

SUMMARY

ECJ 22 January 2026, Case C-633/24 (Sovisso), Social insurance

F.F. - v- Istituto nazionale della previdenza sociale (INPS), Italian case

Summary

Equal treatment. Migrant workers should be granted the invalidity allowance supplement in order to reach the statutory minimum under the same conditions as those applicable to non-migrant workers.

Question

Must Article 58 of Regulation No 883/2004, read in conjunction with Articles 4 and 6 of that regulation, be interpreted as precluding legislation of a Member State under which the payment of a supplement intended to guarantee receipt of the minimum amount of an invalidity allowance is subject, for insured persons who paid contributions in other Member States, to a ten-year contribution period in that Member State whereas, for those who paid contributions exclusively in that Member State, payment of the supplement in question is subject to a contribution period of five years in that country, three of which must have been in the preceding five years?

Ruling

Article 58 of Regulation No 883/2004, read in conjunction with Articles 4 and 6 of that regulation, must be interpreted as precluding the legislation of a Member State under which the payment of a supplement intended to guarantee receipt of the minimum amount of an invalidity allowance is subject, for insured persons who paid contributions in other Member States, to a ten-year contribution period in that Member State whereas, for those who paid contributions exclusively in that Member State, payment of that supplement is subject to a contribution period of five years in that country, three of which must have been in the

preceding five years.

Creator: European Court of Justice (ECJ)

Verdict at: 2026-01-22

Case number: C-633/24