

- (iv) for the purposes of Article XXIV only, to legislation concerning workmen's compensation;
- (b) in relation to Canada:
  - (i) to the Old Age Security Act; and
  - (ii) to the Canada Pension Plan.

### ARTICLE III

(1) This Agreement applies to persons who are, or who have been, subject to the legislation referred to in Article II, and to their dependants and survivors, as specified by the legislation of either Party.

(2) Subject to this Agreement, a person to whom the legislation of either Party applies by virtue of this Agreement shall have extended to him the rights and obligations of that legislation under the same conditions as if he were subject to that legislation without recourse to this Agreement.

## PART II—PROVISIONS DETERMINING THE LEGISLATION APPLICABLE

### ARTICLE IV

(1) Except in the circumstances described in Articles V, VI, VII and VIII, a worker shall be subject only to the legislation of the Party in the territory of which he is employed.

(2) Except in the circumstances described in Articles V, VI, VII and VIII, where a worker is employed in the territories of both Parties at the same time he shall be subject only to the legislation of the Party in whose territory he resides. For the purposes of this paragraph, a worker shall be deemed to reside in the territory in which he has a permanent home available to him, and if he has a permanent home available to him in both territories, he shall be deemed to reside in the territory in which he has his centre of vital interests.

### ARTICLE V

(1) Where, subsequent to the entry into force of this Agreement, a worker other than a worker referred to in Article VI, who is employed by an employer having his place of business in the territory of one Party, is sent by that employer to work in the territory of the other Party the legislation of the first Party shall continue to apply to him in respect of such employment for a period of up to 24 months.

- (2) (a) Where, prior to the entry into force of this Agreement, a worker other than a worker referred to in Article VI, who is subject to the legislation of one Party and who is employed by an employer having his place of business in the territory of that Party has been sent by that employer to work in the territory of the other Party, he shall after the entry into force of this Agreement be entitled to choose within three months of such entry into force that the legislation of one Party or the other shall apply to him in respect of such employment; and if he chooses to be covered under the legislation of the first Party, then the