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**Changes to legislation:** There are currently no known outstanding effects for the European Union (Withdrawal Agreement) Act 2020, Paragraph 44. (See end of Document for details)

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## SCHEDULES

### SCHEDULE 5

#### CONSEQUENTIAL AND TRANSITIONAL PROVISION ETC.

#### PART 2

##### SPECIFIC CONSEQUENTIAL PROVISION ETC.

##### *European Union (Withdrawal) Act 2018*

- 44 (1) Section 20 (interpretation) is amended as follows.
- (2) In subsection (1)—
- (a) after the definition of “Charter of Fundamental Rights” insert—
- ““Commons sitting day” means a day on which the House of Commons is sitting (and a day is only a day on which the House of Commons is sitting if the House begins to sit on that day);”,
- (b) in the definition of “domestic law”, in paragraph (a), for “section 3” substitute “ sections 3, 7A and 7B ”,
- (c) in the definition of “enactment”, in paragraph (h), for “2” substitute “ 1B ”,
- (d) after the definition of “exit day” insert—
- ““Joint Committee” means the Joint Committee established by Article 164(1) of the withdrawal agreement;
- “Lords sitting day” means a day on which the House of Lords is sitting (and a day is only a day on which the House of Lords is sitting if the House begins to sit on that day);”,
- (e) after the definition of “public authority” insert—
- ““ratify”, whether in relation to the withdrawal agreement or otherwise, has the same meaning as it does for the purposes of Part 2 of the Constitutional Reform and Governance Act 2010 in relation to a treaty (see section 25 of that Act);”,
- (f) in the definition of “retained direct EU legislation” for “exit day” substitute “ IP completion day ”,
- (g) in the definition of “subordinate legislation” for “exit day” substitute “ IP completion day ”, and
- (h) omit the definition of “withdrawal agreement”.
- (3) After subsection (5) insert—
- “(5A) In this Act references to anything which continues to be domestic law by virtue of section 1B(2) include—

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- (a) references to anything to which section 1B(2) applies which continues to be domestic law on or after exit day (whether or not it would have done so irrespective of that provision), and
- (b) references to anything which continues to be domestic law on or after exit day by virtue of section 1B(2) (as that body of law is added to or otherwise modified by or under this Act or by other domestic law from time to time).”

(4) In subsection (6) for “exit day” substitute “ IP completion day ”.

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**Commencement Information**

- I1** Sch. 5 para. 44(1)(2)(a)(d)(e)(3) in force at 23.1.2020, see s. 42(6)(e)(viii)
- I2** Sch. 5 para. 44(2)(b)(c)(f)-(h)(4) in force at 31.1.2020 by S.I. 2020/75, reg. 4(n)(xvii)

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