

**ADMINISTRATIVE ARRANGEMENT
FOR THE IMPLEMENTATION OF THE AGREEMENT
ON SOCIAL SECURITY BETWEEN
THE REPUBLIC OF KOREA
AND
THE KINGDOM OF DENMARK**

Pursuant to paragraph 1 of Article 13 of the Agreement on Social Security between the Republic of Korea and the Kingdom of Denmark, concluded on March 11, 2010, the competent authorities:

for the Republic of Korea, the Minister of Health and Welfare

for the Kingdom of Denmark, the Minister for Employment

have agreed on the following provisions:

Article 1

Definitions

1. For the implementation of this Administrative Arrangement, "Agreement" means the Agreement on Social Security between the Republic of Korea and the Kingdom of Denmark, signed in Seoul on March 11, 2010.
2. The terms used in this Administrative Arrangement shall have the same meaning as in the Agreement.

Article 2

Liaison Agencies

1. The following are designated as liaison agencies, pursuant to paragraph 2 of Article 13 of the Agreement:

for Korea, the National Pension Service

for Denmark, in relation to supplementary pensions,

Arbejdsmarkedets Tillaegspension, "ATP"

(The Labour Market Supplementary Pensions Office)

in relation to all other cases,

The Danish Pension Agency.

2. The liaison agencies may agree on the necessary administrative procedures for the implementation of the Agreement and this Arrangement.

Article 3

Preparation of Forms and Documents

1. The liaison agencies of the Contracting Parties shall agree on the mutual forms necessary to implement the Agreement and this Administrative Arrangement.

2. Any other forms and documents required for the implementation of the Agreement or this Arrangement shall be prepared by each liaison agency following full consultation with the other.

Article 4

Agencies

1. The agencies of both Contracting Parties, specified in sub-paragraph 1, h) of Article 1 of the Agreement, are listed in Annex to this Arrangement.
2. The agencies may communicate directly among themselves and with the persons concerned.
3. The liaison agencies shall inform each other on any changes of the agencies.

Article 5

Certificate of coverage

1. Incases of posting as provided for in paragraph 1 of Article 7 of the Agreement, the agency, shall, on request, issue a certificate of fixed duration certifying, in respect of the work in question, that the worker and his employer are subject to that legislation.
2. For the purpose of Article 6, 7 or 8 of the Agreement, apart from paragraph 1 of this Article, the person concerned shall notify his/her situation to the agency of the Contracting Party whose legislation applies. The agency shall issue to the person concerned a certificate stating that he/she is subject to its legislation.
3. The certificate referred to in this Article shall be issued:

in Korea, by the National Pension Service

in Denmark, by The Danish Pension Agency.

4. The agency of a Contracting Party which issues the certificate referred to in this Article shall furnish a copy of the certificate to the employee or self-employed person in question as well as the employer of the employee and the liaison agency of the other Contracting Party.

Article 6

Agreements

1. In cases where Article 9 of the Agreement applies the agency of the Contracting Party whose legislation shall apply shall issue a certificate stating that an employed person or self-employed person shall remain subject to that legislation up to a specific date. The certificate shall be issued:

in Korea, by the National Pension Service

in Denmark, by The Danish Pension Agency.

2. Where the exception necessary for a mutual agreement between the Contracting Parties, in the application of Article 9 of the Agreement, does not concern the extension of a posting, the competent authorities of the Contracting Parties shall reach a mutual agreement on such exceptions.

Article 7

Submission of Claims

A claim for pension or benefit shall be submitted to the agency of the Contracting Party in whose territory the claimant is resident, in conformity with the procedure provided for by this Administrative Arrangement and by the legislation administered by that agency.

Article 8
Processing of Claims

1. The agency of a Contracting Party which receives a claim for benefits payable under the legislation of the other Contracting Party shall, without delay, by means of a liaison form send the application form to the liaison agency or the agency of the other Contracting Party in accordance with the Article 19 of the Agreement together with all available documentary evidence and information that the agency of the latter Contracting Party may require to establish the claimant's eligibility.

2. The agency of the latter Contracting Party shall, without delay, provide the appropriate agency of the former Contracting Party either direct or through the liaison agency, with such evidence and other available information as may be required to complete action on the claim by means of a liaison form.

3. As soon as a decision has been taken under the legislation which applies, the agency shall notify the claimant giving information about review and appeal procedures and time related limits set down by the legislation administered by that agency; the agency shall also advise the agency of the other Contracting Party of the details of the decision, by means of a liaison form.

4. The agency of a contracting Party with which a claim for benefits has been filed shall verify the information pertaining to the claimant and his family members. The type of information to be verified shall be agreed upon by the liaison agencies of both Contracting Parties.

5. The agencies shall inform each other by means of a liaison form of the award, review, suspension or withdrawal of pensions or benefits under the Agreement.

Article 9

Administrative Assistance

1. The agency of a Contracting Party shall, within the conditions and limits laid down by the legislation which it administers, upon request, provide the liaison agency or the agency of the other Contracting Party with any available medical and documentary evidence of a claimant's or beneficiary's disability without cost.

2. Subject to paragraph 3 of this Article, when the agency of one Contracting Party asks the agency of the other Contracting Party to arrange a medical examination in order to process a claim for, or review, or appeal of a benefit, the agency of the other Contracting Party shall arrange for that examination to be carried out by a medical practitioner decided for that purpose and for a report in an agreed form to be submitted to the agency of the requesting Party as soon as possible.

3. When the agency of a Contracting Party which receives a request under paragraph 2 of Article 9 of this Arrangement has access to a suitable medical report which has been compiled in a period of 12 months preceding the request, it may supply a copy of that report to satisfy the request. The suitability of a report supplied in this way shall be determined by the agency of the Contracting Party which has requested it and, where the report is considered unsuitable, a new report shall be supplied in accordance with paragraph 2 of this Article.

4. The agency of one Contracting Party shall, without delay, reimburse amounts owed under paragraph 2 of this Article upon presentation of a detailed statement of expenses by the agency of the other Contracting Party.

Article 10

Administrative control

1. Where a claimant or beneficiary of a benefit payable under the legislation of a Contracting Party is staying or residing in the territory of the other Contracting Party, an administrative control shall - if the agency so requests - be exerted, either through the liaison agencies or direct, by the corresponding agency of the other Contracting Party in whose territory the claimant or beneficiary is staying or residing, pursuant to the legislation of the latter Contracting Party. Such control shall be free of charge.

2. When requested, the agency of a Contracting Party shall provide attainable details of income of a person in receipt of a benefit pursuant to the legislation of the other Contracting Party and of the beneficiary's spouse.

Article 11

Payment of Benefits

1. When the agency of one Contracting Party pays benefits in the currency of the other Contracting Party, the conversion rate shall be the rate of exchange in effect on the day when the payment is made.

2. Other payment methods may be agreed between the liaison agencies of the Contracting Parties from time to time.

Article 12
Life Certificates

Liaison agencies and agencies shall assist each other with regard to the establishment of the identity of persons in receipt of pensions or benefits under the Agreement, and in the completion of life certificates issued by the respective agencies or liaison agencies.

Article 13
Exchange of Statistics

The liaison agencies of the Contracting Parties shall exchange annual statistics as of 31 December on the number of certificates issued under Article 5 of this Administrative Arrangement and on the payments, identified by the benefit type, made to beneficiaries under the Agreement. The statistics shall be furnished in a form to be agreed upon by the liaison agencies.

Article 14
Entry into Effect

This Administrative Arrangement shall take effect on the date of entry into force of the Agreement, and shall have the same period of duration.

Done in duplicate at on this..... day of, in the Korean, Danish and English language, each version being equally authentic. In case of divergences in the interpretation, the English text shall prevail.

For the Minister of Health and Welfare

For the Minister for Employment

ANNEX

Agencies

Sub-paragraph 1, h) of Article 1 of the Agreement

Article 4 of the Administrative Arrangement

A. KOREA

The National Pension Service:

7 – 16 Shincheon-dong,

Songpa-gu Seoul 138-725

B. DENMARK

1. Social Pensions:

For claimants resident in the territory of Denmark:

The claimant's municipality of residence.

For claimants resident outside the territory of Denmark:

The Danish Pension Agency

Landemaerket 11

DK-1119 Copenhagen

Denmark

2. Labour Market Supplementary Pension (ATP):

Arbejdsmarkedets Tillaegspen(ATP)

Kongens Vaenge 8

DK-3400 Hilleroed