



Protocol to the European Code of Social Security

Strasbourg, 16.IV.1964

Addendum 1: Not modified by this Protocol *

Addendum 2 shall read: Supplementary services or advantages

Part II – Medical care

- 1 Medical supervision or treatment as required, maintenance, nursing and other auxiliary services in convalescent homes, spas, and preventoria and similar institutions for the prevention of tuberculosis, provided that the beneficiary or his breadwinner may be required to share in the cost of the care received to the extent of one-third.
- 2 Conservative dental care for all persons protected, provided that the beneficiary or his breadwinner may be required to share in the cost of the care received to the extent of 25 per cent except in the case of children and expectant mothers.
- 3 Dental prostheses, provided that the beneficiary or his breadwinner may be required to share in the cost of the prostheses supplied to the extent of one-half.
- 4 Hospital care, including maintenance, care by general practitioners or specialists, as required, nursing and all auxiliary services required, without limit of duration.
- 5 Home nursing and domestic aid, provided that the beneficiary or his breadwinner may be required to share in the cost of the care received to an extent that will not involve hardship.
- 6 Eye-glasses, provided that the beneficiary or his breadwinner may be required to share in the cost of the eye-glasses supplied to the extent of one-half.
- 7 Hearing aids, provided that the beneficiary or his breadwinner may be required to share in the cost of the hearing aids supplied to the extent of one-half.
- 8 Artificial limbs and other major medical or surgical supplies, provided that the beneficiary or his breadwinner may be required to share in the cost of the supplies received to the extent of one-half.
- 9 Where cost-sharing takes the form of a fixed sum in respect of each case of treatment or each prescription of supplies, the total of such payments made by all persons protected in respect of any one of the types of care referred to in items 1, 2, 3, 5, 6, 7 or 8 shall not exceed the specified percentage of the total cost of that type of care within a given period.

(*) See also Addendum 1 as revised in 2008, available on the [ILO's website](#).

- 10 The provision of medical care to the extent stipulated in Article 10 of the Code as amended by this Protocol, without qualifying period.

Part III – Sickness benefit

- 11 Sickness benefit at a rate not lower than that specified in Article 16 of the Code, without limit of duration.

Part IV – Unemployment benefit

- 12 Unemployment benefit at a rate not lower than that specified in Article 22 of the Code, without limit of duration, where recourse is had to Article 21.a of the Code as amended by the Protocol for the purpose of ratification.
- 13 Benefits for workers who are unable to claim the right to them under the normal provisions of the law or who have exceeded the period during which benefits are normally paid.

Part V – Old age benefit

- 14 Old-age benefit at a rate of at least 50 per cent of the benefit specified in Article 28 of the Code as amended by this Protocol:
 - a under paragraph 2 of Article 29 of the Code or where the benefit specified in Article 28 of the Code as amended by this Protocol is conditional upon a period of residence, and the member does not avail itself of paragraph 3 of Article 29 of the Code, after ten years of residence; and
 - b under paragraph 5 of Article 29 of the Code, subject to prescribed conditions regarding the previous economic activity of the person protected.

Part VI – Employment injury benefit

- 15 Vocational rehabilitation for victims of employment injury.
- 16 Periodical payments to the ascendants of a breadwinner protected, in case of death due to employment injury of the breadwinner, amounting to not less than 20 per cent of the previous earnings of the breadwinner or of the wage of the ordinary adult male labourer, calculated in such a manner as to comply with the requirements of Article 65 or with the requirements of Article 66 of the Code, as the case may be, provided that the periodical payments need not exceed the amount that was contributed by the breadwinner towards the maintenance of the ascendants.
- 17 Periodical payments to the survivors of a breadwinner protected, in case of death not due to employment injury, where the breadwinner was in receipt of a pension in respect of total or serious loss of earning capacity; such payments to survivors shall be in conformity with the requirements of the relevant provisions of the Code as amended by this Protocol.

Part VIII – Maternity benefit

- 18 A birth grant or grants, or a periodical payment during the nursing of the child by the mother.
- 19 Periodical payments, in accordance with the relevant provisions of the Code as amended by this Protocol, for the dependent wives of men in the classes protected, amounting to at least 50 per cent of the benefit specified in Article 50 of the Code as amended by this Protocol.
- 20 Provision of maternity benefit without qualifying period.

Part IX – Invalidity benefit

- 21 Invalidity benefit at a rate of at least 50 per cent of the benefit specified in Article 56 of the Code as amended by this Protocol:
- a under paragraph 2 of Article 57 of the Code or, where the benefit specified in Article 56 of the Code as amended by this Protocol is conditional upon a period of residence, and the member does not avail itself of paragraph 3 of Article 57 of the Code, after five years of residence; and
 - b for a person protected who by reason only of his advanced age when the provisions concerned in the application of this part as amended by this Protocol come into force, has not satisfied the conditions prescribed in accordance with paragraph 2 of Article 57 of the Code, subject to prescribed conditions regarding the previous economic activity of the person protected..
- 22 Vocational rehabilitation for invalids.

Part X – Survivors' benefit

- 23 Survivors' benefit at a rate of at least 50 per cent of the benefit specified in Article 62 of the Code as amended by this Protocol
- a under paragraph 2 of Article 63 of the Code or, where the benefit specified in Article 62 of the Code as amended by this Protocol is conditional upon a period of residence, and the member does not avail itself of paragraph 3 of Article 63 of the Code, after five years of residence;
 - b to the persons protected whose breadwinner had not satisfied the conditions prescribed in accordance with paragraph 2 of Article 63 of the Code, by reason only of his advanced age when the provisions concerned in the application of this part as amended by this Protocol come into force, subject to prescribed conditions regarding the previous economic activity of the breadwinner.
- 24 Periodical payments to the invalid widower who is indigent of a woman breadwinner protected, amounting to not less than 20 per cent of the previous earnings of the breadwinner or of the wage of the ordinary adult male labourer, calculated in such a manner as to comply with the requirements of Article 65 or with the requirements of Article 66 of the Code, as the case may be.

Parts II, III, VI or X

- 25 Funeral benefit for economically active persons protected amounting to:
- i thirty times the daily previous earnings of the person protected which serve, or would have served, for the calculation of the sickness, employment injury or survivors' benefit, as the case may be, provided that the total benefit need not exceed thirty times the daily wage of the skilled male manual employee determined in accordance with the provisions of Article 65 of the Code; or
 - ii thirty times the daily wage of the ordinary adult male labourer, determined in accordance with the provisions of Article 66 of the Code.

Parts II or III

- 26 Funeral benefit for the dependent wives and children protected or for the dependent wives and children of the persons protected, amounting to:
- i fifteen times the daily previous earnings of the breadwinner protected which serve for the calculation of sickness benefit, provided that the total benefit need not exceed fifteen times the daily wage of the skilled male manual employee determined in accordance with the provisions of Article 65 of the Code; or
 - ii fifteen times the daily wage of the ordinary adult male labourer determined in accordance with the provisions of Article 66 of the Code.