

2. If entitlement to an old age, disability or survivor's pension is established solely through the application of the totalizing provisions of Chapter 1, the competent institution of the Republic of Poland:
 - (a) shall calculate the theoretical amount of the benefit which would be paid if the totalized creditable periods accumulated under the legislation of the Republic of Poland and under the legislation of Canada are accumulated under the legislation of the Republic of Poland alone;
 - (b) on the basis of the theoretical amount calculated in accordance with sub-paragraph (a), shall determine the actual amount of the benefit by applying the ratio of the length of the creditable periods accumulated under the legislation of the Republic of Poland to the total creditable periods accumulated under the legislation of the Republic of Poland and under the legislation of Canada.
3. For purposes of calculating the base amount of the benefit, only earnings under the legislation of the Republic of Poland and contributions paid under that legislation shall be taken into account.
4. Where the legislation of the Republic of Poland requires for entitlement to an old age, disability or survivor's pension that a person be insured at the time of the contingency, this requirement shall be deemed to be fulfilled for the purpose of establishing entitlement if the person:
 - a) has at least one year of contributions under the *Canada Pension Plan* during a period of two calendar years ending with the calendar year in which the contingency occurs; or
 - b) is in receipt of a disability or a retirement pension under the *Canada Pension Plan* in the calendar month in which the contingency occurs.