

SCHEDULE 21

Amendment of the Simple Pressure Vessels (Safety) Regulations 2016

Transitional provision in relation to EU Exit

37. After regulation 76 insert—

“Transitional provision in relation to EU Exit

76A.—(1) In this regulation—

“pre-exit period” means the period beginning with the commencement date and ending immediately before [F1IP completion day];

“product” means a vessel to which these Regulations apply.

(2) Subject to paragraph (3), where a product was made available on the market during the pre-exit period, despite the amendments made by Schedule 21 to the Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019 ^{M1}, any obligation to which a person was subject under these Regulations as they had effect immediately before [F1IP completion day], continues to have effect as it did immediately before [F1IP completion day], in relation to that product.

(3) Paragraph (2) does not apply to—

- (a) any obligation of any enforcing authority to inform the European Commission or the member States of any matter; or
- (b) any obligation to take action outside of the United Kingdom in respect of that product.

(4) Where during the pre-exit period—

- (a) a product has not been placed on the market; and
- (b) a manufacturer has taken any action under regulations 40 or 41 as they had effect immediately before [F1IP completion day] in relation to that product

that action has effect as if it had been done under regulations 40 or 41 as they have effect on and after [F1IP completion day].”.

F1 Words in Sch. 21 para. 37 substituted (31.12.2020 immediately before IP completion day) by [The Product Safety and Metrology \(Amendment\) \(EU Exit\) Regulations 2020 \(S.I. 2020/852\)](#), regs. 2(2), 4(2), [Sch. 1 para. 1\(j\)\(vi\)](#)

Commencement Information

II Sch. 21 para. 37 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

Marginal Citations

M1 [S.I. 2019/696](#).

Changes to legislation:

There are currently no known outstanding effects for the The Product Safety and Metrology etc. (Amendment etc.) (EU Exit) Regulations 2019, Paragraph 37.