

ARTICLE 15

Benefits under the Canada Pension Plan

If a person is eligible for a benefit solely through the application of the totalizing provisions of Chapter 1, the competent institution of Canada shall calculate the amount of benefit payable to that person in the following manner:

- (a) the earnings-related portion of the benefit shall be determined in conformity with the provisions of the *Canada Pension Plan*, exclusively on the basis of the pensionable earnings under that Plan;
- (b) the flat-rate portion of the benefit shall be determined by multiplying:
 - (i) the amount of the flat-rate portion of the benefit determined in conformity with the provisions of the *Canada Pension Plan*
 - by
 - (ii) 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 that Plan to establish eligibility for that benefit, but in no case shall that fraction exceed the value of one.

CHAPTER 3

BENEFITS PAYABLE UNDER THE LEGISLATION OF THE REPUBLIC OF POLAND

ARTICLE 16

Old Age, Disability and Survivor's Pensions

1. If entitlement to an old age, disability or survivor's pension exists under the legislation of the Republic of Poland, the old age, disability or survivor's pension shall be calculated exclusively in accordance with the provisions of the legislation of the Republic of Poland, unless the amount of the old age, disability or survivor's pension calculated in the manner described in paragraph 2 is more favourable.