

under the legislation of Canada which are based on a similar occupation in similar undertakings shall be taken into consideration.

- (10) The special payments shall be payable in the same amount as the Austrian partial benefit; Article 15 shall apply accordingly.

ARTICLE 14

1. Where entitlement to a benefit exists under Austrian legislation without the application of Article 11, the competent Austrian institution shall pay the pension which would be payable exclusively on the basis of the periods of coverage to be taken into consideration under that legislation, provided there is no entitlement to a corresponding benefit under the legislation of Canada.

2. The pension determined in accordance with paragraph 1. of this Article shall be recalculated in accordance with the provisions of Article 12 as soon as entitlement arises to a corresponding benefit under the legislation of Canada. This recalculation shall have effect from the date on which the benefit under the legislation of Canada becomes payable. The irrevocability of previous decisions shall not prevent this recalculation.

3. Where, in applying paragraph 2. of this Article, the institution has overpaid a benefit, the overpayment shall be regarded as an advance payment.

ARTICLE 15

If a person is entitled to a benefit under Austrian legislation without the application of Article 11, and if such a benefit would be greater than the total of the Austrian benefit calculated in accordance with subparagraph 1.(c) of Article 12 and the corresponding Canadian benefits, the competent Austrian institution shall pay, as the partial benefit, its benefit so calculated increased by the difference between such total and the benefit which would be payable if Austrian legislation alone were applied.

SECTION 2

Benefits under the Legislation of Canada

ARTICLE 16

The following shall apply as regards benefits under the Old Age Security Act:

1. For purposes of the application of Article 11, a period of residence in the territory of Austria, after the age at which periods of residence in Canada are creditable for purposes of the Old Age Security Act, shall be deemed to be a period of coverage under Austrian legislation.
2. (a) If a person is entitled to payment of a pension in Canada under the Old Age Security Act without recourse to the provisions of this Agreement, but has not accumulated sufficient periods of residence in Canada to qualify for payment of the pension abroad under that Act, a partial