

Beneficiaries for the issuance of the residence document under Article 18 par. 4 of the Withdrawal Agreement are:

a) UK nationals who exercised their right to reside in Greece in accordance with Union law, before the end of the transition period and continue to reside in Greece thereafter.

b) Family members* of the persons referred to in point (a), provided that they fulfill one of the following conditions:

- they resided in Greece in accordance with Union law before the end of the transition period and continue to reside there thereafter;
- they were directly related to a person referred to in point (a) and resided outside Greece before the end of the transition period, provided that they fulfill the conditions set out in point (2) of Article 2 of Directive 2004/38/EC at the time they seek residence under Part II of the Withdrawal Agreement in order to join the person referred to in point (a);
- they were born to, or legally adopted by, persons referred to in point (a) after the end of the transition period, whether inside or outside Greece, and fulfill the conditions set out in point (2) (c) of Article 2 of Directive 2004/38/EC at the time they seek residence under Part II of the Agreement in order to join the person referred to in point (a) and fulfill one of the following conditions:
 - both parents are persons referred to in point (a);
 - one parent is a person referred to in point (a) and the other is a national of Greece; or
 - one parent is a person referred to in point (a) and has sole or joint rights of custody of the child, in accordance with the applicable rules of family law of a Member State or of the United Kingdom, including applicable rules of private international law under which rights of custody established under the law of a third State are recognized in the Member State or in the United Kingdom, in particular as regards the best interests of the child, and without prejudice to the normal operation of such applicable rules of private international law;

c) family members who resided in Greece in accordance with Articles 12 and 13, Article 16(2) and Articles 17 and 18 of Directive 2004/38/EC before the end of the transition period and continue to reside there thereafter.

d) persons falling under points (a) and (b) of Article 3(2) of Directive 2004/38/EC whose residence was facilitated by Greece in accordance with its national legislation before the end of the transition period in accordance with Article 3(2) of that Directive retain their right of residence in Greece in accordance with Part II of WA, provided that they continue to reside in Greece thereafter.

e) persons falling under points (a) and (b) of Article 3(2) of Directive 2004/38/EC who have applied for facilitation of entry and residence before the end of the transition period, and whose residence is being facilitated by Greece in accordance with its national legislation thereafter.

f) Without prejudice to any right to residence which the persons concerned may have in their own right, Greece, in accordance with its national legislation and in accordance with point (b) of Article 3(2) of Directive 2004/38/EC, facilitates entry and residence for the partner with whom the person referred to in point (a) has a durable relationship, duly attested, where that partner resided outside Greece before the end of the transition period, provided that the relationship was durable before the end of the transition period and continues at the time the partner seeks residence under Part II of WA.

*“Family members” according to Article 9 of the WA, are:

(a) the spouse;

(b) the partner with whom the UK national has contracted a registered partnership, on the basis of the legislation of Greece, which treats registered partnerships as equivalent to marriage (Greek Law 4356/2015, Government’s Gazette A-181/24-12-2015);

(c) the direct descendants who are under the age of 21 or are dependants and those of the spouse or partner as defined in point (b);

(d) the dependent direct relatives in the ascending line and those of the spouse or partner as defined in point (b);

(e) persons other than those defined in Article 3(2) of Directive 2004/38/EC whose presence is required by United Kingdom nationals in order not to deprive those United Kingdom nationals of a right of residence granted by Part II of the WA;