
Changes to legislation: There are currently no known outstanding effects for the European Union (Withdrawal Agreement) Act 2020, Paragraph 54. (See end of Document for details)

SCHEDULES

SCHEDULE 5

CONSEQUENTIAL AND TRANSITIONAL PROVISION ETC.

PART 2

SPECIFIC CONSEQUENTIAL PROVISION ETC.

European Union (Withdrawal) Act 2018

- 54 (1) Part 1 of Schedule 8 (general consequential provision) is amended as follows.
- (2) In paragraph 1(1) for “exit day”, in both places where it appears, substitute “ IP completion day ”.
- (3) In paragraph 2—
- (a) in sub-paragraph (1) for “exit day”, wherever it appears, substitute “ IP completion day ”,
 - (b) after sub-paragraph (2) insert—

“(2A) Sub-paragraph (1) does not apply so far as any reference forms part of relevant separation agreement law.”, and
 - (c) in sub-paragraph (3) for “and (2)” substitute “ to (2A) ”.
- (4) For paragraph 7 substitute—
- “7 Any power to make, confirm or approve subordinate legislation which, immediately before exit day, is subject to an implied restriction that it is exercisable only compatibly with EU law is to be read—
- (a) on or after exit day, without that restriction, and
 - (b) on or after IP completion day, without any corresponding restriction in relation to compatibility with retained EU law,
- so far as the restriction concerned is not applicable to and in the United Kingdom by virtue of the withdrawal agreement.”
- (5) In paragraph 8—
- ^{F1}(a)
 - (b) in sub-paragraph (3) for “exit day”, in both places where it appears, substitute “ IP completion day ”.
- (6) In paragraph 9—
- (a) in sub-paragraph (1)—
 - (i) for “exit day” substitute “ IP completion day ”, and
 - (ii) for “pre-exit” substitute “ pre-IP completion day ”, and
 - (b) in sub-paragraph (2)—

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- (i) for “pre-exit” substitute “ pre-IP completion day ”, and
- (ii) for “exit day” substitute “ IP completion day ”.

(7) In paragraph 12—

^{F2}(a)

(b) in sub-paragraph (3)—

- (i) for “, and in the same Session as, this Act” substitute “ this Act and before IP completion day ”, and
- (ii) for “exit day”, in both places where it appears, substitute “ IP completion day ”.

^{F3}(8)

^{F3}(9)

^{F3}(10)

(11) In paragraph 16—

- (a) in sub-paragraphs (1) and (6) for “exit day” substitute “ IP completion day ”, and
- (b) after sub-paragraph (8) insert—

“(9) This paragraph does not apply where the amendment or revocation of subordinate legislation is for the purposes of—

- (a) the withdrawal agreement (other than Part 4 of that agreement),
- (b) the EEA EFTA separation agreement, or
- (c) the Swiss citizens' rights agreement.”

Textual Amendments

- F1** Sch. 5 para. 54(5)(a) omitted (31.3.2022) by virtue of [The European Union \(Withdrawal\) Act 2018 \(Repeal of EU Restrictions in Devolution Legislation, etc.\) Regulations 2022 \(S.I. 2022/357\)](#), regs. 1(1), 7(3)
- F2** Sch. 5 para. 54(7)(a) omitted (31.3.2022) by virtue of [The European Union \(Withdrawal\) Act 2018 \(Repeal of EU Restrictions in Devolution Legislation, etc.\) Regulations 2022 \(S.I. 2022/357\)](#), regs. 1(1), 7(3)
- F3** Sch. 5 para. 54(8)-(10) omitted (29.6.2023) by virtue of [Retained EU Law \(Revocation and Reform\) Act 2023 \(c. 28\)](#), **ss. 10(2)(c), 22(1)(d)** (with s. 10(3))

Commencement Information

- I1** Sch. 5 para. 54(1)(4)(5)(7) in force at 31.1.2020 by [S.I. 2020/75](#), **reg. 4(n)(xxv)**
- I2** Sch. 5 para. 54(2)(3)(6), (8)-(11) in force at 31.12.2020 by [S.I. 2020/1622](#), **reg. 5(j)**
- I3** Sch. 5 para. 54(5)(7) in force at 30.1.2020 for specified purposes by [2020 c. 2](#), **reg. 2(11)(c)**

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