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STATUTORY INSTRUMENTS

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**2019 No. 742**

**The Law Enforcement and Security  
(Amendment) (EU Exit) Regulations 2019**

**PART 24**

Miscellaneous

CHAPTER 3

International agreements

**Revocation of rights etc.**

**134.**—(1) Subject to regulation 135 (saving provision), to the extent that any rights, powers, liabilities, obligations, restrictions, remedies and procedures—

- (a) continue by virtue of section 4(1) of the Withdrawal Act, and
- (b) are derived from one of the international agreements to which this regulation applies,

those rights, powers, liabilities, obligations, restrictions, remedies and procedures cease to be recognised and available in domestic law [<sup>F1</sup>(but in relation to the agreements specified in paragraph (2)(a) to (e), (g) and (h) see Title VII of Part 3 of the withdrawal agreement, Titles III and IV of Part 3 of the EEA EFTA separation agreement and sections 7A to 7C of the Withdrawal Act)].

(2) This regulation applies to—

- (a) the Agreement concluded by the Council of the European Union, the Republic of Iceland and the Kingdom of Norway on the association of these two states to the implementation, to application and to the development of the *acquis de Schengen* – final Act <sup>M1</sup>;
- (b) the Agreement concluded by the Council of the European Union and the Republic of Iceland and the Kingdom of Norway on the establishment of rights and obligations between Ireland and the United Kingdom of Great Britain and Northern Ireland, on the one hand, and the Republic of Iceland and the Kingdom of Norway, on the other, in areas of the *Schengen acquis* which apply to these States <sup>M2</sup>;
- (c) the Agreement between the European Union and the Republic of Iceland and the Kingdom of Norway on the application of certain provisions of the Convention of 29 May 2000 on Mutual Assistance in Criminal Matters between the Member States of the European Union and the 2001 Protocol thereto <sup>M3</sup>;
- (d) the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the *Schengen acquis* <sup>M4</sup>;
- (e) the Agreement between the European Union and Iceland and Norway on the application of certain provisions of Council Decision 2008/615/JHA on the stepping up of cross-border cooperation, particularly in combating terrorism and cross-border crime and Council Decision 2008/616/JHA on the implementation of Decision 2008/615/JHA on the stepping

up of cross-border cooperation, particularly in combating terrorism and cross-border crime, and the Annex thereto <sup>M5</sup>;

- (f) the Agreement between the European Union and Japan on mutual legal assistance in criminal matters <sup>M6</sup>;
- (g) the Protocol between the European Union, the European Community, the Swiss Confederation and the Principality of Liechtenstein on the accession of the Principality of Liechtenstein to the Agreement between the European Union, the European Community and the Swiss Confederation on the Swiss Confederation's association with the implementation, application and development of the Schengen acquis <sup>M7</sup>.
- [<sup>F2</sup>(h) the Agreement between the European Union and the Republic of Iceland and the Kingdom of Norway on the surrender procedure between the Member States of the European Union and Iceland and Norway.]

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#### Textual Amendments

- F1** Words in reg. 134(1) inserted (31.12.2020 immediately before IP completion day) by [The Law Enforcement and Security \(Separation Issues etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1408\)](#), regs. 1, **38(1)(a)**
- F2** Reg. 134(2)(h) inserted (31.12.2020 immediately before IP completion day) by [The Law Enforcement and Security \(Separation Issues etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1408\)](#), regs. 1, **38(1)(b)**

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#### Commencement Information

- I1** Reg. 134 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

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#### Marginal Citations

- M1** OJ L No 176, 10.07.1999, p.36.
- M2** OJ L No 15, 20.01.2000, p. 2.
- M3** OJ L No 26, 29.01.2004, p.3.
- M4** OJ L No 53, 27.02.2008, p. 52.
- M5** OJ L No 353, 31.12.2009, p.3.
- M6** OJ L No 39, 12.02.2010, p. 20.
- M7** OJ L No 160, 18.06.2011, p.3.

### Saving provision

**135.**—(1) This regulation applies to the extent that—

- (a) [<sup>F3</sup>a transitional or saving provision of these Regulations (or Title VII of Part 3 of the withdrawal agreement, Titles III and IV of the EEA EFTA separation agreement and sections 7A to 7C of the Withdrawal Act)] preserves a right, power, liability, obligation, restriction, remedy or procedure conferred or imposed by legislation which these Regulations revoke or amend, and
  - (b) a corresponding right, power, liability, obligation, restriction, remedy or procedure is derived from an instrument listed in regulation 134(2) and continues by virtue of section 4(1) of the Withdrawal Act.
- (2) To the extent that this regulation applies, regulation 134(1) does not.

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**Textual Amendments**

- F3** Words in reg. 135(1)(a) substituted (31.12.2020 immediately before IP completion day) by [The Law Enforcement and Security \(Separation Issues etc.\) \(EU Exit\) Regulations 2020 \(S.I. 2020/1408\)](#), regs. 1, **38(2)**
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**Commencement Information**

- I2** Reg. 135 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

**Changes to legislation:**

There are currently no known outstanding effects for the The Law Enforcement and Security (Amendment) (EU Exit) Regulations 2019, CHAPTER 3.