

**EXPLANATORY MEMORANDUM TO
THE TREATY OF LISBON (CHANGES IN TERMINOLOGY OR NUMBERING)
ORDER 2012**

2012 No. 1809

1. This explanatory memorandum has been prepared by the Foreign and Commonwealth Office and is laid before Parliament by Command of Her Majesty.

This memorandum contains information for the Joint Committee on Statutory Instruments and the Merits Committee.

2. **Purpose of the instrument**

- 2.1 The purpose of the instrument is to make textual changes to UK legislation following the entry into force of the Treaty of Lisbon and in particular to amend references to Treaty articles whose terminology or numbering was changed by the Treaty of Lisbon. It is not intended to change any UK Government policies or legislative provisions in a substantive manner.

3. **Matters of special interest to the Joint Committee on Statutory Instruments and Merits Committee**

- 3.1 The Order makes technical, consequential changes to UK primary and secondary legislation referring to the EU Treaties which are required by the entry into force of the Treaty of Lisbon and is not considered to be a matter of special interest.

4. **Legislative Context**

- 4.1 This Order is made under section 3(4) and (5) of the European Union (Amendment) Act 2008 and section 2(2) of the European Communities Act 1972.

5. **Territorial Extent and Application**

- 5.1 This instrument applies to all of the United Kingdom.

6. **European Convention on Human Rights**

The Minister for Europe has made the following statement regarding Human Rights:

In my view the provisions of The Treaty of Lisbon (Changes in Terminology or Numbering) Order 2012 are compatible with the Convention rights.

7. **Policy background**

- 7.1 The EU (Amendment) Act 2008 made changes to UK legislation to implement the Treaty of Lisbon. The Treaty of Lisbon (Changes in Terminology) Order 2011 made

consequential and textual amendments to clarify references to EU terminology in UK legislation. A further order is needed to clarify references to the numbering of articles in the EU Treaties which are referred to in UK legislation. This Order therefore amends references to Treaty articles whose numbering was changed by the Treaty of Lisbon, together with related consequential and textual amendments.

7.2 It covers all relevant UK primary and secondary legislation, with the exception of certain Northern Ireland legislation for which separate provision will be made.

8. Consultation

8.1 Given the technical nature of the Order a consultation exercise was not considered necessary.

9. Guidance

9.1 No guidance is necessary given that the Order does not make substantive legislative changes, but is confined to making consequential changes to the numbering or terminology of references to the EU Treaties contained in other UK legislation.

10. Impact

10.1 Given the technical nature of the Order, the impact on business, charities and voluntary bodies and the public sector is negligible. An Impact Assessment has not been prepared.

11. Regulating small business

11.1 The legislation applies to small business, but has a negligible impact.

12. Monitoring & review

12.1 Given the technical nature of the Order, no review is considered to be necessary.

13. Contact

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