIC-s were used in UK in 2022.

## Pensions

Croatia pays pensions in the UK for 104 beneficiaries.

## Unemployment benefits (Portable Documents U1 and U2)

Between 1 January and 31 December 2023 there were 6 unemployment benefit claims submitted after periods of work in the United Kingdom. Out of these cases, one are still pending.

Between 1 January and 31 December 2023, Croatia issued no U1 and no U2 forms for cases concerning the UK.

## Family benefits

None.

## 4) Recognition of professional qualifications

The Act on regulated professions and recognition of foreign professional qualifications (OG 82/15, 70/19, 47/20) provides for recognition procedures for third-country qualifications within Chapter VIII, which is a slightly adjusted general system of recognition. These provisions apply to United Kingdom nationals after the end of the transition period (since 1st January 2021). There were no legislative changes regarding the United Kingdom withdrawal from the EU in the field of regulated professions and recognition of foreign professional qualifications.

### a. Key legislative instruments implementing the Withdrawal Agreement

No such instruments.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## ITALY

Report for 2023

### 1) Residence rights

Italy operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement.

The residence scheme opened for applications on 1 February 2020.

Residence documents have been issued in the EU's uniform physical format form since 19 February 2021. Residence documents are issued for a charge of 30,46 EUR, equal to the production cost of the document.

United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status. Such document must be issued upon voluntary application.

Third-country family members of United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status.

United Kingdom nationals are able to use their old residence documents issued under EU law on free movement of EU citizens until their expiry date.

Italy has not put in place more favourable residence conditions.

Italy has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Italy has adopted no specific legislative instruments to implement the Withdrawal Agreement.

The implementation of Decision (2020) 1114 final did not require the adoption of implementing legislation in Italy.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance about the rights of United Kingdom nationals and their family members residing in Italy can be found [here](#).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (6 December 2021)	33 776
A1	Total number of residence applications made since the domestic residence scheme launched and until 3 June 2024	19 502
A2	Total number of residence applications decided	17 726
A2a	Total number of residence applications granted as pre-permanent residence	8 662*
A2b	Total number of residence applications granted as permanent residence	9 047**
A2c	Total number of residence applications refused	17
A2c1	Out of A2c, total number of residence applications that were invalid	17
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	Data not available
B	Number of residence applications made in the reporting year	1 919
B1	Number of in time residence applications made in the reporting year	1 919
B1a	Number of residence applications granted as pre-permanent residence	919
B1b	Number of residence applications granted as permanent residence	1 000
B1c	Number of residence applications refused	0
B1c1	Out of B1c, number of residence applications that were invalid	0
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	Data not available
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	23
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	6
C1	Number of entry visas granted in the reporting year	6
C2	Number of entry visas applications refused in the reporting year	0
C3	Total number of entry visa applications pending at the end of the reporting year	0

\* 5-year validity \*\* 10-year validity

## 2) Rights of employed and self-employed frontier workers

In Italy, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. In Italy there are no registries of United Kingdom nationals commuting to Italy on a daily basis.

### a. Key legislative instruments implementing the Withdrawal Agreement

Italy has adopted no specific legislative instruments to implement the Withdrawal Agreement in the area of rights of frontier workers.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

The "Circolare" of the Italian Ministry of Interior of 30 December 2020 and its "Vademecum", which, at page 5, establishes:

*"The Withdrawal Agreement and the related Decision of the European Commission n. 1114 of 21.02.2020 recognize rights also in favour of the frontier workers and, if requested, the possibility to deliver an electronic document (note 7), with the same technical and security characteristics established by the Regulation (CE) n. 1030/2002 as modified by the Regulation (UE) 2017/1954. This document will consist in an electronic stay permit, issued according the "decreto legislativo" 6 February 2007, n. 30 with a written indication "Articolo 50 TUE — Frontier worker" and the*

specification "ART. 18.4 ACCORDO DI RECESSO UE-UK" ("ART. 18.4 ACCORDO DI RECESSO UE-UKfamiliare"), valid for five years."

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Italy has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly. Guidance has been provided to the competent institutions.

#### b. Key legislative instruments adopted or amended in the reporting year

Italy has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

INPS Circular n. 16 of 4<sup>th</sup> February 2020. BREXIT. Withdrawal agreement of the United Kingdom from the European Union.

[https://www.inps.it/it/it/inps-comunica/atti/circolari-messaggi-e-normativa/dettaglio.circolari-e-messaggi.2020.02.circolare-numero-16-del-04-02-2020\\_2350.html](https://www.inps.it/it/it/inps-comunica/atti/circolari-messaggi-e-normativa/dettaglio.circolari-e-messaggi.2020.02.circolare-numero-16-del-04-02-2020_2350.html)

INPS Circular n. 53 of 6<sup>th</sup> April 2021. BREXIT. Withdrawal agreement of the United Kingdom from the European Union. End of the transitional period. Provisional application of the Trade and Cooperation Agreement (TCA). Protocol on Social Security Coordination (PSSC). Clarifications on the Withdrawal Agreement (WA).

[https://www.inps.it/it/it/inps-comunica/atti/circolari-messaggi-e-normativa/dettaglio.circolari-e-messaggi.2021.04.circolare-numero-53-del-06-04-2021\\_11691.html](https://www.inps.it/it/it/inps-comunica/atti/circolari-messaggi-e-normativa/dettaglio.circolari-e-messaggi.2021.04.circolare-numero-53-del-06-04-2021_11691.html)

INPS Circular n. 98 of 8<sup>th</sup> July 2021. BREXIT. Withdrawal agreement of the United Kingdom from the European Union. End of the transitional period. Social benefits area. Provisional application of the Trade and Cooperation Agreement (TCA). Protocol on Social Security Coordination (PSSC). Clarifications on the Withdrawal Agreement (WA).

[https://www.inps.it/it/it/inps-comunica/atti/circolari-messaggi-e-normativa/dettaglio.circolari-e-messaggi.2021.07.circolare-numero-98-del-08-07-2021\\_11795.html](https://www.inps.it/it/it/inps-comunica/atti/circolari-messaggi-e-normativa/dettaglio.circolari-e-messaggi.2021.07.circolare-numero-98-del-08-07-2021_11795.html)

INPS Message n. 4805 of 22 December 2020. Applicable legislation. Withdrawal agreement of the United Kingdom from the European Union. Clarifications concerning the issue of A1 certificates for periods of work in the United Kingdom which expires after the end of the transition period (31 December 2020)

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

##### Applicable legislation (Portable Document A1)

- Portable Documents A1 issued in accordance with Article 12 of Regulation (EC) 883/2004: 0
- Portable Documents A1 issued in accordance with Article 13 of Regulation (EC) 883/2004: 34
- Portable Documents A1 issued in accordance with Article 16 of Regulation (EC) 883/2004: 28

##### Pensions

In the reporting year, 893 new old age pensions, 8 new invalidity pensions and 251 new survivors' pensions

##### Unemployment benefits (Portable Documents U1 and U2)

- Portable Documents U1 received from the UK: 4
- Portable documents U1 issued to the UK: 0
- Portable Documents U2 issued to the UK: 0
- Applications from the INPS insured: 49

##### Family benefits

- Applications from INPS insured: 6
- Applications from HMRC (UK): 193
- Applications from other Member States involving both HMRC and INPS: 4

### 4) Recognition of professional qualifications

#### a. Key legislative instruments implementing the Withdrawal Agreement

According to Commission's guidance, Directive 2005/36/EC applies to EU nationals holding a UK qualification obtained by the end of the transition period set out in the Withdrawal Agreement. The Directive applies also to UK citizens in the following cases:

- qualification acquired and recognised in one Member State before the end of the transition period set out in the Withdrawal Agreement;
- application pending at the time of the end of the transition period set out in the Withdrawal Agreement.

For more information: <https://www.politicheeuropee.gov.it/it/attivita/riconoscimento-qualifiche-professionali/qualifiche-uk/>.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative instruments implementing the Withdrawal Agreement have been adopted in the reporting year.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	10
---	--	----



A1	Number of applications granted in the reporting year	10
A2	Number of applications refused in the reporting year	
A2a	Out of A2, number of applications that were invalid	
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	3

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## CYPRUS

Report for 2023

### 1) Residence rights

Cyprus operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since 1 March 2021. Residence documents are issued for a charge of 30 EUR.

United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status. Such document must be issued upon voluntary application.

Third-country family members of United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status by expiration of their former EU Documents.

United Kingdom nationals can use their old residence documents issued under EU law on free movement of EU citizens until they voluntarily apply for the new Document as Beneficiaries of the Withdrawal Agreement, meanwhile the old residence documents issued under EU law can be used as means of proof of their right to reside in the Republic of Cyprus.

The Republic of Cyprus has not put in place more favourable residence conditions.

The Republic of Cyprus has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement. Cyprus as being a small country has made use of the derogations provided in the Withdrawal Agreement due to budget constraints.

#### a. Key legislative instruments implementing the Withdrawal Agreement

[https://www.cylaw.org/nomoi/enop/non-ind/2007\\_1\\_7/full.html](https://www.cylaw.org/nomoi/enop/non-ind/2007_1_7/full.html)

[https://www.moi.gov.cy/moi/crmd/crmd.nsf/DAD7D1E2A2C6BC52C225877500380E18/\\$file/THE%20RIGHT%20OF%20EU%20&%20CERTAIN%20UK%20CITIZENS%20TO%20MOVE%20AND%20RESIDE%20FREELY%20LAW.pdf](https://www.moi.gov.cy/moi/crmd/crmd.nsf/DAD7D1E2A2C6BC52C225877500380E18/$file/THE%20RIGHT%20OF%20EU%20&%20CERTAIN%20UK%20CITIZENS%20TO%20MOVE%20AND%20RESIDE%20FREELY%20LAW.pdf)

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

[https://www.moi.gov.cy/moi/crmd/crmd.nsf/uknational\\_en/uknational\\_en?OpenDocument](https://www.moi.gov.cy/moi/crmd/crmd.nsf/uknational_en/uknational_en?OpenDocument)

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (29 March 2023)	41 482
---	---	--------

A1	Total number of residence applications made since the domestic residence scheme launched and until 29 March 2023	8 225
A2	Total number of residence applications decided	7 240
A2a	Total number of residence applications granted as pre-permanent residence	2 841
A2b	Total number of residence applications granted as permanent residence	4 397
A2c	Total number of residence applications refused	32
A2c1	Out of A2c, total number of residence applications that were invalid	32
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	0
B	Number of residence applications made in the reporting year	2 688
B1	Number of in time residence applications made in the reporting year	Data not available
B1a	Number of residence applications granted as pre-permanent residence	604
B1b	Number of residence applications granted as permanent residence	1 761
B1c	Number of residence applications refused	23
B1c1	Out of B1c, number of residence applications that were invalid	23
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	0
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	947
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	0
C1	Number of entry visas granted in the reporting year	1 834
C2	Number of entry visas applications refused in the reporting year	61
C3	Total number of entry visa applications pending at the end of the reporting year	0

## 2) Rights of employed and self-employed frontier workers

In Cyprus beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application. In Cyprus due the geographical position there is not any interest so far for applications as Frontier Workers.

The frontier worker scheme is not opened for applications.

### a. Key legislative instruments implementing the Withdrawal Agreement

Cyprus has adopted no specific legislative instruments to implement the Withdrawal Agreement on the rights of employed and self-employed frontier workers.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0

A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

No legislative instruments were deemed necessary to implement the Withdrawal Agreement. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

<https://brexit.com.cy/>

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

[Applicable legislation \(Portable Document A1\)](#)

Data not available

[Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

Use of EHIC

In 2023 Cyprus has received 67 invoices concerning the use of EHIC in the UK.

In 2023 Cyprus has issued 862 invoices concerning the use of UK's EHIC in Cyprus.

S1

In 2023 Cyprus has received 655 S1s from UK insured persons.

In 2023 Cyprus has not issued any S1s for use in the UK.

S2

In 2023 Cyprus has issued 57 S2s for use in the UK.

In 2023 Cyprus has not received any S2s from the UK.

[Pensions in 2023](#)

1 467 pensions were exported in the UK.

[Unemployment benefits](#)

Portable Documents U1=0 and U2=0.

[Family benefits](#)

Data not available

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Cyprus has adopted no specific legislative instruments to implement the Withdrawal Agreement on the recognition of professional qualifications. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

<http://www.mlsi.gov.cy/mlsi/dl/dl.nsf/All/222687E29B65857AC225869D004B7B58?OpenDocument>

<https://brexit.com.cy/professional-qualifications2.html>

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	7
A1	Number of applications granted in the reporting year	7
A2	Number of applications refused in the reporting year	-
A2a	Out of A2, number of applications that were invalid	-
A2b	Out of A2, number of applications that were withdrawn by applicants	-
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## LATVIA

Report for 2023

### 1) Residence rights

Latvia operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 October 2020.

Residence documents have been issued in the EU's uniform physical format form since 4 January 2021.

Examination of an application is free of charge, the state duty for a residence eID card is 15 EUR (the same state duty Latvian citizens are charged for national eID cards).

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement was 30 June 2021.

Latvia has not put in place more favourable residence conditions.

Latvia has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Law on Judicial Cooperation and Protection of Persons' Rights during the Transition Period after the Withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union (<https://likumi.lv/ta/en/en/id/305836-on-judicial-cooperation-and-protection-of-persons-rights-during-the-transition-period-after-the-withdrawal-of-the-united-kingdom-of-great-britain-and-northern-ireland-from-the-european-union>).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

There is only one court case, the decision was made by Administrative District Court on 23 May 2023. This decision was appealed by an applicant and the decision by Administrative Regional court was made on 24 February 2024. The case is still ongoing as the Office of Citizenship and Migration Affairs has submitted ancillary complaint.

An applicant failed to submit his application to be recognized as a subject of the Withdrawal Agreement within deadline and finally was granted a permanent residence card as a family member of the EU citizen (a spouse and a child of an applicant had performed all procedures on time). An applicant insists on a recognition as a subject of the WA and not as a family member of a subject of the Withdrawal Agreement. The case is still to be examined by the Supreme Court.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement [01.01.2024]	850
A1	Total number of residence applications made since the domestic residence scheme launched and until 01.04.2024	884

A2	Total number of residence applications decided	884
A2a	Total number of residence applications granted as pre-permanent residence	618
A2b	Total number of residence applications granted as permanent residence	262
A2c	Total number of residence applications refused	4
A2c1	Out of A2c, total number of residence applications that were invalid	0
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	0
B	Number of residence applications made in the reporting year	0
B1	Number of in time residence applications made in the reporting year	0
B1a	Number of residence applications granted as pre-permanent residence	0
B1b	Number of residence applications granted as permanent residence	0
B1c	Number of residence applications refused	0
B1c1	Out of B1c, number of residence applications that were invalid	0
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	0
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	0
B2	Number of late residence applications made in the reporting year	0
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	0
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	0
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	0
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	0
B2c2	Out of B2c, number of late residence applications granted as permanent residence	0
B2c3	Out of B2c, number of late residence applications refused	0
B2c3a	Out of B2c3, number of late residence applications that were invalid	0
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	0
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	0
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

## 2) Rights of employed and self-employed frontier workers

In Latvia, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. If the frontier worker would apply for a document, s/he would be issued the same document as for all other beneficiaries of the Withdrawal Agreement.

### a. Key legislative instruments implementing the Withdrawal Agreement

No legislation regarding frontier workers. If there would be a case of frontier worker – beneficiary of the Withdrawal Agreement, the Withdrawal Agreement would be directly applied.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments have been adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

Latvia has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly Key legislative instruments implementing the Withdrawal Agreement

#### a. Key legislative instruments adopted or amended in the reporting year

Latvia has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No legislative instruments adopted or amended in the reporting year.

#### c. Key domestic jurisprudence from the reporting year

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

Please note that the statistical data is compiled by country (the UK) and refers to cases dealt with according to the Withdrawal Agreement and the EU-UK Trade and Cooperation Agreement.

#### [Applicable legislation \(Portable Document A1\)](#)

144 certificates 54 persons

#### [Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

- EHIC – there is no data collected on the use of GHIC in Latvia, but in 2023 Latvia has issued 113 claims (E125/S080) for necessary care that the UK nationals have received in Latvia and Latvia has received 288 claims (E125/S080) for necessary care that Latvian nationals have received in the UK.
- PD S1 – in 2023 Latvia has issued 23 PD S1 to persons residing in the UK, and there were 182 PD S1 still in force on 31.12.2023. During 2023 Latvia has received 12 PD S1 for persons residing in Latvia, and there were 44 PD S1 still in force on 31 December 2023.
- PD S2 - In 2023 no new PD S2 were issued or received, and no costs were reimbursed for previously issued PD S2.

#### [Pensions](#)



- Number of exported pensions paid to persons who receive an old-age, survivors' or disability pension from two or more countries of which one is the reporting Member State and who reside outside the reporting Member State – 40
- Number of exported pensions paid to persons who receive a benefit only from the reporting Member State and reside outside the reporting Member State – 2 527

#### Unemployment benefits (Portable Documents U1 and U2)

- U1 – 1
- U2 – data not available by country

#### Family benefits (beneficiaries):

- State family benefit – 676
- Supplement to the state family benefit for a disabled child – 29
- Parental allowance for a child with disabilities (needing special care) – 10
- Parental benefit – 30
- Child care benefit – 71

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Qualifications obtained in the United Kingdom after the transition period are recognised as third country qualifications. However, in regard to qualifications obtained in the United Kingdom while it was an EU member state which are in line with minimal training requirements set out in the Directive 2005/36/EC automatic recognition, the Directive is applicable as it was before the Withdrawal Agreement.

Amendment in The Law on Regulated Professions and Recognition of Professional Qualifications in Section 43, part three, point 5, adopted on 10 September 2020 provides the possibility to expedite processing of applications for recognition of professional qualifications received from persons who acquired their qualification while the United Kingdom was an EU member state (<https://likumi.lv/ta/id/317502>).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Latvia uses Guidelines of European Commission which are available via websites of the Ministry of Education and Science <https://www.izm.gov.lv/lv/breksits> and Academic Information centre <https://aic.lv/arvalstu-diplomu-atzisana/arvalstis-iegutas-profesionalas-kvalifikacijas-atzisana-latvija>.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0



# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## LITHUANIA

Report for 2023

### 1) Residence rights

Lithuania operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued free of charge.

United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status. Such document must be issued upon voluntary application.

Third-country family members of United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status by 1 April 2021.

United Kingdom nationals are able to use their old residence documents issued under EU law on free movement of EU citizens until the end of validity.

Lithuania has put in place more favourable residence conditions. The citizens of Australia, Japan, the United States of America, Canada, New Zealand, South Korea and the United Kingdom, who intend to work or engage in any legitimate activity in Lithuania, are subject to simplified immigration conditions for obtaining a temporary residence permit.

Citizens of the aforementioned countries arriving to Lithuania with an aim to work or engage in any legitimate activity do not necessarily have to comply with common requirements imposed on the third-country nationals.

If a citizen of these countries is a participant or the manager of a company registered in the Register of Legal Entities and arrives to work in that company, then the list of required documents is also shorter.

Furthermore, citizens of these countries may also apply for the issue of a temporary residence permit in the Republic of Lithuania, provided they are engaged in any other legitimate activity, including individual activity. Such activity is considered to be any independent activity in pursuit whereof an individual seeks to derive income or any other economic benefit over a continuous period. This may be an independent commercial or industrial activity of any nature (excluding activities of real estate trade or rent), also, financial instrument transactions; independent creative, scientific or professional activity and other similar independent activity, independent sports and performing activity.

When applying for a residence permit on the basis of individual activity, it is necessary to submit supporting documents, for example, a business certificate, or documents approving that an alien is engaged in performing of sports activities or intends to participate in volunteering programs or implement joint governmental programs together with other foreign states.

It should be noted that the simplified immigration requirements are also applied to citizens of the above-mentioned countries who arrive to Lithuania to work or engage in activity under a regulated profession. Depending on the profession, person must have a document confirming that he/she complies with the conditions laid down in the legislation of the Republic of Lithuania to engage in regulated professional activities.

A temporary residence permit for the above-mentioned purposes can be issued to citizens of these countries for a period of 3 years. If the period of employment or legitimate activity is expected to be shorter, then a temporary

residence permit is issued for that period of employment or legitimate activity, by adding an additional 3 months after expiration thereof.

Family members of citizens of these countries may jointly apply for a temporary residence permit. Family members are considered to be the following persons: a spouse or registered partner, unmarried and parent-dependent minor children, or parents who have been dependent on their adult children for at least one year and are unable to use the support of other family members residing in a foreign state.

Lithuania has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Implementing Act: <https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/084f7a4224e111eb8c97e01ffe050e1c?fwid=9tq1482kv>

Consolidated version: <https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.232378/asr>

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents were adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (31 December 2023)	573
A1	Total number of residence applications made since the domestic residence scheme launched and until 31 December 2023	250
A2	Total number of residence applications decided	250
A2a	Total number of residence applications granted as pre-permanent residence	166
A2b	Total number of residence applications granted as permanent residence	83
A2c	Total number of residence applications refused	1
A2c1	Out of A2c, total number of residence applications that were invalid	Data not available
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	available
B	Number of residence applications made in the reporting year	15
B1	Number of in time residence applications made in the reporting year	15
B1a	Number of residence applications granted as pre-permanent residence	13
B1b	Number of residence applications granted as permanent residence	2
B1c	Number of residence applications refused	0
B1c1	Out of B1c, number of residence applications that were invalid	Data not available
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	available
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	0
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

## 2) Rights of employed and self-employed frontier workers

In Lithuania, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights.

According to the Law on the Legal Status of Foreigners the citizens of the United Kingdom, who come to the Republic of Lithuania to work (including a person seconded by an enterprise established in the country concerned to work temporarily for an enterprise in the Republic of Lithuania on the basis of a contract for the provision of services or the performance of works concluded between the two enterprises) or to engage in other lawful activities, are exempted from the obligation to obtain a work permit.

### a. Key legislative instruments implementing the Withdrawal Agreement

Article 58 of the Law on the Legal Status of Foreigners (as amended). Consolidated version in Lithuanian is available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

No key legislative amendments were adopted in the year 2023 regarding the rights of employed and self-employed frontier workers of the United Kingdom.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No key administrative documents were adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

There is no obligation to apply for a document identifying their frontier workers' rights.

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

The same legal acts as implementing EU social security coordination regulations, no separate legislative instruments were adopted for the implementation of the Withdrawal Agreement.

#### **Sickness benefits in kind/health insurance**

Law of the Republic of Lithuania of 21 May 1996 on Health Insurance No I-1343 (as amended). Consolidated version in Lithuanian is available [here](#).

#### **Sickness benefits in cash, including long-term benefits in cash**

Law of the Republic of Lithuania of 21 December 2000 on Sickness and Maternity Social Insurance No IX-110 (as amended) (sickness benefit). Consolidated version in Lithuanian is available [here](#).

Law of the Republic of Lithuania of 29 June 2016 on target compensations No XII-2507 (as amended) (Regulation (EB) 883/2004 apply from 1st of January 2017). Consolidated version in Lithuanian is available [here](#).

Regulations on Sickness and Maternity Social Insurance Benefits, approved by Resolution of the Government of the Republic of Lithuania No 86 of 25 January 2001 (as amended) (sickness benefit). Consolidated version in Lithuanian is available [here](#).

Description of the procedure for granting and paying compensation for the costs of providing individual assistance, approved by Order of the Minister of Social Security and Labour of the Republic of Lithuania No A1-39 "On Approval of the description of the procedure for granting and paying compensation for the costs of providing individual assistance" of 23 January 2019 (compensation for the costs of providing individual assistance). Consolidated version in Lithuanian is available [here](#).

Rules on Voluntary State Social Insurance, approved by Resolution of the Government of the Republic of Lithuania No 1191 of 28 October 1997 (as amended). Consolidated version in Lithuanian is available [here](#).

### **Maternity and equivalent paternity benefits in cash**

Law of the Republic of Lithuania of 21 December 2000 on Sickness and Maternity Social Insurance No IX-110 (as amended) (sickness benefit). Consolidated version in Lithuanian is available [here](#).

Regulations on Sickness and Maternity Social Insurance Benefits, approved by Resolution of the Government of the Republic of Lithuania No 86 of 25 January 2001 (as amended) (sickness benefit). Consolidated version in Lithuanian is available [here](#).

Rules on Voluntary State Social Insurance, approved by Resolution of the Government of the Republic of Lithuania No 1191 of 28 October 1997 (as amended). Consolidated version in Lithuanian is available [here](#).

### **Disability, old age, widow's/widower's and orphans' pensions**

Law of the Republic of Lithuania of 29 June 2016 on Social Insurance Pensions No XII-2512 (as amended). Consolidated version in Lithuanian is available [here](#).

Regulations on the Allocation and Payment of Social Insurance Pensions, approved by Order of the Minister of Social Security and Labour of the Republic of Lithuania No A1-670 of 27 December 2017 (as amended). Consolidated version in Lithuanian is available [here](#).

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

Law of the Republic of Lithuania of 23 December 1999 on Accidents at Work and Occupational Diseases Social Insurance No VIII-1509 (as amended). Consolidated version in Lithuanian is available [here](#).

Regulations on Social Insurance Benefits for Accidents at Work and Occupational Diseases, approved by Resolution of the Government of the Republic of Lithuania No 309 of 22 March 2004 (as amended). Consolidated version in Lithuanian is available [here](#).

### **Death grants**

Law of the Republic of Lithuania of 23 December 1993 on Assistance in the Case of Death No I-348 (as amended). Consolidated version in Lithuanian is available [here](#).

### **Unemployment benefits**

Law of the Republic of Lithuania of 16 December 2003 on Unemployment Social Insurance No IX-1904 (as amended). Consolidated version in Lithuanian is available [here](#).

Regulations on Social Insurance Benefits for Unemployment, approved by Resolution of the Government of the Republic of Lithuania No 1656 of 24 December 2004 (as amended). Consolidated version in Lithuanian is available [here](#).

## **Family benefits**

Law of the Republic of Lithuania of 3 November 1994 on Benefits for Children No I-621 (as amended) (child benefit, benefit for multiple births, benefit for a child of a serviceman in mandatory initial military service, child care benefit for persons in training or education). Consolidated version in Lithuanian is available [here](#).

Regulations on the Allocation and Payment of Benefits for Children, approved by Resolution of the Government of the Republic of Lithuania No 801 of 28 June 2004 (as amended) (child benefit, benefit for multiple births, benefit for a child of a serviceman in mandatory initial military service, child care benefit for persons in training or education). Consolidated version in Lithuanian is available [here](#).

Law of the Republic of Lithuania of 29 November 1994 on Social Assistance Pensions No I-675 (as amended) (orphan's social assistance pension). Consolidated version in Lithuanian is available [here](#).

Regulations on the Allocation and Payment of Social Assistance Benefits, approved by Order of the Minister of Social Security and Labour of the Republic of Lithuania No A1-759."On the Approval of the Regulations on the Allocation and Payment of Social Assistance Benefits" of 27 December 2018 (as amended) (orphan's social assistance pension). Consolidated version in Lithuanian is available [here](#).

## **Special non-contributory cash benefits**

Law of the Republic of Lithuania of 29 November 1994 on Social Assistance Pensions No I-675 (as amended) (social assistance invalidity pension, social assistance old-age pension, relief compensation). Consolidated version in Lithuanian is available [here](#).

Regulations on the Allocation and Payment of Social Assistance Benefits, approved by Order of the Minister of Social Security and Labour of the Republic of Lithuania No A1-759 "On the Approval of the Regulations on the Allocation and Payment of Social Assistance Benefits" of 27 December 2018 (as amended) (social assistance invalidity pension, social assistance old-age pension, relief compensation). Consolidated version in Lithuanian is available [here](#).

### **b. Key legislative instruments adopted or amended in the reporting year**

No legislative instruments were adopted or amended in the reporting year.

### **c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement**

Please see list of legal acts in point a above.

### **d. Key domestic jurisprudence from the reporting year**

No such jurisprudence in the reporting year.

### **e. Statistical data**

Please note that Lithuania has no available statistics only according to Withdrawal Agreement. Below is information on documents issued to UK nationals or people travelling to the UK/working or living in the UK. Part of these documents can be issued according to the Protocol on Social Security Coordination of the EU and UK Trade and Cooperation Agreement.

*(information from statistical questionnaires of the AC).*

Statistical information currently available only for 2022.

## **Applicable legislation (Portable Document A1)**

Employed persons according to Art 12 (1) issued for the UK - 112

Self-employed Art 12 (2) issued for the UK – 0

## **Cross-border health care (EHIC, Portable Documents S1 and S2)**

Number of PDs S1 (or the equivalent SED S072) issued in 2022 by LT, breakdown by status of the person and by Member State of residence.

Competent Member State	Insured person	Pension claimant	Family member of insured person	Family member of pensioner	Total
UK	2	16	6	1	25

Total number of PDs S1 (or the equivalent SED S072) issued by LT and still valid on 31 December 2022 (regardless of the year when they were issued), breakdown by status of the person and by Member State of residence.

Competent Member State	Insured person	Pensioner	Family member of pensioner	Total
UK	1	115	1	117

Number of PDs S1 (or the equivalent SED S072) received in 2022 from UK, breakdown by status of the person

Competent Member State	Insured person	Pensioner	Family member of insured person	Total
UK	87	9	17	113

Total number of PDs S1 (or the equivalent SED S072) received from the UK and still valid on 31 December 2022 (regardless of the year when they were issued), breakdown by status of the person

Competent Member State	Insured person	Pensioner	Family member of insured person	Family member of pensioner	Total
UK	69	33	16	4	122

Reimbursement claims and amounts for persons registered in your country with a PD S1 (or former E106, E109, E120 and E121 forms – i.e. insured persons residing abroad) who received sickness benefits in kind. Number of claims issued and refunds received (Creditor) (in EUR), calendar year 2022

Competent Member State (Debtor)	Number of claims issued (E125)	Refunds received	Total number of claims	Total refunds received
United Kingdom	260	168 200,51	260	168 200,51

Number of PDs S2 received from UK in 2022 – 9

Number of PDs S2 issued for UK in 2022 – 0

Number of pensioners and their family members resident in a lump-sum Member State to whom your Member State has issued a PD S1 and who received healthcare in your Member State, and the cost reimbursed to the patient (or otherwise covered by the system) on the basis of Directive 2011/24/EU

Member State of residence	Number of persons	Amount reimbursed (in EUR)
United Kingdom	26	26 059,03

## Pensions

Number and amount (in EUR) of exported pensions by LT paid to pensioners who receive an old-age pension/survivors'/ disability pension from two or more countries of which one is the reporting Member State and who reside in the UK

Breakdown by Member State of residence of the pensioner	Old-age pension		Survivors' pension		Disability pension		Total	
	Number of persons (1)	Amount paid (in EUR)	Number of persons	Amount paid (in EUR)	Number of persons	Amount paid (in EUR)	Number of persons	Amount paid (in EUR)



<i>United Kingdom</i>	2.327	8 255 641	433	512 029	53	148 874	2 813	8 916 544
-----------------------	-------	-----------	-----	---------	----	---------	-------	-----------

Number and amount of the exported pensions in case of persons who receive a pension only from LT and reside in the UK

<b>Breakdown by Member State of residence of the pensioner</b>	<b>Old-age pension</b>		<b>Survivors' pension</b>		<b>Disability pension</b>		<b>Total</b>	
	<i>Number of persons (1)</i>	<i>Amount paid (in EUR)</i>	<i>Number of persons</i>	<i>Amount paid (in EUR)</i>	<i>Number of persons</i>	<i>Amount paid (in EUR)</i>	<i>Number of persons</i>	<i>Amount paid (in EUR)</i>
<i>United Kingdom</i>	324	1 506 572	137	130 206	127	503 983	588	2 140 762

Total number and amount (in EUR) of exported pensions by LT paid to pensioners who receive an old-age pension/survivors'/disability pension and who reside in the UK

<b>Breakdown by Member State of residence of the pensioner</b>	<b>Old-age pension</b>		<b>Survivors' pension</b>		<b>Disability pension</b>		<b>Total</b>	
	<i>Number of persons (1)</i>	<i>Amount paid (in EUR)</i>	<i>Number of persons</i>	<i>Amount paid (in EUR)</i>	<i>Number of persons</i>	<i>Amount paid (in EUR)</i>	<i>Number of persons</i>	<i>Amount paid (in EUR)</i>
<i>United Kingdom</i>	2 651	9 762 213	570	642 236	180	652 857	3 401	11 057 306

#### Unemployment benefits (Portable Documents U1 and U2)

Number of recent migrant workers who became unemployed in the reference year (2022) and received unemployment benefits in LT on the basis of periods completed in the UK (PD U1)  
UK – 1 843

Export of unemployment benefits from LT to the UK in accordance with Article 64 of Regulation (EC) No 883/2004 (PD U2)  
UK – 0

Export of unemployment benefits to LT from the UK in accordance with Article 64 of Regulation (EC) No 883/2004 (PD U2)  
UK - 2

#### Family benefits

Number of persons entitled to a family benefit working and or residing in the UK for members of the family residing in LT, number of family members involved and total related expenditure on the export of family benefits (in EUR): Breakdown by primarily or secondarily competent.

Primary competence – 0

Secondary competence – 1 (Total expenditure (in EUR) 920,5)

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

After the withdrawal of the United Kingdom from the European Union, the United Kingdom became a third country. Professional qualifications acquired after Brexit are recognized by the competent authorities of the Republic of Lithuania in accordance with the national rules on the recognition of professional qualifications of third-country nationals

acquired in third countries (Article 6<sup>1</sup> of the Law on the Recognition of Regulated Professional Qualifications of the Republic of Lithuania No X-1478 (<https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.318398/asr>)).

Exemption:

Provision which was included into the Law No X-1478 on the Recognition of the Professional Qualifications of the Republic of Lithuania (Article 18 (8)) states:

"8. The competent authorities of the Republic of Lithuania shall, in accordance with their own procedures and the procedures laid down in paragraphs 1 to 7 of this Article, recognize evidence of formal qualifications referred to in paragraph 1 for nationals of Member States, the United Kingdom of Great Britain and Northern Ireland issued no later than one year after the date of the United Kingdom's withdrawal from the European Union."

The above-mentioned provision is valid for 7 harmonised professional qualifications which were gained until 31 January 2021. This provision came into force on 11 April 2019 after the adoption of the Law of the Republic of Lithuania on the Recognition of Regulated Professional Qualifications No. X-1478 amending Article 18 and Annex 1 No XIII-2049

(<https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/ede92a4361d511e99684a7f33a9827ac?jfwid=q1nivmhcz>).

Information can be found also in <https://kc.inovacijuagentura.lt/kcis/kontaktinis-centras/regulated-professions/regulated-professions/information-relevant-to-persons-who-obtained-their-regulated-professional-qualifications-in-the-united-kingdom-uk.html?lang=en>

If the profession is not regulated the employer will decide, in accordance with his own procedure, on the suitability of the person and of his or her qualification for the job (for example, through staff selection interview, test, etc.).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

The Law on the Recognition of Regulated Professional Qualifications of the Republic of Lithuania No X-1478 (<https://e-seimas.lrs.lt/portal/legalAct/lt/TAD/TAIS.318398/asr>).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## LUXEMBOURG

Report for 2023

### 1) Residence rights

Luxembourg operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 July 2020. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued free of charge.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement is 30 June 2023.

Luxembourg has put in place more favourable residence conditions, in the sense that the application procedure is simplified and almost automatic.

Luxembourg has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Loi du 8 avril 2019 portant modification de la loi modifiée du 29 août 2008 sur la libre circulation des personnes et l'immigration (*Law of 8 April 2019 amending the law of 29 August 2008 on the free movement of persons and immigration*)

<https://www.legilux.public.lu/eli/etat/leg/loi/2019/04/08/a242/jo>

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Informative government website – <https://guichet.public.lu/en/citoyens/immigration/plus-3-mois/ressortissant-britannique.html>.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (1 January 2023)	5 300
A1	Total number of residence applications made since the domestic residence scheme launched and until 28 March 2024	4 745
A2	Total number of residence applications decided	4 520
A2a	Total number of residence applications granted as pre-permanent residence	2 164
A2b	Total number of residence applications granted as permanent residence	2 231
A2c	Total number of residence applications refused	231
A2c1	Out of A2c, total number of residence applications that were invalid	221
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	
B	Number of residence applications made in the reporting year	81

B1	Number of in time residence applications made in the reporting year	79
B1a	Number of residence applications granted as pre-permanent residence	66
B1b	Number of residence applications granted as permanent residence	76
B1c	Number of residence applications refused	8
B1c1	Out of B1c, number of residence applications that were invalid	2
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	
B2	Number of late residence applications made in the reporting year	2
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	2
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	0
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	0
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	0
B2c2	Out of B2c, number of late residence applications granted as permanent residence	0
B2c3	Out of B2c, number of late residence applications refused	0
B2c3a	Out of B2c3, number of late residence applications that were invalid	0
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	0
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	2
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	0
C1	Number of entry visas granted in the reporting year	0
C2	Number of entry visas applications refused in the reporting year	0
C3	Total number of entry visa applications pending at the end of the reporting year	0

## 2) Rights of employed and self-employed frontier workers

In Luxembourg, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. United Kingdom nationals concerned need to apply to receive such a document.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights are issued in the EU's uniform physical format form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

Loi du 8 avril 2019 portant modification de la loi modifiée du 29 août 2008 sur la libre circulation des personnes et l'immigration (*Law of 8 April 2019 amending the law of 29 August 2008 on the free movement of persons and immigration*)

<https://www.legilux.public.lu/eli/etat/leg/loi/2019/04/08/a242/jo>

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Informative government website – <https://guichet.public.lu/en/citoyens/immigration/plus-3-mois/ressortissant-britannique/document-ressortissant-britannique-droits-travailleur-frontalier.html>.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Number of applications made in the reporting year	6
A1	Number of applications granted in the reporting year	5
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

Luxembourg hasn't adopted any specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Informative government website – <https://gouvernement.lu/en/dossiers/2019/brexit.html#bloub-4>

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

### Applicable legislation (Portable Document A1)

Number of PD A1 issued according to art.12 of Regulation No. 883/2004 (receiving country: UK)

Employed Art 12	"Self-employed Art 12	Total	Number of 'unique' persons who received a PD A1 (of total)
733	7	740	553

### Cross-border health care (EHIC, Portable Documents S1 and S2)

EHIC: no data for UK

PD S1: Number of PD S1 issued in 2022 by the Luxembourg authorities.

Member State of residence	Status					Total
	<i>Insured person</i>	<i>Pensioner</i>	<i>Pension claimant</i>	<i>Family member (insured pers.)</i>	<i>Family member (pensioner)</i>	
UK	131	47	0	0	3	181

Number of PD S1 received in 2022

Competent Member State	Status					Total
	<i>Insured person</i>	<i>Pensioner</i>	<i>Pension claimant</i>	<i>Family member (insured pers.)</i>	<i>Family member (pensioner)</i>	
UK	417	80	0	24	14	535

Concerning persons to whom Luxembourg issued a PD S1 and who received sickness benefits in cash (number of cases and amount paid in EUR)

Member State of residence	Number of cases	Amount paid
UK	0	*

Number of Portable Documents S2 (PD S2) issued for persons to seek planned medical treatment in UK: < 5\*

Number of PD S2 received from UK: 0

### Pensions

Number and amount (in EUR) of exported pensions by Luxembourg paid to pensioners who receive an old-age pension/survivors'/invalidity pension from two or more countries of which one is Luxembourg and who reside in UK

Old-age pension		Survivors' pension		Invalidity pension		Total	
Number of persons.	Amount paid	Number of persons.	Amount paid	Number of persons.	Amount paid	Number of persons.	Amount paid
421	498 875,52EUR	61	77 848,48EUR	*	*	485	581.276,04EUR

### Unemployment benefits (Portable Documents U1 and U2)

U1: Number of recent migrant workers who became unemployed in the reference year (2022) and received unemployment benefits in Luxembourg on the basis of periods completed in UK

Length of previous insurance, employment or self-employment completed by those workers in Luxembourg before their application for unemployment benefits	Three months or more (90 days or more)	Total
	0	0

U2: Export of unemployment benefits from Luxembourg in UK in accordance with Article 64 of Regulation (EC) No 883/2004

Number of PD U2 issued	Reintegration in the labour market	Retour à l'Etat membre compétent
<i>No of PD U2 issued for up to 3 months</i>	<i>No of persons who found work in another MS during the export period</i>	<i>No of persons who returned and registered with the employment services in Luxembourg before the end of the export period</i>
0	0	0

### Family benefits

Number of persons entitled to a family benefit for members of the family residing in UK, number of family members involved and total related expenditure on the export of family benefits (in EUR)

Number of entitled persons	Number of family members involved	Total expenditure (in EUR)
<i>Family benefits</i>		
36	58	156.306 EUR
<i>Birth grant</i>		
0	0	0 EUR
<i>Parental leave benefit</i>		
*	*	*

\* no data as the number of beneficiaries is under 10

## 4) Recognition of professional qualifications

No key legislative instruments specific to implementing the Withdrawal Agreement. The law of 28 October 2016 regarding the recognition of professional qualifications ([loi modifiée du 28 octobre 2016 relative à la reconnaissance des qualifications professionnelles](#)), through which the Directive 2005/36/CE has been implemented, provides the same

framework for recognition of professional qualifications held by EU citizens and third country nationals – provided the applying third country nationals possess a valid residence permit for Luxembourg (Article 3(q)).

#### a. Key legislative instruments implementing the Withdrawal Agreement

Luxembourg has adopted no specific legislative instruments to implement the Withdrawal Agreement on the recognition of professional qualifications. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	10
A1	Number of applications granted in the reporting year	3
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## HUNGARY

Report for 2023

### 1) Residence rights

Hungary operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents were issued in the EU's uniform physical format form since 1 January 2021. Residence documents were issued free of charge.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement was 31 December 2021. Late applications are allowed based on reasonable grounds.

United Kingdom nationals are not anymore able to use their old residence documents issued under EU law on free movement of EU citizens since 31 December 2021.

Hungary has put in place more favourable residence conditions. By changing the status to national permanent residence permit an indefinite status could be reached in one step. Furthermore, United Kingdom nationals who earlier haven't fulfilled administrative procedures according to Directive 2004/38/EC could prove that they have been permanently living in Hungary before 1 January 2021, earlier residence documents were not a prerequisite.

Hungary has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Act CXLI of 2020 on Act on the right of residence of the citizens of the United Kingdom and their family members in view of the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union is Hungary's transposition of the Withdrawal Agreement. This Act modified the Act I of 2007 on the entry and residence of persons with the right of free movement and residence, a new Section 95 has been adopted. Consolidated version of Act I of 2007 is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

From 30 December 2023 a modification allowed late applications based on reasonable grounds. The Act containing detailed rules for the new status was recast by Act XC of 2023 with effect from 1 January 2024, renaming the new status from 'nemzeti letelepedési engedély' to 'nemzeti tartózkodási kártya'. This formal change affects only the title, the related rights remained.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Hungarian authorities did not issue specific Hungarian guidance, the Commission's Guidance note is used. Guidance information relates to residence documents to be submitted with applications for a new residence status. Consolidated version is available [here](#) on the official website of authority.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.



## e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (20 March 2024)	2 500
A1	Total number of residence applications made since the domestic residence scheme launched and until 20 March 2024	2 535
*A2	Total number of residence applications decided	2 535
A2a	Total number of residence applications granted as pre-permanent residence	Not applicable
A2b	Total number of residence applications granted as permanent residence	2 435
A2c	Total number of residence applications refused	100
A2c1	Out of A2c, total number of residence applications that were invalid	Data not available
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	
B	Number of residence applications made in the reporting year	Not applicable*
B1	Number of in time residence applications made in the reporting year	
B1a	Number of residence applications granted as pre-permanent residence	
B1b	Number of residence applications granted as permanent residence	
B1c	Number of residence applications refused	
B1c1	Out of B1c, number of residence applications that were invalid	
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	
B2	Number of late residence applications made in the reporting year	0*
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	0
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	0
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	0
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	0
B2c2	Out of B2c, number of late residence applications granted as permanent residence	0
B2c3	Out of B2c, number of late residence applications refused	0
B2c3a	Out of B2c3, number of late residence applications that were invalid	0
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	0
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	0*
C1	Number of entry visas granted in the reporting year	0
C2	Number of entry visas applications refused in the reporting year	0
C3	Total number of entry visa applications pending at the end of the reporting year	

\* The deadline for application under Article 18(1)b of the Withdrawal Agreement was 31 December 2021. Now applications might be submitted based on reasonable grounds.

## 2) Rights of employed and self-employed frontier workers

In Hungary, beneficiaries of the Withdrawal Agreement were obliged to apply for a document identifying their frontier workers' rights by 31 March 2021.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights would have been issued in a physical form and free of charge. However, there were no such applications in Hungary.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Act CXLI of 2020 on Act on the right of residence of the citizens of the United Kingdom and their family members in view of the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union is Hungary's transposition of the Withdrawal Agreement. Act CXLI of 2020 on Act modified the Act I of 2007 on the entry and residence of persons with the right of free movement and residence, a new Section has been adopted. Regarding employed persons Subsection (16) of Section 95 of the Act I of 2007 applies.

Regarding self-employed persons Subsection (17) of Section 95 of the Act I of 2007 applies.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Hungarian authorities did not issue specific Hungarian guidance, the Commission's Guidance note is used.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Hungary has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

##### Applicable legislation (Portable Document A1)

A001	received	1
A001	sent	2
A002	received	1
A003	sent	3155

A003	received	131
A005	received	1
A005	sent	273
A006	received	220
A008	received	1
A009	sent	645
A010	sent	23
A010	received	1
A011	sent	2
A012	received	106

#### [Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

EHIC: not available (data can be retrieved on the number of valid cards (based on Hungarian insurance) on a specific date, regardless of the direction of use)

S044	received	68
S044	sent	94
S045	received	72
S045	sent	65
S067	received	85
S068	sent	61
S071	received	6
S071	sent	92
S072	received	80
S072	sent	17
S073	received	14
S073	sent	100

#### [Pensions](#)

- Old-age pensions, closed cases: 326 (awarded: 237, rejected: 89)
- Survivors pensions, closed cases: 25 (rejected: 1, awarded: 24)

#### [Unemployment benefits \(Portable Documents U1 and U2\)](#)

Hungary issued 5 PD U1. Hungary did not issue any PD U2. Hungary issued 298 U002 forms for claimants leaving for the UK.

#### [Family benefits](#)

53 cases (*paid under the Withdrawal Agreement: family allowance, child care allowance, child raising support*). No data available on childcare fee and adoption fee.

## 4) Recognition of professional qualifications

After the end of the transition period Hungary did not grant the UK citizens a treatment more favourable to that guaranteed under the Withdrawal Agreement, thus, no legal text to report, UK citizens' qualifications are treated as qualifications of third country nationals.

### a. Key legislative instruments implementing the Withdrawal Agreement

No such legislative instrument to report.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No such document to report.

d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## MALTA

Report for 2023

### 1) Residence rights

Malta operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 17 February 2020. Residence documents have been issued in the EU's uniform physical format form since 17 February 2020. Residence documents are issued free of charge.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement was 30 June 2021.

Malta has not put in place more favourable residence conditions.

Malta has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Subsidiary Legislation 217.25 - Residence Status of United Kingdom nationals and their family members in accordance with the Agreement on the Withdrawal of the United Kingdom and Northern Ireland from the European Union and the European Atomic Energy Community Regulations (can be accessed on <https://legislation.mt/eli/sl/217.25/eng>).

#### b. Key legislative instruments adopted or amended in the reporting year

No such jurisprudence in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

<https://www.identitymalta.com/unit/expatriates-unit/#1611834277145-801c5a32-077c>

<https://www.identitymalta.com/uk-nationals-residence-status-following-brexite/>

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (31 March 2024)	11 500
A1	Total number of residence applications made since the domestic residence scheme launched and until 31 December 2023	11 249
A2	Total number of residence applications decided	11 217
A2a	Total number of residence applications granted as pre-permanent residence	10 446
A2b	Total number of residence applications granted as permanent residence	675
A2c	Total number of residence applications refused	41
A2c1	Out of A2c, total number of residence applications that were invalid	40
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	0
B	Number of residence applications made in the reporting year	885
B1	Number of in time residence applications made in the reporting year	116
B1a	Number of residence applications granted as pre-permanent residence	747

B1b	Number of residence applications granted as permanent residence	116
B1c	Number of residence applications refused	8
B1c1	Out of B1c, number of residence applications that were invalid	7
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	0
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	7
B2	Number of late residence applications made in the reporting year	769
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	7
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	0
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	863
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	747
B2c2	Out of B2c, number of late residence applications granted as permanent residence	116
B2c3	Out of B2c, number of late residence applications refused	8
B2c3a	Out of B2c3, number of late residence applications that were invalid	7
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	0
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	7
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	0
C1	Number of entry visas granted in the reporting year	0
C2	Number of entry visas applications refused in the reporting year	0
C3	Total number of entry visa applications pending at the end of the reporting year	0

## 2) Rights of employed and self-employed frontier workers

In Malta, beneficiaries of the Withdrawal Agreement were obliged to apply for a document identifying their frontier workers' rights by 30 June 2021. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 17 February 2020. The documents identifying their frontier workers' rights are issued in a digital form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

Subsidiary Legislation 217.25 - Residence Status of United Kingdom nationals and their family members in accordance with the Agreement on the Withdrawal of the United Kingdom and Northern Ireland from the European Union and the European Atomic Energy Community Regulations (can be accessed on <https://legislation.mt/eli/sl/217.25/eng>).

### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

<https://www.identitymalta.com/unit/expatriates-unit/#1611834277145-801c5a32-077c>

<https://www.identitymalta.com/uk-nationals-residence-status-following-brexit/>

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	0
---	---	---



United Kingdom	15	45,280	2	8,341	0	0	17	53,621
----------------	----	--------	---	-------	---	---	----	--------

#### [Unemployment benefits \(Portable Documents U1 and U2\)](#)

Data for reference year 2023 to be presented to the Administrative Commission in June 2024.

Member States of origin (i.e. the Member State which issued the PDU1)	1) Number of recent migrant workers who became unemployed in the reference year (2023) and received unemployment benefits in your country on the basis of periods completed in another Member State			
	Length of previous insurance, employment or self-employment completed by those workers in your country before their application for unemployment benefits			Total
	Less than one month (30 days)	More than one month (30 days), but less than three months (90 days)	Three months or more (90 days or more)	
United Kingdom	0	0	0	0

Malta did not issue any U2 documents to persons who moved to the UK during year 2023.

#### [Family benefits](#)

Malta did not pay any family benefits in the UK during year 2023.

### 4) Recognition of professional qualifications

#### a. Key legislative instruments implementing the Withdrawal Agreement

No legislation needed as the Withdrawal Agreement is directly applied by the national authorities and institutions.

#### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0





# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## THE NETHERLANDS

Report for 2023

### 1) Residence rights

The Netherlands operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications in February 2020. Residence documents have been issued in the EU's uniform physical format form since 2020. Residence documents are issued for a charge of at present 76 EUR.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement was 30 September 2021.

However, the objective remains to limit the consequences of submitting a late application for UK nationals. That is why the Netherlands decided to set a period of one year after 30 September 2021 during which late applications for a residence document will be processed and assessed on the basis of the residence conditions in the Withdrawal Agreement, without UK nationals having to provide (excusable) reasons for their late application during this period. If the conditions under the Withdrawal Agreement are met and the residence document is issued, the UK national's residence status will become lawful with retroactive effect. So from 1 October 2022 UK citizens and their family members can no longer apply for a residence permit under the Withdrawal Agreement unless they have a excusable reason for the late application.

The Netherlands has not put in place more favourable residence conditions with the exception of relatives of UK nationals who entered the Netherlands for the first time and submitted their application within three months after their entry.

#### a. Key legislative instruments implementing the Withdrawal Agreement

The starting point is the Withdrawal Agreement. The Withdrawal Agreement (Residence Rights) has been worked out in the Chapters B13/1, B13/2 and B13/3 of the Vreemdelingen-circulaire. See hyperlink below: [wetten.nl - Regeling - Vreemdelingen-circulaire 2000 \(B\) - BWBR0012289 \(overheid.nl\)](https://wetten.nl/Regeling-Vreemdelingen-circulaire-2000-B-BWBR0012289-overheid.nl).

#### b. Key legislative instruments adopted or amended in the reporting year

On basis of Article 15(2) of the Withdrawal Agreement, the INS will terminate the residence right of the UK nationals and/or their family members in case of:

- o absence from the territory of the Netherlands for more than 6 months from 1 October 2023;
- o absence from the territory of the Netherlands for more than 12 consecutive months in case of an important reason as pregnancy, study or vocational training or serious illness.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Chapters B13/1, B13/2 and B13/3 of the Vreemdelingen-circulaire give guidance on the implementation of the Withdrawal Agreement (Residence Rights). See hyperlink below: [wetten.nl - Regeling - Vreemdelingen-circulaire 2000 \(B\) - BWBR0012289 \(overheid.nl\)](https://wetten.nl/Regeling-Vreemdelingen-circulaire-2000-B-BWBR0012289-overheid.nl).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement [date of estimate 2020]	About 45.000
A1	Total number of residence applications made since the domestic residence scheme launched and up to and including 31 December 2023	41.150
A2	Total number of residence applications decided	
A2a	Total number of residence applications granted as pre-permanent residence	22.856
A2b	Total number of residence applications granted as permanent residence	17.146
A2c	Total number of residence applications refused	471 (including column A2c1 and A2c2 the number is 1.073)
A2c1	Out of A2c, total number of residence applications that were invalid (The Netherlands does not use the code 'invalid' but only uses the category 'Overig'. The code 'Overig' means not granted and not refused. This is for example the case when the applicant withdraws the application).	114
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	488
B	Number of residence applications made in the reporting year	904
B1	Number of in time residence applications made in the reporting year	_*
B1a	Number of residence applications granted as pre-permanent residence	_*
B1b	Number of residence applications granted as permanent residence	_*
B1c	Number of residence applications refused	_*
B1c1	Out of B1c, number of residence applications that were invalid	_*
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	_*
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	_*
B2	Number of late residence applications made in the reporting year	904
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	2
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	18
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	886
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	62
B2c2	Out of B2c, number of late residence applications granted as permanent residence	700
B2c3	Out of B2c, number of late residence applications refused	37 (including column B2c3a and B2c3b the number is 67)
B2c3a	Out of B2c3, number of late residence applications that were invalid	4
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	26
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	75 (this number is including column B2a)
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	**
C1	Number of entry visas granted in the reporting year	**

C2	Number of entry visas applications refused in the reporting year	**
C3	Total number of entry visa applications pending at the end of the reporting year	**

\*The rows B1 until B1d are not applicable for the Netherlands. The applications submitted in 2023 include also permanent residence applications from applicants that have previously been acquired pre-permanent residence. In those cases it is therefore a follow-up application. There is no deadline for these follow-up applications. For this reason these follow-up applications are all marked in advance as applications with a reasonable ground for not respecting the application deadline.

(The number of applications mentioned in row B2 can also contain applications from relatives of UK nationals who entered the Netherlands for the first time and who submitted the application within 3 months after their entry).

\*\* Data not available.

## 2) Rights of employed and self-employed frontier workers

In the Netherlands beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights. There is no deadline for the submitting.

The frontier worker scheme opened for applications in October 2020. The documents identifying their frontier workers' rights are issued in a physical form. For applications submitted from 1 October 1 2021 the documents are issued for a charge of at present 76 EUR.

### a. Key legislative instruments implementing the Withdrawal Agreement

The starting point is the Withdrawal Agreement. The Withdrawal Agreement (Rights of frontier workers) has been worked out in the Chapters B13/4 of the Vreemdelingencirculaire. See hyperlink below: [wetten.nl - Regeling - Vreemdelingencirculaire 2000 \(B\) - BWBR0012289 \(overheid.nl\)](https://wetten.nl/Regeling-Vreemdelingencirculaire%202000%20(B)-BWBR0012289)

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No such guidance documents.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year 2023	126
A1	Number of applications granted in the reporting year	94
A2	Number of applications refused in the reporting year	16
A2a	Out of A2, number of applications that were invalid (The Netherlands does not use the code 'invalid' but only uses the category 'Overig'. The code 'Overig' means not granted and not refused. This is for example the case when the applicant withdraws the application).	3
A2b	Out of A2, number of applications that were withdrawn by applicants	9
A3	Number of applications that are still pending at the end of the reporting year	16

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

The Netherlands has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

## b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

## c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

## d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

Please note that the following data is from reference years 2021, 2022 and 2023.

### - Applicable legislation (*Portable Document A1*)

In 2021 87 A1-applications (whereof 73 employed and 14 self-employed) were issued for postings from the Netherlands to the UK.

In 2022 60 A1-applications (whereof 54 employed and 6 self-employed) were issued for postings from the Netherlands to the UK.

In 2023 29 A1-applications (whereof 26 employed and 3 self-employed) were issued for postings from the Netherlands to the UK.

### - Cross-border health care (*EHIC, Portable Documents S1 and S2*)

2021 data

#### **Electronic Health Insurance Card**

Number of Dutch insured persons receiving sickness benefits during their stay in the UK is 538, total amount paid EUR 834.749,22.

Number of residents of the UK receiving sickness benefits during their stay in the Netherlands is 5.936, total amount received EUR 2.200.858,41.

#### Reference year 2022

Number of Dutch insured persons receiving sickness benefits during their stay in the UK is 529, total amount paid EUR 703.340,66.

Number of residents of the UK receiving sickness benefits during their stay in the Netherlands is 1478, total amount received EUR 1.480.278,89.

#### Reference year 2023

Number of Dutch insured persons receiving sickness benefits during their stay in the UK is 373, total amount paid EUR 843.434,38.

Number of residents of the UK receiving sickness benefits during their stay in the Netherlands is 4.037, total amount received EUR 3.948.703,69

#### **Portable Document S1**

Number of Portable Document S1 issued by the authorities in the Netherlands in 2021 with the UK as Member State of residence; 200 → Status:

- Insured person 59
- Pensioner 133
- Family member of insured person 0
- Family member of pensioner 8

Total number of Portable Document S1 issued by the authorities in the Netherlands and still valid on 31 December 2021 (regardless of the year when they were issued), with the UK as Member State of residence; 1.378 → Status:

- Insured person 159
- Pensioner 1.038
- Family member of insured person 3
- Family member of pensioner 178

Number of Portable Document S1 received in 2021 by the authorities in the Netherlands, with the UK as competent Member State, the UK; 662 → Status:

- Insured person 345
- Pensioner 38
- Family member of insured person 279
- Family member of pensioner -

Total number of Portable Document S1 received by the authorities in the Netherlands and still valid on 31 December 2021 (regardless of the year when they were issued), with the UK as competent Member State; 956 → Status

- Insured person 375
- Pensioner 305
- Family member of insured person 258
- Family member of pensioner 18

Reimbursement claims and amounts for persons registered in the Netherlands with a PD S1 who received sickness benefits in kind for which the UK is the competent member state; 4.688 claims, total amount paid EUR 1.969.792,95.

Reimbursement claims and amounts for persons to whom the Netherlands issued a PD S1, who received sickness benefits in kind in the UK; 1 claim, total amount to receive EUR 178,51.

Reference year 2022

Number of Portable Document S1 issued by the authorities in the Netherlands in 2022 with the UK as Member State of residence; 165 → Status:

- Insured person 33
- Pensioner 119
- Family member of insured person 1
- Family member of pensioner 12

Total number of Portable Document S1 issued by the authorities in the Netherlands and still valid on 31 December 2022 (regardless of the year when they were issued), with the UK as Member State of residence; 1.190 → Status:

- Insured person 0
- Pensioner 1.011
- Family member of insured person 4
- Family member of pensioner 175

Number of Portable Document S1 received in 2022 by the authorities in the Netherlands, with the UK as competent Member State, the UK; 612 → Status:

- Insured person 320
- Pensioner 30
- Family member of insured person 258
- Family member of pensioner 4

Total number of Portable Document S1 received by the authorities in the Netherlands and still valid on 31 December 2022 (regardless of the year when they were issued), with the UK as competent Member State; 891 → Status

- Insured person 321
- Pensioner 302
- Family member of insured person 252
- Family member of pensioner 16

Reimbursement claims and amounts for persons registered in the Netherlands with a PD S1 who received sickness benefits in kind for which the UK is the competent member state; 1.888 claims, total amount paid EUR 3.835.615,65

Reimbursement claims and amounts for persons to whom the Netherlands issued a PD S1, who received sickness benefits in kind in the UK; 5.649 claim, total amount to receive EUR 3.896.706,04

Reference year 2023.

Number of Portable Document S1 issued by the authorities in the Netherlands in 2023 with the UK as Member State of residence; 130 → Status:

- Insured person 17
- Pensioner 98
- Family member of insured person 1
- Family member of pensioner 14

Total number of Portable Document S1 issued by the authorities in the Netherlands and still valid on 31 December 2023 (regardless of the year when they were issued), with the UK as Member State of residence; 1.199 → Status:

- Insured person 56
- Pensioner 978
- Family member of insured person 3
- Family member of pensioner 162

Number of Portable Document S1 received in 2023 by the authorities in the Netherlands, with the UK as competent Member State, the UK; 557 → Status:

- Insured person 284
- Pensioner 20
- Family member of insured person 252
- Family member of pensioner 1

Total number of Portable Document S1 received by the authorities in the Netherlands and still valid on 31 December 2023 (regardless of the year when they were issued), with the UK as competent Member State; 865 → Status

- Insured person 323
- Pensioner 288
- Family member of insured person 235
- Family member of pensioner 19

Reimbursement claims and amounts for persons registered in the Netherlands with a PD S1 who received sickness benefits in kind for which the UK is the competent member state; 0 claims, total amount paid EUR 2.852.213,27.

Reimbursement claims and amounts for persons to whom the Netherlands issued a PD S1, who received sickness benefits in kind in the UK; 1.398 claim, total amount to receive EUR 4.116.790,95.

## ***Portable Document S2***

The number of Portable Document S2 the Netherlands has issued for persons to seek planned medical treatment in the UK is 3. The number of insured persons who received planned medical treatment in the Netherlands by means of a PD S2 issued by the UK is 12.

The amount to be paid for planned healthcare received in the UK by persons with a PD S2 issued by the Dutch institutions is EUR 21.758,62 for 5 forms. There is no significant information available about the amount to be received by the Dutch institutions for persons from the UK that have received planned healthcare in the Netherlands.

Reference year 2022

The number of Portable Document S2 the Netherlands has issued for persons to seek planned medical treatment in the UK is 1. The number of insured persons who received planned medical treatment in the Netherlands by means of a PD S2 issued by the UK is 30.

The amount to be paid for planned healthcare received in the UK by persons with a PD S2 issued by the Dutch institutions is EUR 0,00 for 0 forms. There is no significant information available about the amount to be received by the Dutch institutions for persons from the UK that have received planned healthcare in the Netherlands.

Reference year 2023

The number of Portable Document S2 the Netherlands has issued for persons to seek planned medical treatment in the UK is 3. The number of insured persons who received planned medical treatment in the Netherlands by means of a PD S2 issued by the UK is 10.

The amount to be paid for planned healthcare received in the UK by persons with a PD S2 issued by the Dutch institutions is EUR 0,00 for 0 forms. There is no significant information available about the amount to be received by the Dutch institutions for persons from the UK that have received planned healthcare in the Netherlands.

- Pensions

2021 data

Pensions exported from the Netherlands in case of persons, residing in the UK, who receive pensions from two or more countries.

Old-age pension: 12.189 pensions, total amount paid € 34.128.585

Survivors pension: 58 pensions, total amount paid € 294.033

Invalidity pension: 26 pensions, total amount paid € 484.522

Pensions exported from the Netherlands in case of persons, residing in the UK, who receive only Dutch pension.

Old-age pension: 918 pensions, total amount paid € 4.667.899

Survivors pension: 2 pensions, total amount paid € 5.538

Invalidity pension: 307 pensions, total amount paid € 5.706.772

Totals:

Old-age pension: 13.107 pensions, total amount paid € 38.796.484

Survivors pension: 60 pensions, total amount paid € 299.571

Invalidity pension: 333 pensions, total amount paid € 6.191.294

Reference year 2022

Pensions exported from the Netherlands in case of persons, residing in the UK, who receive pensions from two or more countries

Old age pensions: 12.866 pensions, total amount paid 38.909.844 euros

Survivors pension: 57 pensions, total amount paid 298.574

Invalidity pension: 11 pensions, total amount paid 281288 euros



Pensions exported from the Netherlands in case of persons, residing in the UK, who receive only Dutch pension.

Old age pensions: 417 pensions, total amount paid 2.259.398 euros

Survivors pension: 2 pensions, total amount paid 10.255 euros

Invalidity pension: 309 pensions, total amount paid 5944375 euros

#### Reference year 2023

Pensions exported from the Netherlands in case of persons, residing in the UK, who receive pensions from two or more countries

Old age pensions: 12.999, total amount paid 42.203.020 euros

Survivors pension: 58 pensions, total amount paid 339.469

Invalidity pension : *The 2023 data on invalidity pensions is yet to be confirmed and is to be expected august 1<sup>st</sup> the latest.*

Pensions exported from the Netherlands in case of persons, residing in the UK, who receive only Dutch pension.

Old age pensions: 406 pensions, total amount paid 2.319.486

Survivors pension: 1 pension, total amount paid 6.191

Invalidity pension: *The 2023 data on invalidity pensions is yet to be confirmed and is to be expected august 1<sup>st</sup> the latest.*

- Unemployment benefits (*Portable Documents U1 and U2*)

#### **U1**

Number of recent migrant workers who became unemployed in 2021 and received unemployment benefits in the Netherlands on the basis of periods completed in the United Kingdom: 6 whereof 1 was insured, employed or self-employed less than one month, and 5 more than three months.

#### Reference year 2022

Number of recent migrant workers who became unemployed in 2022 and received unemployment benefits in the Netherlands on the basis of periods completed in the United Kingdom: 1, which was insured, employed or self-employed less than one month (30 days).

#### Reference year 2023

Number of recent migrant workers who became unemployed in 2023 and received unemployment benefits in the Netherlands on the basis of periods completed in the United Kingdom: 1, which was insured, employed or self-employed more than one month (30 days) but less than three months (90 days).

#### **U2**

Export of unemployment benefits from the Netherlands in accordance with Article 64 of Regulation no. 883/2004: 6 PD U2 forms were issued in 2021 for up to three months, where the UK was the receiving state. One person returned and registered with the employment services in the Netherlands before the end of the export period.

There was no export of unemployment benefits from the UK to the Netherlands

#### Reference year 2022

Export of unemployment benefits from the Netherlands in accordance with Article 64 of Regulation no. 883/2004: no PD U2 forms were issued in 2023 in which the UK was the receiving state.

There was no export of unemployment benefits from the UK to the Netherlands.

#### Reference year 2023

Export of unemployment benefits from the Netherlands in accordance with Article 64 of Regulation no. 883/2004: no PD U2 forms were issued in 2023 in which the UK was the receiving state.

There was no export of unemployment benefits from the UK to the Netherlands.

- Family benefits

Algemene Kinderbijslagwet (AKW): 148 entitled persons working and/or residing in Netherlands (for 125 persons primarily competent) with 424 family members residing in the UK, total expenditure € 457.682

Kinderopvangtoeslag (KOT): 13 entitled persons working and/or residing in Netherlands, for all primarily competent, with 15 family members residing in the UK, total expenditure € 74.087

Wet kindgebondenbudget (Wkb): 95 entitled persons working and/or residing in Netherlands (for 74 persons primarily competent) with 178 family members residing in the UK, total expenditure € 355.309

#### Reference year 2022

Algemene Kinderbijslagwet (AKW): 141 entitled persons working and/or residing in the Netherlands (for 119 persons primarily competent) with 391 family members residing in the UK, total expenditure of 456.224 euros.

Kinderopvangtoeslag (KOT): 10 entitled persons working and/or residing in the Netherlands (for all primarily competent) with 14 family members involved residing in the UK, total expenditure 91.390 euros.

Wet kindgebonden budget (Wkb):74 entitled persons working and/or residing in the Netherlands (for 59 persons primarily competent) with 140 family members residing in the UK, total 278.650.

#### Reference year 2023

Algemene Kinderbijslagwet (AKW): 127 entitled persons working and/or residing in The Netherlands (for 106 persons primarily competent) with 478 family members residing in the UK, total expenditure of 298.733 euros

Kinderopvangtoeslag (KOT): 2 entitled persons working and/or residing in the Netherlands (for all primarily competent), with 3 family members residing in the UK, total expenditure of 34.036 euros

Wet kindergebonden budget (Wkb):83 entitled persons working and/or residing in the Netherlands (for 70 persons primarily competent), with 164 family members residing in the UK, total expenditure of 379.340 euros

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

The Netherlands has adopted no specific legislative instruments to implement the Withdrawal Agreement to transpose the recognition of professional qualifications. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

General information:

<https://www.rijksoverheid.nl/onderwerpen/brexit/vraag-en-antwoord/ik-ben-brit-en-woon-in-nederland.-wat-gebeurt-er-na-de-brexit-met-de-erkenning-van-mijn-beroepskwalificatie>

<https://www.nuffic.nl/en/subjects/work-regulations/working-in-the-netherlands-or-another-eu-country>

Diving professions: <https://www.ndcci.nl/en/news-uk/185-swod-newsflash-ref-2021-746>

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	394
---	--	-----

A1	Number of applications granted in the reporting year	183
A2	Number of applications refused in the reporting year	132
A2a	Out of A2, number of applications that were invalid	1
A2b	Out of A2, number of applications that were withdrawn by applicants	1
A3	Number of applications that are still pending at the end of the reporting year	1

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## AUSTRIA

Report for 2023

### 1) Residence rights

Austria operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021.

Residence documents have been issued in the EU's uniform physical format form since 4 January 2021. Residence documents are issued for a fee of 61,50 EUR. A reduced fee of 26,30 EUR is charged for persons younger than 16. Residence permits for children up to or on the second birthday issued for the first time are free of charge.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement is 31 December 2021 or within three months of their arrival in Austria, whichever is later.

Austria has not put in place more favourable residence conditions.

Austria has made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

With respect to maintenance aid for studies, Section 75 paragraph 40 [Studienförderungsgesetz \(StudFG\)](#), [BGBl. Nr. 305/1992](#) as amended in [BGBl. I Nr. 78/2020](#) ([link](#) to consolidated version, available only in German language) in connection with Section 4 paragraph 1a StudFG derogates from equal treatment.

#### a. Key legislative instruments implementing the Withdrawal Agreement

§ 57a Residence and Settlement Act (Niederlassungs- und Aufenthaltsgesetz – NAG), [BGBl. I Nr. 100/2005](#) as amended in [BGBl. I Nr. 146/2020](#). Consolidated version is available here (only in German): [RIS - Niederlassungs- und Aufenthaltsgesetz - Bundesrecht konsolidiert, Fassung vom 24.02.2023 \(bka.gv.at\)](#); Implementing Ordinance - Verordnung des Bundesministers für Inneres zur Durchführung der Bestimmungen hinsichtlich Aufenthalt und Aufenthaltsbeendigung im Abkommen über den Austritt des Vereinigten Königreichs Großbritannien und Nordirland aus der Europäischen Union und der Europäischen Atomgemeinschaft, [BGBl. II Nr. 604/2020](#) (Brexit-Durchführungsverordnung – Brexit-DV). Consolidated version is available here (only in German): [RIS -Brexit-Durchführungsverordnung - Bundesrecht konsolidiert, Fassung vom 24.02.2023 \(bka.gv.at\)](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (29 February 2024)	9 484
---	--	-------

A1	Total number of residence applications made since the domestic residence scheme launched and until 31 December 2023	10 059
A2	Total number of residence applications decided	9 169
A2a	Total number of residence applications granted as pre-permanent residence	3 685
A2b	Total number of residence applications granted as permanent residence	5 484
A2c	Total number of residence applications refused	Note 1
A2c1	Out of A2c, total number of residence applications that were invalid	
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	
B	Number of residence applications made in the reporting year	270
B1	Number of in time residence applications made in the reporting year	Note 1
B1a	Number of residence applications granted as pre-permanent residence	66
B1b	Number of residence applications granted as permanent residence	122
B1c	Number of residence applications refused	Note 1
B1c1	Out of B1c, number of residence applications that were invalid	
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	estimated 80
B2	Number of late residence applications made in the reporting year	*
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	
B2c2	Out of B2c, number of late residence applications granted as permanent residence	
B2c3	Out of B2c, number of late residence applications refused	
B2c3a	Out of B2c3, number of late residence applications that were invalid	
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	**
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

\* No statistical data is available because handling of residence applications is decentralised to local authorities that are currently not able to provide sufficiently reliable statistical data.

\*\* No statistical data available as statistics have only been collected since the end of March 2024.

## 2) Rights of employed and self-employed frontier workers

In Austria, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 11 December 2020. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued for a fee of 38,5 EUR (based on standard fees for issuing comparable identification documents to EU, EEA and Swiss nationals and their family members).

### a. Key legislative instruments implementing the Withdrawal Agreement

In combination with section 3 paragraph 8 of the Austrian Act Governing the Employment of Foreign Nationals (Ausländerbeschäftigungsgesetz – AuslBG, [BGBl Nr. 218/1975](#), as amended in [BGBl I Nr. 1/2022 idF BGBl I Nr. 16/2022](#)).

Link to the consolidated version of the AuslBG – <https://www.ris.bka.gv.at/GeltendeFassung.wxe?Abfrage=Bundesnormen&Gesetzesnummer=10008365>.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance information in English – <https://www.bundeskanzleramt.gv.at/en/topics/brexit/residency-and-access-to-the-labour-market.html>.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications made in the reporting year	1
A1	Number of applications granted in the reporting year	1
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Austria has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information available on the website of the Federal Ministry of Social Affairs, Health, Long-Term-Care and Consumer Protection: <https://www.sozialministerium.at/Themen/Soziales/Sozialversicherung/Sozialversicherung-International.html>.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

Data not yet available for the reporting year.

### 4) Recognition of professional qualifications

#### a. Key legislative instruments implementing the Withdrawal Agreement

The amendments to the Austrian lawyers Act (RAO – a consolidated version is available here: [RIS-Rechtsanwaltsordnung - Bundesrecht konsolidiert, Fassung vom 22.03.2022 \(bka.gv.at\)](#)) and the Federal law on the free movement of services and the establishment of European lawyers and the provision of legal services by internationally operating lawyers in

Austria (EIRAG – a consolidated version is available here: [RIS - Europäisches Rechtsanwaltsgesetz - Bundesrecht konsolidiert, Fassung vom 22.03.2022 \(bka.gv.at\)](#)) made by the Federal Acts published in the Federal Law Gazette I No. 156/2020 ([BGBLA 2020 I 156.pdfsig \(bka.gv.at\)](#)) and [No. 157/2020 \(BGBLA 2020 I 157.pdfsig \(bka.gv.at\)\)](#) ensure that, in accordance with Art. 27 and 28 of the Withdrawal Agreement, nationals of the United Kingdom who meet the requirements laid down in the EIRAG and who have applied before 1 January 2021 may continue to make use of the possibilities granted to European lawyers by Directives 98/5/EC and 2005/36/EC (including taking an aptitude test under the EIRAG) until they are fully integrated in Austria (in the form of registration as a lawyer with an Austrian Bar).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Information is available on the following websites: Federal Ministry for Labour and Economy – <https://www.bmaw.gv.at/Themen/International/Handels-und-Investitionspolitik/EU/Brexit.html>.

Federal Ministry of Education, Science and Research - <https://www.bmbwf.gv.at/en/Topics/euint/news/brexit.html>.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## POLAND

Report for 2023

### 1) Residence rights

Poland operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since February 2021. Residence documents are issued free of charge.

United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status. Such document must be issued upon voluntary application. However, registration requirement already in use for EU citizens, for those not registered by 31 December 2020 or those who had not applied for such registration before 31 December 2020 applies. Deadline the same as for EU citizens - the day following the lapse of 3 months from the date of entry.

Third-country family members of United Kingdom nationals are not obliged to register as Withdrawal Agreement beneficiaries/apply for a residence document attesting their new residence status. However, obligation to apply for a residence card of UK citizen family member already in use for third country family members of EU citizens applies for those not possessing residence card of EU citizen family member issued until 31 December 2020 or those who had not applied for such document before 31 December 2020. Deadline the same as for third country family members of EU citizens - the day following the lapse of 3 months from the date of entry.

United Kingdom nationals were able to use their old residence documents issued under EU law on free movement of EU citizens until 31 December 2021.

Poland has not put in place more favourable residence conditions for Withdrawal Agreement beneficiaries other than those applied to EU citizens.

Poland has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.”

#### a. Key legislative instruments implementing the Withdrawal Agreement

Act of 10 December 2020 amending the Act on the entry into the territory of the Republic of Poland, residence and departure from this territory of citizens of the European Union Member States and their family members and some other acts (Journal of Laws, item 2369) is available here: <https://isap.sejm.gov.pl/isap.nsf/DocDetails.xsp?id=WDU20200002369>.

Act of 14 July 2006 on the entry into the territory of the Republic of Poland, stay and departure from this territory of citizens of the European Union Member States and their family members (Consolidated version, Journal of Laws of 2024, item 633) is available here (in Annex of the Notice of the Marshal of the lower house of Parliament of the Republic of Poland): <https://isap.sejm.gov.pl/isap.nsf/DocDetails.xsp?id=WDU20240000633>.

Regulation of the Minister of the Interior and Administration of 29 December 2020 on applications and documents regarding the right of residence in the territory of the Republic of Poland of citizens of the United Kingdom of Great Britain and Northern Ireland and their family members (Journal of Laws of 2020, item. 2450) is available here: <https://isap.sejm.gov.pl/isap.nsf/DocDetails.xsp?id=WDU20200002450>.

Regulation of the Minister of the Interior and Administration of 29 December 2020 on applications and documents regarding the right of permanent residence in the territory of the Republic of Poland of citizens of the United Kingdom



of Great Britain and Northern Ireland and their family members (Journal of Laws of 2020, item. 2443) is available here: <https://isap.sejm.gov.pl/isap.nsf/DocDetails.xsp?id=WDU20200002443>.

#### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Office for Foreigners websites: <https://www.gov.pl/web/udsc-en/brexit---information-and-applications>.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (14 May 2024)	5 000 -5 500
A1	Total number of residence applications made since the domestic residence scheme launched and until 30 April 2024	4 838
A2	Total number of residence applications decided	4 777
A2a	Total number of residence applications granted as pre-permanent residence	30 95
A2b	Total number of residence applications granted as permanent residence	1 381
A2c	Total number of residence applications refused	301
A2c1	Out of A2c, total number of residence applications that were invalid	118
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	Data not available
B	Number of residence applications made in the reporting year	191
B1	Number of in time residence applications made in the reporting year	191
B1a	Number of residence applications granted as pre-permanent residence	152
B1b	Number of residence applications granted as permanent residence	95
B1c	Number of residence applications refused	31
B1c1	Out of B1c, number of residence applications that were invalid	14
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	Data not available
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	14
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

## 2) Rights of employed and self-employed frontier workers

In Poland, beneficiaries of the Withdrawal Agreement were obliged to apply for a document identifying their frontier workers' rights by 31 December 2021. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2021. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

Art. 15 of the Act of 10 December 2020 amending the Act on the entry into the territory of the Republic of Poland, residence and departure from this territory of citizens of the European Union Member States and their family members and some other acts (Journal of Laws, item 2369) is available here: <https://isap.sejm.gov.pl/isap.nsf/DocDetails.xsp?id=WDU20200002369>.

Art. 65c-65g of the Act of 14 July 2006 on the entry into the territory of the Republic of Poland, stay and departure from this territory of citizens of the European Union Member States and their family members (Consolidated version, Journal of Laws of 2024, item 633) is available here (in Annex of the Notice of the Marshal of the lower house of Parliament of Poland): <https://isap.sejm.gov.pl/isap.nsf/DocDetails.xsp?id=WDU20240000633>.

Application for registration of residence applied also to frontier workers is specified in regulation of the Minister of the Interior and Administration of 29 December 2020 on applications and documents regarding the right of residence in the territory of the Republic of Poland of citizens of the United Kingdom of Great Britain and Northern Ireland and their family members (Journal of Laws of 2020, item. 2450) is available here: <https://isap.sejm.gov.pl/isap.nsf/DocDetails.xsp?id=WDU20200002450>.

### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Office for Foreigners websites: <https://www.gov.pl/web/udsc-en/brexit---information-and-applications>, <https://www.gov.pl/web/udsc-en/after-the-end-of-the-transition-period>, <https://www.gov.pl/web/udsc-en/information-on-work-or-self-employed-activity-by-uk-nationals>.

National Health Fund (NHF) published in its webpages a guide on the rights to sickness benefits in kind in cross border situations concerning Poland and UK after Brexit - <https://www.nfz.gov.pl/dla-pacjenta/nasze-zdrowie-w-ue/brexit/>.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	5
A1	Number of applications granted in the 2023 year	9
A2	Number of applications refused in the 2023 year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year ( <i>concerning applications made in 2023</i> )	3

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

No legislative instruments have been introduced to implement the Withdrawal Agreement regarding the coordination of social security systems.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments have been introduced to implement the Withdrawal Agreement regarding the coordination of social security systems.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

In terms of applicable legislation, information has been published on the procedure for issuing A1 certificates during the transitional period (BREXIT and issuing A1 certificates).

<https://www.zus.pl/baza-wiedzy/biezace-wyjaszanie-komorek-merytoricznych/-/publisher/details/4/brexit-a-wydanie-zaswiadczen-a1/3151496>

Regarding the granting and payment of benefits, information has been published on the method of paying benefits during the transition period (Withdrawal of Great Britain from the European Union and the right to a pension or disability pension).

<https://www.zus.pl/o-zus/aktualnosci/-/publisher/aktualnosc/5/wystapienie-ielej-brytanii-z-unii-lepszej-a-prawo-do-emerytury-lub-renty/3127690>

### d. Key domestic jurisprudence from the reporting year

Decision of the Supreme Court - Chamber of Labor and Social Insurance of January 11, 2023, reference number: II USK 142/22. Thesis of the judgment: Despite Great Britain's withdrawal from the European Union, it is possible to obtain the position of the competent institution of this country regarding the subjection to British insurance, which means that the lack of the power of the pension authority and the court to assess the validity of the legal relationship constituting the title of social insurance in Great Britain will not lead to subjection to British insurance of the insured person resulting in his/her social security coverage in both countries.

<https://www.sn.pl/sites/orzecznictwo/orzeczenia3/ii%20usk%20142-22.pdf>

### e. Statistical data

#### [Applicable legislation \(Portable Document A1\)](#)

In 2023, the Social Insurance Institution issued 2,709 A1 certificates, including:

- 2,668 A1 certificates under Art. 12 section 1 of Regulation No. 883/2004 - posting an employee to work in Great Britain,
- 41 A1 certificates under Art. 12 section 2 of Regulation No. 883/2004 - a self-employed person in Great Britain

In 2023, the Agricultural Social Insurance Fund did not issue A1 documents to the United Kingdom of Great Britain and Northern Ireland.

#### [Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

- Number of EHICs issued to persons who, while applying for the document, indicated intention to go to UK – **673** (however in most cases applicants for EHIC don't indicate the destination since this document is generally not related to a particular country but is valid both in UK and in all EU/ EFTA member states);
- Number of benefits provided to persons with British EHIC (or PRC) – about **22782**;
- Number of new S1 (or their electronic equivalents) issued in 2023 for Polish insured persons with residence in UK– **112**. Total number of S1 (or their electronic equivalents) and E 100 forms (PL) issued to UK residents which still remain valid at the end of 2023 – **1895**;
- Number of new S1 (or their electronic equivalents) (UK) registered by NHF in 2023 for British insured persons with residence in Poland– **792**. Total number of S1 (or their electronic equivalents) and E 100 forms (UK) registered by NHF, which still remain valid at the end of 2023 – **1939**;
- Number of S2 issued to Polish insured persons intending to go for planned treatment in UK – **24**;
- Number of UK patients for whom planned treatment was provided in Poland based on S2 (UK) – **45**.

#### [Pensions](#)

In 2023, the Social Insurance Institution:

- 1) paid 43 433 old-age and disability to Great Britain in the amount of PLN 110 485 632.94, including:
  - 38 340 pensions for the amount of PLN 98 668 283.47

- 270 disability benefits (excluding accidents) in the amount of PLN 335 985.15
  - 221 disability pensions due to accidents in the amount of PLN 908 961.14
  - 4 578 survivors' pensions (excluding accidents) in the amount of PLN 10 466 216.94
  - 24 accident survivors' benefits in the amount of PLN 106 186.24
- 2) received 6 705 applications for Polish old-age and disability benefits from people residing in Great Britain, including:
- 1 610 first-time applications for Polish old-age and disability benefits
  - 5 095 applications requiring the issuance of replacement decisions

In 2023, 74 pension applications were received by Agricultural Social Insurance Fund.

In 2023, at the request of beneficiaries residing in Poland, the Pension and Disability Insurance Institution by the Ministry of the Interior and Administration carried out 2 interstate proceedings with a British social security institution for granting British pension benefits, completed by issuance of form P1. The British institution submitted one application in accordance with its jurisdiction.

In 2023 the Pension and Disability Insurance Institution of the Ministry of the Interior and Administration paid 339 pension benefits to the UK in a total amount of PLN 1 038 727.21 (210 pensions - PLN 603 791.75, 12 disability pensions - PLN 47 337.33, 117 survivors' pensions - PLN 387 598.13)

The Pension Office of the Prison Service did not conduct last year any proceedings concerning pension benefits with a British institution. However, it paid out in 2023 to Great Britain 36 benefits for a total amount of PLN 128 200.15 (12 pensions - PLN 43 226,96, 24 survivors' pensions - PLN 84 973.19)

#### [Unemployment benefits \(Portable Documents U1 and U2\)](#)

Polish institutions did not issue any PD U1 and PD U2.

#### [Family benefits](#)

Number of applications for family benefits processed under the provisions of the Withdrawal Agreement applying the coordination provisions in the period from 1 January 2023 to 31 December 2023 amounts to total number of 9 780.

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

The Withdrawal Agreement can, in principle, be directly applicable without the need for implementing its regulations in the scope of professional qualifications' recognition to the Polish legislation.

Article 4.1 specifies that "the provisions of this Agreement and the provisions of Union law made applicable by this Agreement shall produce in respect of and in the United Kingdom the same legal effects as those which they produce within the Union and its Member States. Accordingly, legal or natural persons shall in particular be able to rely directly on the provisions contained or referred to in this Agreement which meet the conditions for direct effect under Union law".

According to the established jurisprudence of the CJEU, a provision of an agreement concluded by the EU with a third country may be considered directly effective if it contains a clear and precise obligation, the fulfilment and effects of which do not depend on the issuance of another act (*e.g. case C-256/03 Simultenkov, point 21*). Although the Withdrawal Agreement refers to the directive regulations, nevertheless, in our opinion, the directive regulations are implemented in a way which enables direct application of Withdrawal Agreement provisions.

As far as we know it is not planned to grant a treatment more favourable to that guaranteed under the Withdrawal Agreement to the persons concerned and, more generally, to United Kingdom nationals as regards recognition of their professional qualifications for the time after the end of the transition period.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in 2023	0
A1	Number of applications granted in 2023	0
A2	Number of applications refused in 2023	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## PORTUGAL

Report for 2023

### 1) Residence rights

Portugal operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on the 3 December 2020. Residence documents have been issued in the EU's uniform physical format since February 2022. Law No. 18/2022, of 25 August 2022, introduced a simplified procedure for issuing and renewing residence documents to beneficiaries of the Withdrawal Agreement. Residence documents are issued for a fee of 15 EUR for temporary residence status holders, 18 EUR for permanent residence status holders and 35 EUR for urgent residence card requests.

United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries and apply for a residence document attesting their new residence status. Such document must be issued upon voluntary application.

After registering on the Brexit Portal, United Kingdom nationals download a QR Code certifying their residence in national territory, while waiting for their residence document to be issued. They then must book an appointment for the collection of their biometric data which will allow the issuance of their residence document.

Third-country family members of United Kingdom nationals are obliged to register as Withdrawal Agreement beneficiaries and apply for a residence document attesting their new residence status.

United Kingdom nationals are able to use their old residence documents issued under EU law on free movement of EU citizens until their new residence document is issued. Decree-Law No. 90/2022, of 30 December 2022, regarding residence documents, visas and documents relating to the stay of foreign citizens in Portuguese national territory, automatically extended residence documents expired, including those issued to United Kingdom nationals and their family members, until 31 December 2023.

Portugal has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Ordinance n. º 225/2020, of 29 September 2020, adopting the uniform format for residence documents provided to United Kingdom nationals who are beneficiaries of the Withdrawal Agreement. The text is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

Ordinance n. º 1/2022, of 4 January 2022, setting the fees payable for administrative procedures related to the residence documents to be issued to United Kingdom nationals and their family members. The text is available [here](#).

Law No. 18/2022, of 25 August 2022, designed to simplify the procedure for issuing and renewing residence documents to beneficiaries of the Withdrawal Agreement. The text is available [here](#).

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

General guidance on new residence permits for United Kingdom nationals under the Withdrawal Agreement. Consolidated version in Portuguese is available [here](#) and English version of the guidance document is available [here](#).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (7 May 2024)	39 380
A1	Total number of residence applications made since the domestic residence scheme launched and until 31 December 2023	39 184
A2	Total number of residence applications decided	3 2384
A2a	Total number of residence applications granted as pre-permanent residence	Data not available
A2b	Total number of residence applications granted as permanent residence	32 384
A2c	Total number of residence applications refused	Data not available
A2c1	Out of A2c, total number of residence applications that were invalid	
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	
B	Number of residence applications made in the reporting year	
B1	Number of in time residence applications made in the reporting year	728
B1a	Number of residence applications granted as pre-permanent residence	Data not available
B1b	Number of residence applications granted as permanent residence	
B1c	Number of residence applications refused	
B1c1	Out of B1c, number of residence applications that were invalid	
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	320
C1	Number of entry visas granted in the reporting year	Data not available
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

## 2) Rights of employed and self-employed frontier workers

Portugal has no indication of any United Kingdom nationals who could be qualified as frontier workers in Portugal.

### a. Key legislative instruments implementing the Withdrawal Agreement

Portugal has adopted no specific legislative instruments to implement the Withdrawal Agreement on coordination of social security systems. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No such instruments in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	Data not available
A1	Number of applications granted in the reporting year	
A2	Number of applications refused in the reporting year	
A2a	Out of A2, number of applications that were invalid	
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

Portugal has adopted no specific legislative instruments to implement the Withdrawal Agreement on coordination of social security systems. Its rules are applied directly. Guidance has been provided to the competent institutions as reported in 2022 (for the reference year of 2021) under field c. below.

### b. Key legislative instruments adopted or amended in the reporting year

No such instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance has been provided to the competent institutions in 2020 and 2021. In 2022 and 2023 no further guidelines have been provided.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

#### [Applicable legislation \(Portable Document A1\)](#)

- PDs A1 issued in accordance with Article 12 of Regulation (EC) 883/2004 - 619
- PDs A1 issued in accordance with Article 13 of Regulation (EC) 883/2004 - 0
- PDs A1 issued in accordance with Article 16 of Regulation (EC) 883/2004 – 0
- Requests received from the UK for exceptional agreements under Article 16 of Regulation (EC) 883/2004 - 0

#### [Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

- EHIC – breakdown by country is not available
- PDs S1 issued to the UK – 16  
(breakdown by type of insured persons is not available at the moment)
- PDs S2 issued to the UK - 0

#### [Pensions](#)



### Total number and amount of the exported pensions from Portugal to pensioners who reside in the UK

	Number of persons	Total expenditure
Old-age	2.319	9.614.609 €
Survivors' pension	1.125	3.194.340 €
Invalidity pension	101	484.617 €
<b>Total</b>	<b>3.545</b>	<b>13.293.567 €</b>

#### Unemployment benefits (Portable Documents U1 and U2)

- PDs U1 received from the UK – 25
- PDs U1 issued to the UK – 14
- PDs U2 received from the UK – 1
- PDs U2 issued to the UK – Data not available

#### Family benefits

The data obtained automatically from the system for the reference year of 2023 have shown many inconsistencies and are not reliable. Therefore, to avoid conclusions that do not correspond to reality, a global reassessment of the data collected will be done and updated data will be provided next year.

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Law no. 27-A/2019 of 28 March, still in force, provided for a set of contingency measures applicable under the Preparation and Contingency Plan of the Portuguese Government for the Withdrawal of the United Kingdom from the European Union.

This Plan was revised and updated in accordance to the approval of the Withdrawal Agreement in 2019 and the Trade and Cooperation Agreement in 2020.

Information on the Withdrawal Agreement is available [here](#).

PT has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of recognition of professional qualifications. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance documents were sent by the National Coordination for Professional Qualifications to the competent authorities for the regulated professions.

The Guidance document and information can also be found [here](#).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## ROMANIA

Report for 2023

### 1) Residence rights

Romania operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 December 2020. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued free of charge.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement was 31 December 2021. Beyond the aforementioned time limit, the late applications shall continue to be received in accordance with the provisions of Article 18(1)(d) of the Withdrawal Agreement.

Romania has not put in place more favourable residence conditions.

Romania has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Emergency Government Ordinance no. 204/2020 establishing measures for the implementation of the Withdrawal Agreement regarding the right of entry and stay on Romanian territory. Consolidated version is available [here](#) and courtesy English translation of the original Act (not the current version) is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance was provided to the territorial structures of the General Inspectorate for Immigration and the General Inspectorate of Border Police regarding the rights of the frontier workers (not public).

In order to ensure the necessary assistance to vulnerable persons, the Ministry of Home Affairs also sent guidance documents to the national authorities responsible in this field (eg. the National Authority for the Rights of Persons with Disabilities, Children and Adoptions / Directorate for the Protection of Children's Rights/National Administration of Penitentiaries) containing information on requirements for obtaining the new residence status, administrative procedures and deadlines for United Kingdom nationals who are beneficiaries of the Withdrawal Agreement (not public).

Guidance was issued to Romanian Missions and General Consulates on the implementation of Article 14(3) of the Withdrawal Agreement (not public). Public information can be found [here](#).

Public guidelines on the implementation of the Withdrawal Agreement are not available in the form of a document. Relevant information is available on the website of the competent institution.

Consolidated version is available [here](#) and courtesy English translation of the website is available [here](#). Individual letters were sent by the competent authorities to all United Kingdom nationals, residents in Romania, on the requirements for obtaining the new residence status, administrative procedures and deadlines.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (31 December 2023)	1 920
A1	Total number of residence applications made until 31 December 2023	1 861
A2	Total number of residence applications decided	1 861
A2a	Total number of residence applications granted as pre-permanent residence	1 608
A2b	Total number of residence applications granted as permanent residence	251
A2c	Total number of residence applications refused	2
A2c1	Out of A2c, total number of residence applications that were invalid	0
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	0
B	Number of residence applications made in the reporting year	75
B1	Number of in time residence applications made in the reporting year	0
B1a	Number of residence applications granted as pre-permanent residence	0
B1b	Number of residence applications granted as permanent residence	0
B1c	Number of residence applications refused	0
B1c1	Out of B1c, number of residence applications that were invalid	0
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	0
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	0
B2	Number of late residence applications made in the reporting year	75
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	0
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	0
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	75
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	74
B2c2	Out of B2c, number of late residence applications granted as permanent residence	0
B2c3	Out of B2c, number of late residence applications refused	1
B2c3a	Out of B2c3, number of late residence applications that were invalid	0
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	0
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	0
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	0
C1	Number of entry visas granted in the reporting year	0
C2	Number of entry visas applications refused in the reporting year	0
C3	Total number of entry visa applications pending at the end of the reporting year	0

## 2) Rights of employed and self-employed frontier workers

In Romania, beneficiaries of the Withdrawal Agreement were obliged to apply for a document identifying their frontier workers' rights by 31 December 2021.

The frontier worker scheme opened for applications on 1 December 2020. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued free of charge.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Emergency Government Ordinance no. 204/2020 establishing measures for the implementation of the Withdrawal Agreement regarding the right of entry and stay on Romanian territory. Consolidated version is available [here](#) and courtesy English translation of the original Act (not the current version) is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance was provided to the territorial structures of the General Inspectorate for Immigration and the General Inspectorate of Border Police regarding the rights of the frontier workers (not public).

Public guidelines on the implementation of the Withdrawal Agreement are not available in the form of a document. Relevant information is available on the website of the competent institution.

Consolidated version is available [here](#) and courtesy English translation of the website is available [here](#).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted	0
A2	Number of applications refused	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Romania has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Both the National Health Insurance House (CNAS) and the Ministry of Labour have disseminated to the subordinated institutions internal guidelines on the implementation of the Withdrawal Agreement (not public).

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

[Applicable legislation \(Portable Document A1\)](#)

Number of applications made in the reporting year	141
---	-----

Number of applications granted in the reporting year	141
--	-----

[Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

EHIC - We do not have a distinct record for EHIC requests made for the UK

34 Portable Documents S1 were issued by Romanian competent authorities for the use in UK  
 No Portable Documents S2 were issued in 2023 by Romanian competent authorities.

40 Portable Documents S1 were issued by UK competent authorities and registered in RO.  
 No Portable Documents S2 were issued by the UK for use in RO.

[Pensions](#)

Number of applications made in the reporting year	264
Number of applications granted in the reporting year	220
Number of applications that were invalid	10
Number of applications that are still pending at the end of the reporting year	34

[Unemployment benefits \(Portable Documents U1 and U2\)](#)

PDU1 – 5 received from UK  
 PDU1 - 2 issued for UK

[Family benefits](#)

Number of forms received: 977

Number of forms sent: 4 122

Number of applications granted: 3 863, of which 3 638 child benefit, 223 child raising benefits (Article 32 of the Withdrawal Agreement) and 2 special child raising indemnity for disabled children.

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Order of the Minister of Education and Research no. 3248/2021 for the adoption of measures for the recognition of studies in the context of the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union (not public).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance documents were sent by the National Coordinator for the Recognition of Professional Qualifications to the competent authorities for the regulated professions in Romania (not public). The Ministry of Education has disseminated to higher education institutions guidance documents containing relevant information on the regime applicable to the beneficiaries of the Withdrawal Agreement (for example on the right to the same tuition fees as Romanian nationals) (not public).

Relevant public information can be found [here](#).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	1
A1	Number of applications granted in the reporting year	1
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## SLOVENIA

Report for 2023

### 1) Residence rights

Slovenia operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2021. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued free of charge - exchange for a new permanent residence document under Article 18(1)(h) of the Withdrawal Agreement / for a charge of 20,47 EUR – temporary residence document (0,50 EUR for an application, 4,50 EUR for the procedure, 15,47 EUR for the temporary residence card) and 25,47 EUR – permanent residence document (0,50 EUR for an application, 9,50 EUR for the procedure, 15,47 EUR for the permanent residence card).

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement is 31 December 2021.

Slovenia has not put in place more favourable residence conditions if it has put in place more favourable residence conditions, please explain.

Slovenia has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement if it derogates from equal treatment, please explain.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Foreigners Act (Official Gazette of the Republic of Slovenia, No. 50/11, as amended). Consolidated version is available [here](#) and courtesy English translation of the original Act (not the current version) is available [here](#).

Rules on the method of issuing a residence permit and a document identifying their frontier workers' rights, the method of taking fingerprints, the method of marking termination and the price of a residence permit card and a document identifying their frontier workers' rights (Official Gazette of the Republic of Slovenia, No. 83/21, as amended). Consolidated version is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

Rules amending the Rules on the method of issuing a residence permit and a document identifying their frontier workers' rights, the method of taking fingerprints, the method of marking termination and the price of a residence permit card and a document identifying their frontier workers' rights (Official Gazette of the Republic of Slovenia, No. 98/23). The text is available [here](#).

Rules amending the Rules on the method of issuing a residence permit and a document identifying their frontier workers' rights, the method of taking fingerprints, the method of marking termination and the price of a residence permit card and a document identifying their frontier workers' rights (Official Gazette of the Republic of Slovenia, No. 134/23). The text is available [here](#).

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Public information on arranging the residence, available [here](#), which includes also in 2023 added public statement/information about acquisition of the right of permanent residence and the declaratory nature of the issued permanent residence card.



#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (1 January 2021)	870
A1	Total number of residence applications made since the domestic residence scheme launched and until 31 December 2023	740
A2	Total number of residence applications decided	781
A2a	Total number of residence applications granted as pre-permanent residence	406
A2b	Total number of residence applications granted as permanent residence	315
A2c	Total number of residence applications refused	60
A2c1	Out of A2c, total number of residence applications that were invalid	6
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	47
B	Number of residence applications made in the reporting year	42
B1	Number of in time residence applications made in the reporting year	17
B1a	Number of residence applications granted as pre-permanent residence	30 of which 0 in time applications
B1b	Number of residence applications granted as permanent residence	23 of which 10 in time applications
B1c	Number of residence applications refused	16 of which 0 in time applications
B1c1	Out of B1c, number of residence applications that were invalid	2
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	13
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	7
B2	Number of late residence applications made in the reporting year	25
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	Data is not available
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	Data cannot be provided, due to the fact that data for B2c category is unavailable
B2c2	Out of B2c, number of late residence applications granted as permanent residence	
B2c3	Out of B2c, number of late residence applications refused	
B2c3a	Out of B2c3, number of late residence applications that were invalid	
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	0
C1	Number of entry visas granted in the reporting year	0
C2	Number of entry visas applications refused in the reporting year	0
C3	Total number of entry visa applications pending at the end of the reporting year	0

## 2) Rights of employed and self-employed frontier workers

In Slovenia, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. Such document must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2021.

The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued for a charge of 65,94 EUR (0,50 EUR for an application, 50,00 EUR for the procedure, 15,47 EUR for the card).

### a. Key legislative instruments implementing the Withdrawal Agreement

Foreigners Act (Official Gazette of the Republic of Slovenia, No. 50/11, as amended).

Consolidated version is available [here](#) and courtesy English translation of the original Act (not the current version) is available [here](#).

Rules on the method of issuing a residence permit and a document identifying their frontier workers' rights, the method of taking fingerprints, the method of marking termination and the price of a residence permit card and a document identifying their frontier workers' rights (Official Gazette of the Republic of Slovenia, No. 83/21, as amended).

Consolidated version is available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

Rules amending the Rules on the method of issuing a residence permit and a document identifying their frontier workers' rights, the method of taking fingerprints, the method of marking termination and the price of a residence permit card and a document identifying their frontier workers' rights (Official Gazette of the Republic of Slovenia, No. 98/23).

The text is available [here](#).

Rules amending the Rules on the method of issuing a residence permit and a document identifying their frontier workers' rights, the method of taking fingerprints, the method of marking termination and the price of a residence permit card and a document identifying their frontier workers' rights (Official Gazette of the Republic of Slovenia, No. 134/23).

The text is available [here](#).

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No specific administrative documents that provide public guidance on the implementation have been adopted, except the public information on arranging the document available [here](#).

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

### 3) Co-ordination of social security schemes

Slovenia has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Slovenia has adopted no specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

<https://www.google.com/url?sa=t&source=web&rct=j&opi=89978449&url=http://api.zzzs.si/ZZZS/info/egradiva.nsf/0/576dc97c3d6181dbc12586b900317d91/%24FILE/Priloga1%2520-%2520Dopolnitev%2520Navodila%2520o%2520belezenju%2520in%2520obracunavanju%2520ZS%2520in%2520izdanih%2520materialov.docx&ved=2ahUKEwj8IDc-KqFAXWngP0HHfViAJgQFnoECCOQAQ&usg=AOvVaw13vV3VKOp7IC2zSfSY-cQV>

More information can be found on: <https://www.gov.si/en/registries/projects/brexit/>

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence to be reported in the reporting year.

#### e. Statistical data

[Applicable legislation \(Portable Document A1\)](#)

Secondments to the UK – statuses – issuing period of A1: 1 January 2023 – 31 December 2023

Status of the seconded person	Issued A1	Number of seconded persons - statuses	Total number of seconded persons
3.1 Seconded employed person	354	133	
3.2 Employed person working in two or more countries	17 100	13 866	
3.3 Seconded self-employed person	6	3	
3.4 Self-employed person	529	498	
3.5 Public servant	156	152	
3.6 Contract employee	0	0	
3.7 Sailor	1	1	
3.8 Employed and self-employed person working in various countries	3	3	
3.9 Public servant working in one country and employed/self-employed person working in one or more foreign countries	1	1	
3.10 Members of the flight crew or cabin crew	4	4	
3.11 Exception	0	0	
3.12 Employed/self-employed person working in country from the point 2.1	0	0	
<b>TOTAL</b>	<b>18.154</b>	<b>14.661</b>	<b>14.645</b>

[Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

EHIC: Slovenia does not have information, as EHICs were not issued exclusively for the United Kingdom

Issued forms for the UK in 2023

Form	issued
S1	1
S2	1

### Pensions

In December 2023 Slovenia paid the following number of pensions to UK residents:

- Old-age pensions: 24
- Disability pensions: 0
- Survivor's pensions: 4

### Unemployment benefits (Portable Documents U1 and U2)

In period from 1 January 2023 to 31 December 2023, four persons applied for unemployment benefit in the Republic of Slovenia after employment (last employment) in the UK. There were no cases of duty export (U2 transfer documents).

### Family benefits

In 2023 in average 33 children, UK nationals, received child benefits.

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Slovenia has adopted no specific national legislative instruments that implements the Withdrawal Agreement in the area of recognition of professional qualifications. Its rules apply directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

In the area of professional qualifications Slovenia has provided public guidance on the implementations of the Withdrawal Agreement – <https://www.gov.si teme/vzajemno-priznavanje-poklicnih-kvalifikacij/>.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## SLOVAKIA

Report for 2023

### 1) Residence rights

Slovakia operates a declaratory residence scheme in accordance with Article 18(4) of the Withdrawal Agreement. The residence scheme opened for applications on 1 February 2020. Residence documents have been issued in the EU's uniform physical format form since 1 February 2020. Residence documents are issued free of charge.

United Kingdom nationals are obliged to apply for a residence document attesting their new residence status by 30 June 2021.

Third-country family members of United Kingdom nationals are obliged to apply for a residence document attesting their new residence status by 30 June 2021.

United Kingdom nationals are not anymore able to use their old residence documents issued under EU law on free movement of EU citizens since 1 July 2021.

Slovakia has not put in place more favourable residence conditions.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Act no. 404/2011 Coll. On Residence of Foreigners, link: <https://www.zakonypreludi.sk/zz/2011-404>, accompanied by internal methodology (only in Slovak language).

#### b. Key legislative instruments adopted or amended in the reporting year

No such instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

<https://www.minv.sk/?information-on-the-stay-in-the-territory-of-the-slovak-republic-in-connection-with-the-withdrawal-of-the-united-kingdom-of-great-britain-and-northern-ireland-from-the-european-union-brexit>

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (31 December 2023)	3 133*
A1	Total number of residence applications made until 31 December 2023	1 441
A2	Total number of residence applications decided	1 441
A2a	Total number of residence applications granted as pre-permanent residence	842
A2b	Total number of residence applications granted as permanent residence	599
A2c	Total number of residence applications refused	0
A2c1	Out of A2c, total number of residence applications that were invalid	0
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	0
B	Number of residence applications made in the reporting year	88

B1	Number of in time residence applications made in the reporting year	88
B1a	Number of residence applications granted as pre-permanent residence	33
B1b	Number of residence applications granted as permanent residence	55
B1c	Number of residence applications refused	0
B1c1	Out of B1c, number of residence applications that were invalid	0
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	0
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	0
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available**
C1	Number of entry visas granted in the reporting year	3
C2	Number of entry visas applications refused in the reporting year	2
C3	Total number of entry visa applications pending at the end of the reporting year	0

\* The estimate of the number of citizens of the United Kingdom who fall under the Withdrawal Agreement changes slightly over time, as even during the years 2021-2023 there are findings about the termination of residence of some citizens of the United Kingdom before 1 January 2021 and the data on the termination of residence are also entered into the information system retroactively.

\*\* The numbers in the table show number of visas issued to third country nationals who are family members of UK nationals and applied for a C visa in the reporting year. Please note that the Slovak Republic does not keep statistics on visas issued to beneficiaries of Withdrawal Agreement.

## 2) Rights of employed and self-employed frontier workers

In the Slovak Republic, beneficiaries of the Withdrawal Agreement, could continue to carry out their work also after the transition period just like EU nationals. If such workers wished to obtain a document proving their status of a cross-border worker, they could apply for a document at the respective department of Foreign Police.

The document identifying frontier workers' rights is issued upon application, which you can download here:

[Informácie o pobyte na území SR v súvislosti s vystúpením Spojeného kráľovstva Veľkej Británie a Severného Írska z Európskej únie \(Brexit\), Ministerstvo vnútra SR - Polícia \(minv.sk\)](#)

The documents identifying frontier workers' rights are issued in a physical form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

The Slovak Republic has not adopted any legislative instrument to implement the Withdrawal Agreement. The Withdrawal Agreement is directly applied by the Slovak authorities and institutions. The Slovak Republic acts in line with the Withdrawal Agreement, despite not adopting any new specific instrument.

### b. Key legislative instruments adopted or amended in the reporting year

No such instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No such specific guidance has been adopted.

General information on the implementation of the Withdrawal Agreement can be found on:

[Informácie o pobyte na území SR v súvislosti s vystúpením Spojeného kráľovstva Veľkej Británie a Severného Írska z Európskej únie \(Brexit\), Ministerstvo vnútra SR - Polícia \(minv.sk\)](#)

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

The Slovak authorities do not collect statistical data on such Withdrawal Agreement beneficiaries.

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

None. The Withdrawal agreement is directly applied by the Slovak authorities and institutions.

#### b. Key legislative instruments adopted or amended in the reporting year

None. The Withdrawal agreement is directly applied by the Slovak authorities and institutions.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Some of the information that provide public guidance on the implementation of this area of the Withdrawal Agreement could be find on the following link: [Brexit - MPSVR SR \(gov.sk\)](#).

#### d. Key domestic jurisprudence from the reporting year

There is no such jurisprudence in the reporting year .

#### e. Statistical data

The Social Insurance Agency does not record the status of issued PD A1 solely under the Withdrawal Agreement, i.e. provided statistics also include figures under the Agreement on Trade and Cooperation between the European Union and the European Atomic Energy Community and UK.

Issued PD A1	
Number of applications made in the reporting year	1 976
Number of applications granted in the reporting year	1 838
Number of applications with no PD A1 issue in the reporting year	133
Number of applications that were invalid	5

#### [Cross-border health care \(EHIC, Portable Documents S1 and S2\)](#)

Type of document	Issued during the period 1.1.2023-31.12.2023	Valid during the period (issued or accepted before this period) 1.1.2023 - 31.12.2023
EHIC_UK	cannot be identified	4 514
S1_SK	5	56
S1_UK	146	325
S2_SK	3	0
S2_UK	13	16
S072_SK	3	5
S072_UK	76	45

#### [Pensions](#)

The number of the pensions granted (SK and UK insurance periods) is in total 7 828.

Pensions (EESSI data)
-----------------------

Number of pensions sent to UK	1 258
Number of pensions received from UK	162

Further statistical data relate to the exchange of medical information for the purpose of pension benefits. This data relate only to communication through EESSI.

Detailed Medical Reports	
Number received from UK <i>medical condition assessed by the Social Insurance Agency</i>	16
Number provided to UK <i>medical condition assessed by UK institution</i>	536

#### Unemployment benefits (Portable Documents U1 and U2)

Portable Documents U1 and U2	
Number of PD U1 <i>claims for UB refunds (requested by UK institution)</i>	32
Number of PD U2	0

#### Family benefits

Child benefits: 524 of receivers of the benefit, 830 children concerned, 447 571,40 EUR paid to the receivers of benefits

Parental allowance: 89 receivers of the benefit, 91 children concerned, 225 014,4 EUR paid to the receivers of benefits

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Existing provisions applicable to recognition of professional qualifications from third countries are being used. [Act No. 422/2015 Coll. on recognition of diplomas and on recognition of professional qualifications.](#)

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Guidance documents in relation to the Withdrawal agreement are published on the website of the [Ministry of Education, Research, Development and Youth of the Slovak Republic.](#)

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	0
A1	Number of applications granted in the reporting year	0
A2	Number of applications refused in the reporting year	0
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0





# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## FINLAND

Report for 2023

### 1) Residence rights

Finland operates a constitutive residence scheme in accordance with Article 18(1) of the Withdrawal Agreement. The residence scheme opened for applications on 1 October 2020. Residence documents have been issued in the EU's uniform physical format form since 1 January 2021. Residence documents are issued for a charge of 54 EUR.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement is 30 September 2021.

Finland has not put in place more favourable residence conditions.

Finland has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

Act No. 666/2020 on the Implementation of Certain Provisions on Residence Rights under the Withdrawal Agreement of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.

Consolidated version is available in Finnish and Swedish [here](#). English translation of the original Act is available [here](#).

#### b. Key legislative instruments adopted or amended in the reporting year

Decree No. 1042/2022 of the Ministry of the Interior on the Chargeable Services of the Finnish Immigration Service in 2023 (unofficial translation).

Consolidated version is available in Finnish and Swedish [here](#).

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (1 January 2024)	5 000
A1	Total number of residence applications made since the domestic residence scheme launched and until 29 February 2024	5 035
A2	Total number of residence applications decided	5 031
A2a	Total number of residence applications granted as pre-permanent residence	1 872
A2b	Total number of residence applications granted as permanent residence	2 684
A2c	Total number of residence applications refused	475
A2c1	Out of A2c, total number of residence applications that were invalid	*
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	96

B	Number of residence applications made in the reporting year	178
B1	Number of in time residence applications made in the reporting year	**
B1a	Number of residence applications granted as pre-permanent residence	101
B1b	Number of residence applications granted as permanent residence	251
B1c	Number of residence applications refused	131
B1c1	Out of B1c, number of residence applications that were invalid	***
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	10
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	0 / See B1.
B2	Number of late residence applications made in the reporting year	178 / See B1.
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	0
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	1
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	177
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	49
B2c2	Out of B2c, number of late residence applications granted as permanent residence	100
B2c3	Out of B2c, number of late residence applications refused	6
B2c3a	Out of B2c3, number of late residence applications that were invalid	***
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	1
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	22
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	46
C1	Number of entry visas granted in the reporting year	40
C2	Number of entry visas applications refused in the reporting year	5
C3	Total number of entry visa applications pending at the end of the reporting year	0

\* *The Finnish authorities do not currently collect data on applications refused as invalid.*

\*\* *The Finnish authorities do not currently collect data on joining family members' in time residence applications that were made after the end of the application period. Therefore, in the statistics all applications made after the application period are grouped under "late applications".*

\*\*\* *The Finnish authorities do not currently collect data on applications refused as invalid.*

## 2) Rights of employed and self-employed frontier workers

In Finland, beneficiaries of the Withdrawal Agreement are obliged to apply for a document identifying their frontier workers' rights by 30 September 2021. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 October 2020. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued for a charge of 54 EUR.

### a. Key legislative instruments implementing the Withdrawal Agreement

Act No. 666/2020 on the Implementation of Certain Provisions on Residence Rights under the Withdrawal Agreement of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community.

Consolidated version is available in Finnish and Swedish [here](#). English translation of the original Act is available [here](#).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No administrative documents have been adopted.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	Data on frontier workers' applications currently not collected
A1	Number of applications granted in the reporting year	
A2	Number of applications refused in the reporting year	
A2a	Out of A2, number of applications that were invalid	
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

## 3) Co-ordination of social security schemes

### a. Key legislative instruments implementing the Withdrawal Agreement

Finland has not adopted any specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

The Finnish Center for Pensions and Kela, the Social Insurance Institution of Finland have guidance on implementing the Withdrawal Agreement but it is not available in English and it is done primarily to those who solve issues at the aforementioned institutions. Please find the older versions of guidance as following:

Social insurance institution Kela: <https://www.kela.fi/web/en/social-security-after-brexit?inheritRedirect=true>

Finnish Centre for Pensions: [Brexit and working abroad - Finnish Centre for Pensions](#) (etk.fi)

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

Data not available.

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

Act on the Recognition of Professional Qualifications (1384/2015) <https://www.finlex.fi/fi/laki/ajantasa/2015/20151384>

In English: <https://www.finlex.fi/fi/laki/kaannokset/2015/en20151384.pdf>

Section 1 Scope “[...] This Act also applies to the recognition of professional qualifications based on the Agreement on the European Economic Area or on other agreements concluded by the European Union and its Member States with another party or on Union legal provisions pertaining to the status of third country nationals [...]”

b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

No guidance is in place.

d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

e. Statistical data

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	
A1	Number of applications granted in the reporting year	3
A2	Number of applications refused in the reporting year	
A2a	Out of A2, number of applications that were invalid	
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

# REPORTING ON MEASURES TAKEN BY PUBLIC AUTHORITIES TO IMPLEMENT OR COMPLY WITH THE WITHDRAWAL AGREEMENT UNDER ARTICLE 159(2) OF THE WITHDRAWAL AGREEMENT

## SWEDEN

Report for 2023

### 1) Residence rights

Sweden operates a constitutive residence scheme in accordance with Article [18(1)/18(4)] of the Withdrawal Agreement. The residence scheme opened for applications on 1 January 2020. Residence documents have been issued in the EU's uniform physical format. Residence documents are issued free of charge.

The deadline for application under Article 18(1)(b) of the Withdrawal Agreement is 31 December 2021.

Sweden has put in place more favourable residence conditions; Sweden equates domestic partnership with marriage.

Sweden has not made use of derogations from equal treatment under Article 23(2) of the Withdrawal Agreement.

#### a. Key legislative instruments implementing the Withdrawal Agreement

The Alien's Act and Regulation 2006:97 on foreigners (Chapter 3b).

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Sweden has national guidelines that are used by the Swedish Migration Agency. The European Commission's Guidelines are also used.

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

A	Latest estimated number of resident beneficiaries of the Withdrawal Agreement (10 January 2022)	13 000
A1	Total number of residence applications made since the domestic residence scheme launched and until [2023-12-31]	141 00
A2	Total number of residence applications decided	13 834
A2a	Total number of residence applications granted as pre-permanent residence	7 997
A2b	Total number of residence applications granted as permanent residence	1 923
A2c	Total number of residence applications refused	3 601
A2c1	Out of A2c, total number of residence applications that were invalid	44
A2c2	Out of A2c, total number of residence applications that were withdrawn by applicants	846
B	Number of residence applications made in the reporting year	452
B1	Number of in time residence applications made in the reporting year	Data not available
B1a	Number of residence applications granted as pre-permanent residence	80
B1b	Number of residence applications granted as permanent residence	63
B1c	Number of residence applications refused	512

B1c1	Out of B1c, number of residence applications that were invalid	2
B1c2	Out of B1c, number of residence applications that were withdrawn by applicants	85
B1d	Out of B1, total number of in time residence applications pending at the end of the reporting year	357
B2	Number of late residence applications made in the reporting year	452
B2a	Number of residence applications where national authorities are still assessing there were reasonable grounds for not respecting the application deadline	237
B2b	Number of residence applications where national authorities concluded that there were no reasonable grounds for not respecting the application deadline	115
B2c	Number of residence applications where national authorities concluded that there were reasonable grounds for not respecting the application deadline	215
B2c1	Out of B2c, number of late residence applications granted as pre-permanent residence	33
B2c2	Out of B2c, number of late residence applications granted as permanent residence	12
B2c3	Out of B2c, number of late residence applications refused	115
B2c3a	Out of B2c3, number of late residence applications that were invalid	1
B2c3b	Out of B2c3, number of late residence applications that were withdrawn by applicants	51
B2c4	Out of B2c, number of late residence applications pending at the end of the reporting year	237
C	Number of entry visa applications made in the reporting year by family members seeking to join the beneficiary under Article 14(3) of the Withdrawal Agreement	Data not available
C1	Number of entry visas granted in the reporting year	
C2	Number of entry visas applications refused in the reporting year	
C3	Total number of entry visa applications pending at the end of the reporting year	

## 2) Rights of employed and self-employed frontier workers

In Sweden, beneficiaries of the Withdrawal Agreement are not obliged to apply for a document identifying their frontier workers' rights. Such documents must be issued upon application.

The frontier worker scheme opened for applications on 1 January 2020. The documents identifying their frontier workers' rights are issued in a physical form. The documents are issued free of charge.

### a. Key legislative instruments implementing the Withdrawal Agreement

The Alien's Act and Regulation 2006:97 on foreigners (Chapter 3b).

### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

Sweden has national guidelines that are used by the Swedish Migration Agency. The European Commission's Guidelines are also used.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

### e. Statistical data

A	Number of applications made in the reporting year	68
A1	Number of applications granted in the reporting year	5
A2	Number of applications refused in the reporting year	59
A2a	Out of A2, number of applications that were invalid	1
A2b	Out of A2, number of applications that were withdrawn by applicants	10

A3	Number of applications that are still pending at the end of the reporting year	46
----	--	----

### 3) Co-ordination of social security schemes

#### a. Key legislative instruments implementing the Withdrawal Agreement

Sweden has not adopted any specific legislative instruments to implement the Withdrawal Agreement on the coordination of social security systems. Its rules are applied directly.

#### b. Key legislative instruments adopted or amended in the reporting year

No legislative instruments were adopted or amended in the reporting year.

#### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

The Swedish competent institutions apply the joint Guidance Note relating to the Agreement on the withdrawal of the United Kingdom of Great Britain and Northern Ireland from the European Union and the European Atomic Energy Community, part two on Citizens' rights (as published on 12 May 2020, document C [2020] 2939 final). [https://eur-lex.europa.eu/legal-content/SV/TXT/?uri=CELEX:52020XC0520\(05\)](https://eur-lex.europa.eu/legal-content/SV/TXT/?uri=CELEX:52020XC0520(05))

Information about export of unemployment benefits:

[Intyg U2 för att söka jobb i EU \(iaf.se\)](#)

[Ansökan om intyg U2 eller intyg E 303 \(iaf.se\)](#)

English translations:

[Certificate U2 - Certificate for applying for work in the EU/EEA \(iaf.se\)](#)

[Application for U2 certificates \(iaf.se\)](#)

Information about the Swedish unemployment insurance funds:

<https://ddei5-0-ctp.trendmicro.com/wis/clicktime/v1/query?url=https%3a%2f%2fwww.sverigesakassor.se%2fwp%2dcontent%2fuploads%2f2023%2f03%2fFor%2ddig%2dsom%2dsoker%2darbete%2di%2dannat%2dEU%2dland%5f2023.pdf&umid=CB14C6AE-F704-C005-A9C4-BF02647D43DA&auth=b32f7072cb1370b7b119b85843019516260d8fac-4bdf35626da3f3fb1513952e6c0b2f6f0ce291cf>

#### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

#### e. Statistical data

[Applicable legislation \(Portable Document A1\)](#)

During 2023 Sweden issued 48 PD A1 on the basis of the Withdrawal Agreement.

[Cross-border health care \(EHIC\)](#)

Sweden is currently unable to present data that distinguishes between the legal grounds for issuing an EHIC, i.e., whether it is done on the basis of Regulation 883/2004, the Withdrawal Agreement or the Protocol on Social Security Coordination to the Trade and Cooperation Agreement. For that purpose, there is no indication as to how many EHIC have been issued for the use in the United Kingdom under the Withdrawal Agreement specifically.

The Swedish Social Insurance Agency could report the number of EU cards that have been issued in total during 2023, because all of them can be used in Great Britain. That is the same information for issued EU cards that is



reported in AK's EHIC survey for 2023. However, it will not be ready until May 2024, which means that we cannot currently report statistics here.

Number of people insured in United Kingdom who during 2023 received health care during their stay in Sweden, by presenting an EHIC, British GHIC, a provisional certificate, or SED S045: 1 187. Unlike last year we can break down the figure per certificate as well. There have been 547 GHIC, 482 EHIC, 225 provisional certificates and five (5) SED S045.

#### [Cross-border health care \(Portable Documents S1 and S2\)](#)

##### PD S1

Number of PD S1 issued by the Swedish competent institution on the basis of the Withdrawal Agreement and Regulation 883/2004: 19

Number of PD S1 issued by the Swedish competent institution on the basis of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement: 13

During 2023, Sweden as a country of residence received 28 certificate S1 that had been issued with the support of Regulation 883/2004 or the withdrawal agreement.

Number of issued PD S1 by the British competent institutions on the basis of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement: 14

##### PD S2:

Number of PD S2 issued for 2023 for persons seeking planned medical care in the United Kingdom: 0

Number of persons who for 2023 received planned medical treatment in Sweden by means of a PD S2 issued by the United Kingdom: 1. However, the advance permit was issued in February 2023, i.e. probably with the support of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement.

#### [Pensions](#)

Total number of pensions (old-age and survivors' pension) from Sweden for 2023 to pensioners who receive a pension and reside in the United Kingdom: 4 344

Old-age pension: 4 180 pensions, of which 198 cases decided in 2023 on the basis of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement.

Survivors' pension: 286 pensions, of which 16 cases decided in 2023 on the basis of the Protocol on Social Security Coordination to the Trade and Cooperation Agreement.

It is not possible to separate how many decisions/payments derives from the Withdrawal Agreement and the Protocol on Social Security Coordination to the Trade and Cooperation Agreement respectively.

Sickness compensation and activity compensation are considered pension benefits (invalidity benefits) as defined in Article 1 w of Regulation 883/2004. We are not able to provide statistics on whether the withdrawal agreement has been applied or not, because the Swedish Social Insurance Agency only register the country and not which agreement applied. However, we can provide information that in 2023 there were 93 people who lived in Great Britain and had invalidity benefit (sickness or activity compensation) from Sweden.

#### [Unemployment benefits \(Portable Documents U1 and U2\)](#)

Number of PD U1 forms: six (6) forms received.

Number of PD U2 forms: one (1) form received and zero (0) issued.

#### [Family benefits](#)

Sweden is unable to deliver statistics in this area.

## 4) Recognition of professional qualifications

### a. Key legislative instruments implementing the Withdrawal Agreement

The National Board of Health and Welfare: The Withdrawal Agreement was implemented in Chapter 6, section 3 a patientsäkerhetsförordningen (Ordinance on Patient Safety) (2010:1369) with the following wording. Notwithstanding the United Kingdom's withdrawal from the European Union, the provisions on temporary professional practice and recognition of professional qualifications in section 9-11 of the Legislative Act (2016: 145) on the recognition of professional qualifications, Chapter 5; section 2-18 of this ordinance and the regulations issued in connection with the mentioned administrative provisions, apply correspondingly to anyone who has acquired professional qualifications or had them recognized in the United Kingdom, provided that the application for an evidence of formal qualifications has been received by the National Board of Health and Welfare before the withdrawal.

[https://www.riksdagen.se/sv/dokument-lagar/dokument/svenskforfattningssamling/patientsakerhetsforordning-20101369\\_sfs-2010-1369](https://www.riksdagen.se/sv/dokument-lagar/dokument/svenskforfattningssamling/patientsakerhetsforordning-20101369_sfs-2010-1369)

The Swedish National Agency for Education: No legislative instruments have been necessary to implement the Withdrawal Agreement.

The Swedish Board of Agriculture: No legislative instruments have been necessary to implement the Withdrawal Agreement. No translation in English of the relevant regulations is available and due to the construction of the website it is not possible to provide a hyperlink to the regulation.

### b. Key legislative instruments adopted or amended in the reporting year

The National Board of Health and Welfare: After 31 December 2020, United Kingdom qualifications will be assessed according to the regulation for people educated outside the EU/EEA, obtaining a licence if you are educated outside EU and EEA - Legitimation (socialstyrelsen.se).

The Withdrawal Agreement was implemented in Chapter 6 section 3a of patientsäkerhetsförordningen (Ordinance on Patient Safety) (2010:1369) with the following wording. Notwithstanding the United Kingdom's withdrawal from the European Union, the provisions on temporary professional practice and 161 recognition of professional qualifications in section 9-11 of the Legislative Act (2016: 145) on the recognition of professional qualifications, Chapter 5; section 2-18 of this ordinance and the regulations issued in connection with the mentioned administrative provisions apply correspondingly to anyone who has acquired professional qualifications or had them recognized in the United Kingdom, provided that the application for an evidence of formal qualifications has been received by the National Board of Health and Welfare before the withdrawal. Regulation (2019: 113).

[https://www.riksdagen.se/sv/dokument-lagar/dokument/svenskforfattningssamling/patientsakerhetsforordning-20101369\\_sfs-2010-1369](https://www.riksdagen.se/sv/dokument-lagar/dokument/svenskforfattningssamling/patientsakerhetsforordning-20101369_sfs-2010-1369)

The Swedish National Agency for Education: No legislative instruments have been necessary to implement the Withdrawal Agreement.

The Swedish Board of Agriculture has not adopted any new regulations last year.

### c. Key administrative documents giving guidance on the implementation of the Withdrawal Agreement

The guidelines for the recognition in the European Union of professional qualifications acquired in the United Kingdom of Great Britain and Northern Ireland as presented in the Note for the attention of the group of coordinators for the recognition of professional qualifications (8 September 2022) has been disseminated to the competent authorities.

### d. Key domestic jurisprudence from the reporting year

No such jurisprudence in the reporting year.

## e. Statistical data

There are 15 competent authorities for the regulated professions in Sweden. Please find below the statistical data from the competent authorities that received relevant applications for recognition of professional qualifications in the reporting year. The remaining competent authorities reported zero relevant applications for recognition of professional qualifications in the reporting year.

The Swedish Board of Agriculture (Jordbruksverket)

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	7
A1	Number of applications granted in the reporting year	6
A2	Number of applications refused in the reporting year	1
A2a	Out of A2, number of applications that were invalid	0
A2b	Out of A2, number of applications that were withdrawn by applicants	0
A3	Number of applications that are still pending at the end of the reporting year	0

The National Agency for Education (Skolverket)

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	19
A1	Number of applications granted in the reporting year	19
A2	Number of applications refused in the reporting year	0
Aa	Out of A2, number of applications that were invalid	N/A
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	

National Board of Health and Welfare (Socialstyrelsen)

A	Number of applications under Article 28 of the Withdrawal Agreement made in the reporting year	75
A1	Number of applications granted in the reporting year	48
A2	Number of applications refused in the reporting year	26
A2a	Out of A2, number of applications that were invalid	N/A
A2b	Out of A2, number of applications that were withdrawn by applicants	
A3	Number of applications that are still pending at the end of the reporting year	