

SCHEDULE 10

Amendments to legislation

PART 3

Amendments to devolved legislation

CHAPTER 2

Northern Ireland

Rates (Northern Ireland) Order 1977

24.—(1) The Rates (Northern Ireland) Order 1977(1) is amended as follows.

(2) In Article 31D(8)(b), for “an EU obligation”, substitute “a retained EU obligation”.

Gas (Applications for Licences and Extensions) Regulations (Northern Ireland) 1996

25.—(1) The Gas (Applications for Licences and Extensions) Regulations (Northern Ireland) 1996(2) are amended as follows.

(2) In each of the following provisions, for “European Commission”, substitute “Competition and Markets Authority”—

- (a) Schedule 2, Part 1, paragraph 26;
- (b) Schedule 2, Part 2, paragraph 22;
- (c) Schedule 2, Part 3, paragraph 25;
- (d) Schedule 2, Part 4, paragraph 21.

Pension Protection Fund (Partially Guaranteed Schemes) (Modification) Regulations (Northern Ireland) 2005

26.—(1) The Pension Protection Fund (Partially Guaranteed Schemes) (Modification) Regulations (Northern Ireland) 2005(3) are amended as follows.

(2) In regulation 2(2), for “incompatible with the internal market within the meaning of Article 107 of the Treaty”, substitute “prohibited by Article 107(1) of the Treaty, as that Article has effect in domestic law by virtue of section 4 of the European Union (Withdrawal) Act 2018 and regulation 3(1) and (2) of the State Aid (EU Exit) Regulations 2019”.

Pension Protection Fund (Entry Rules) Regulations (Northern Ireland) 2005

27.—(1) The Pension Protection Fund (Entry Rules) Regulations (Northern Ireland) 2005(4) are amended as follows.

(2) In regulation 2(1A), for “incompatible with the internal market within the meaning of Article 107 of the Treaty on the Functioning of the European Union”, substitute “prohibited by Article 107(1) of the Treaty on the Functioning of the European Union, as that Article has effect in domestic

(1) S.I. 1977/2157 (N.I. 28), amended by S.R. 2016 No. 18; there are other amending instruments but none is relevant.

(2) S.R. 1996 No. 447, amended by S.R. 2013 No.281; there are other amending instruments but none is relevant.

(3) S.R. 2005 No. 55, amended by S.R. 2010 No. 32; there are other amending instruments but none is relevant.

(4) S.R. 2005 No. 126, amended by S.R. 2010 No. 32; there are other amending instruments but none is relevant.

law by virtue of section 4 of the European Union (Withdrawal) Act 2018 and regulation 3(1) and (2) of the State Aid (EU Exit) Regulations 2019”.

Water Industry (Determination of Turnover for Penalties) Order (Northern Ireland) 2007

28.—(1) The Water Industry (Determination of Turnover for Penalties) Order (Northern Ireland) 2007⁽⁵⁾ is amended as follows.

(2) In article 2(1), in the definition of “aid”, for “Article 87 of the Treaty establishing the European Community”, substitute “Article 107(1) of the Treaty on the Functioning of the European Union, as that Article has effect in domestic law by virtue of section 4 of the European Union (Withdrawal) Act 2018 and regulation 3(1) and (2) of the State Aid (EU Exit) Regulations 2019”.

Payment of Pension Levies for Past Periods Regulations (Northern Ireland) 2015

29.—(1) The Payment of Pension Levies for Past Periods Regulations (Northern Ireland) 2015⁽⁶⁾ are amended as follows.

(2) In regulation 3(6), after “November 2015”, insert “but before exit day”.

(3) After regulation 3(6), insert—

“(6A) Where any anniversary of the interest start date falls on or after exit day, the interest rate to be applied during the year from that anniversary date is the CMA recovery interest rate.

(6B) For the purposes of paragraph (6A), “CMA recovery interest rate” means the rate referred to in regulation 58(1) of the State Aid (EU Exit) Regulations 2019.”.

(4) In regulation 3(7), after “794/2004”, insert “(as it had effect immediately before exit day)”.

⁽⁵⁾ S.R. 2007 No. 205.

⁽⁶⁾ S.R. 2015 No. 402.