

Dealt with by
Werkgeverszaken Koopvaardij

Madam, Sir,

Please quote our reference in your reply

Your ref.

Your letter of

Our reference
Werkgeverszaken
Koopvaardij

Date

Subject: individual exemption from mandatory participation in accordance with Section 97 subsection 2 of the Dutch Pension Act (*Pensioenwet*)

Dear Madam, Sir,

You wish to be eligible for individual exemption from participation in the mandatory pension scheme of the Dutch Merchant Navy's Occupational Pension Fund (Bedrijfspensioenfonds voor de Koopvaardij: 'BPF Koopvaardij') pursuant to Section 97 subsection 2 of the Dutch Pension Act (*Pensioenwet*).

This letter is to inform you about the possibility for seconded sailors, living in other EU Member States or States belonging to the European Economic Area, to be exempted on request from mandatory participation in the pension scheme of the Dutch Merchant Navy's Occupational Pension Fund if they already participate in a supplementary pension insurance scheme in their country of residence. Until recently the possibility of individual exemption provided for in the Dutch Pension Act could not be implemented because sailors always had to be employed by a Dutch maritime employer. Because of the implementation of the new ILO's Maritime Labour Convention (MLC2006) this requirement has been cancelled. That is why a different form of employership such as cross-border secondment has become formally possible. The respective amendment to the Act was accepted by the Senate on 5 July 2011. The possibility of individual exemption has been provided for in Section 97 subsection 2 of the Dutch Pension Act.

The respective Section makes it possible to grant individual exemptions from participation in the mandatory (supplementary) pension scheme of the BPF Koopvaardij on request to employees from other EU Member States or States belonging to the European Economic Area. You must then be seconded and/or paid by a company established in your country of residence. Another condition is that you must have already joined a supplementary pension scheme in your country of residence and that the contributions are continued to be paid into this scheme during the secondment and/or employment.

Exemptions in connection with Section 97 subsection 2 of the Dutch Pension Act must be considered within the sense of a statutory exemption from mandatory participation. The requirements include for instance: the existence of a Secondment Certificate (A1 Statement, formerly Form E101) and the evidence of your participation in a supplementary pension scheme in your country of residence. Even if you are not seconded but you are working under another form of employment pursuant to the application of Article 11 paragraph 4 of the EU Regulation 883/2004, you must submit an A1 Statement.

Address

P.O. Box 97614
2509 GA The Hague
The Netherlands

Stichting Bedrijfspensioenfonds voor de Koopvaardij

Bank account number ING 65.78.36.877
uk.bpfkoopvaardij.nl
servicedesk@koopvaardij.nl
KVK 41199579

This EU Statement entails in short that a company in the country of residence can be regarded as the employer for social security purposes if this company pays the wage.

The A1 Statement certifies that the company in your country of residence has registered you as an insured person with the social insurance body in your country of residence.

Before you decide to submit an application for exemption we recommend that you read the [Pension Scheme](#) properly. You can find the Pension Scheme at uk.bpfkoopvaardij.nl/downloads. It explains the pension scheme of the Dutch Merchant Navy and on the basis of examples you can make an estimate of the entitlements you can build up if you participate. One aspect of the scheme to which we particularly want to draw your attention is the entitlement to dependants' pension. In the unlikely event that you die during your participation in the pension scheme, your dependants (partner and children) will be entitled to a dependant's pension based on what you would have built up right up to the retirement age of 67 years. So please always involve your partner in your decision. You and your employer each pay half the contribution. In the event of an exemption you also lose your entitlement to your employer's contribution.

What you have to do in order to become eligible for an exemption from the mandatory supplementary pension scheme of the Fund:

- Apply for a Secondment Certificate (A1 Statement) from the social insurance body in your country of residence; this also applies if you are not seconded but you are paid by a company in your country of residence;
- Send the evidence of adequate supplementary pension insurance already taken out in your country of residence including evidence of recent contribution payments;
- Complete and sign the application form.

You can apply for the Secondment Certificate (A1 Statement) from (complete details of the respective country).

After having received the documents referred to above, assessment will take place with regard to whether you are eligible for an exemption.


As soon as the application has been assessed you and the vessel manager will be informed of the decision by the Board of Bpf Koopvaardij. If an exemption is granted, from that time onwards no contribution will be owed any longer to Bpf Koopvaardij.

The Fund will periodically review whether the requirements for exemption are still met. If it appears that you no longer meet the conditions, from that moment onwards the participation or as the case may be contribution payments to the Fund will become mandatory again. You and the vessel manager will be informed of this by the Fund.

Do you have any questions?

Please contact us via servicedesk@koopvaardij.nl. You can find comprehensive information about the pension scheme on uk.bpfkoopvaardij.nl.

Yours sincerely,
on behalf of the Dutch Merchant Navy's Occupational Pension Fund



Erwin Cramer
Directeur bestuursbureau Bpf Koopvaardij

- Application form
- List of addresses A1 Statement

Application form for individual exemption from mandatory participation in the Dutch Merchant Navy's Occupational Pension Fund (Stichting Bedrijfspensioenfonds voor de Koopvaardij) pursuant to Section 97 subsection 2 of the Dutch Pension Act (*Pensioenwet*).

1. Personal details of applicant

Name :
Address :
Postcode :
Domicile :
Country :
Telephone number :
Gender :
Date of birth :
Citizen service number (BSN) :
Marital status :

The undersigned states that the contribution to the pension scheme in the country of residence during the secondment period or during the period in which the respective person has been employed by a company established in his country of residence, is applicable and will be continued.

2. Employee's signature

.....
(name) (place) (date) (signature)

3. Wife/husband's signature

.....
(name wife/husband) (place) (date) (signature wife/husband)

Don't forget to enclose the following documentary evidence:

- Secondment Certificate (A1 statement, formerly Form E 101)
- Evidence of participation and contribution payments to a (supplementary) pension scheme in the country of residence

The completed and signed form including the required documentary evidence should be sent to:

Stichting Bpf Koopvaardij
P.O Box 97614
2509 GA The Hague
The Netherlands

Where can I apply for the A1 form?

Belgium	Rijksdienst voor Sociale Zekerheid (RSZ)	Victor Hortaplein 11 B-1060 BRUSSEL
Bulgaria	National Social Security Institute	62-64 Alexander Stambolijsky Bul. SOFIA 1303
(Greece) Cyprus	Department of Social Insurance Services	7 Byron Avenue, CY-1465 NICOSIA
Denmark	The National Social Security Agency "Sikringsstyrelsen"	Landemaerket 11 DK-1119 KOBENHAVN K
Germany	Deutsche Verbindungsstelle Krankenversicherung - Ausland	Pennefeldsweg 12 c D-53177 BONN
Estonia	Estonian National Social Insurance Board	Lembitu 12 15092 TALLINN
Finland	The Central Pension Security Institute	Fin-00065 Eläketurvakeskus
France	Centre des Liaisons Européennes et Internationales de Sécurité Sociale	11 rue de la tour des Dames 75436 PARIS cedex 09
Greece	Ministry of Employment & Social Protection	29 Stadiou GR-10110 ATHINA
Hungary	Országos Egészségbiztosítási Pénztár (Oep)	Váci ut 73/A H-1139 BUDAPEST
Ireland	PRSI Special Collections Government Office	Cork Road WATERFORD
Italy	Direzione Regionale INPS	Via dei Giudicati, 33 I-09100 CAGLIARI (Sardegna)
Latvia	State Social Insurance Agency	Lācplēša iela 70 a LV-1011, RIGA
Liechtenstein	Amt für Volkswirtschaft	Poststrasse 1 9494 SCHAAN
Lithuania	State Social Insurance Fund Board of the Republic of Lithuania	Kalvariju str. 147 LT-08221 VILNIUS
Luxembourg	Ministère de la Sécurité Sociale	26 rue Sainte Zithe L-2936 LUXEMBOURG
Malta	Dipartiment tas-Sigurta 'Sociall Tagsima ta' -Enforcement	Ministry for Social Policy Palazzo Ferreria, 310 Republic Street Vallette VLT 20000, MALTA
Netherlands	Sociale Verzekeringsbank	Van Heuven Goedhartlaan 1 1181KJ AMSTELVEEN
Norway long detachment >1 jr	Rikstrygdeverket NAV Utland	Pob 8138 Dep. N-0033 OSLO
Norway short detachment	Rikstrygdeverket NAV Utland	Drammensvelen 60 N-0241 OSLO
Austria	Bundesministerium für Arbeit und Soziales und Konsumentenschutz	Stubenring 1 A-1010 WENEN
Poland	Zakład Ubezpieczeń Społecznych	ul. Szamocka 3, 5 01-748, WARSZAWA
Portugal	Departamento de Acordos Internacionais de Segurança Social, IP	Rue de Junqueira 112, 300-344 LISBOA
Roemania	Casa Nationala de Pensii si alte Drepturi de Asigurari Sociale	Str. Latina nr.8, Sector 2 BUCURESTI
Slovenia	Ministrstvo za delo, družino in socialne zadeve	Kotnikova 5 SLO-1000 LJUBLJANA
Slovakia	Social Insurance Agency	Ul. 29 Augusta c. 8-10 SK-813 63 BRATISLAVA 1
Spain	Tesorería General de la Seguridad Social	C/Astros, 5 y 7 E-28007 MADRID
Czech Republic	Ceska Sprava Socialniho Zabezpečeni	Klířová 25 CZ-225 08 PRAHA 5
United Kingdom	HM Revenue & Customs Charity. Assets & Residence Residency	Room BP1301 Benton Park View NEWCASTLE-UPON-TYNE NE98 IZZ
Iceland	Ministry of Social Affairs and Social Security	Hafnarhusinu við Tryggvagotu 150 REYKJAVIK
Sweden	Riksförsäkringsverket National Social Insurance Board	S-103 51 STOCKHOLM
Switzerland	Bundesamt für Sozialversicherung	Effingerstrasse 20 CH-3003 BERN