

ARTICLE XII***Definition of Certain Periods of Residence
with Respect to the Legislation of Sweden***

For the purpose of calculating the amount of pensions under Swedish legislation:

- (a) if a person is subject to Swedish legislation during any period of presence or residence in Canada, that period shall be considered as a period of residence in Sweden for that person and the person's spouse and children under the age of 18 who have accompanied that person to Canada, provided the family members are not subject to the legislation of Canada by reason of employment or self-employment;
- (b) if a person is subject to the legislation of Canada during any period of presence or residence in Sweden, that period shall not be considered as a period of residence in Sweden for that person and the person's spouse and children under the age of 18 who have accompanied that person to Sweden, provided the family members are not subject to Swedish legislation by reason of employment or self-employment.

PART III**PROVISIONS CONCERNING BENEFITS****CHAPTER 1
TOTALIZING****Article XIII*****Periods under the Legislation of Canada and Sweden***

1. Unless otherwise provided in this Agreement, if a person is not eligible for a benefit because he or she has not accumulated sufficient creditable periods under the legislation of a Party, the eligibility of that person for that benefit shall be determined by totalizing these periods and those specified in paragraphs 2 and 3, provided that the periods do not overlap.