

3. Notwithstanding any other provision of this Agreement:
- (a) the competent authority of Canada shall not pay a pension under the *Old Age Security Act* to a person outside Canada unless his or her Canadian creditable period accumulated under that Act and period of Australian working life residence, when totalised as provided in Article 9, are at least equal to the minimum period of residence in Canada required by the *Old Age Security Act* for payment of a pension outside Canada; and
  - (b) an allowance and a guaranteed income supplement shall be paid to a person who is outside Canada only to the extent permitted by the *Old Age Security Act*.

#### ARTICLE 11

##### Benefits under the Canada Pension Plan

1. If a person is not eligible for a benefit solely on the basis of the periods creditable under the *Canada Pension Plan*, but is eligible for that benefit through the totalising of periods as provided in Article 9, the competent institution of Canada shall calculate the amount of the earnings-related portion of such benefit under the provisions of the *Canada Pension Plan*, exclusively on the basis of the pensionable earnings under the *Canada Pension Plan*.
2. The amount of the flat-rate portion of the benefit payable by virtue of this Agreement shall, in a case referred to in paragraph 1, be determined by multiplying:
  - (a) the amount of the flat-rate portion of the benefit determined under the *Canada Pension Plan*

by

  - (b) the fraction which represents the ratio of the periods of contributions to the *Canada Pension Plan* in relation to the minimum qualifying period required under the *Canada Pension Plan* for eligibility for that benefit,

but in no case shall that fraction exceed the value of one.