

Changes to legislation: European Union (Withdrawal) Act 2018, Cross Heading: Northern Ireland Act 1998 is up to date with all changes known to be in force on or before 18 July 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

SCHEDULES

SCHEDULE 3

FURTHER AMENDMENTS OF DEVOLUTION LEGISLATION AND REPORTING REQUIREMENT

PART 3

OTHER AMENDMENTS OF DEVOLUTION LEGISLATION

Northern Ireland Act 1998

50 The Northern Ireland Act 1998 is amended as follows.

Commencement Information

II Sch. 3 para. 50 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(l) (with reg. 10)

51 (1) Section 7 (entrenched enactments) is amended as follows.

(2) In subsection (1)—

- (a) for “subsection (2)” substitute “ subsection (2A) ”,
- (b) omit paragraph (a),
- (c) omit “and” at the end of paragraph (c), and
- (d) after paragraph (d) insert “; and
- (e) the European Union (Withdrawal) Act 2018”.

(3) Omit subsection (2).

(4) Before subsection (3) insert—

“(2A) Subsection (1) does not prevent an Act of the Assembly or subordinate legislation modifying—

- (a) paragraph 1(11) or (12) or 2(12) or (13) of Schedule 7 to the European Union (Withdrawal) Act 2018,
- (b) paragraph 21 of Schedule 8 to that Act, or
- (c) any regulations made under that Act.”

Commencement Information

I2 Sch. 3 para. 51(2)(c)(d)(4) in force at Royal Assent, see s. 25(1)(b)

I3 Sch. 3 para. 51(1)(2)(a)(b)(3) in force at 31.12.2020 by S.I. 2020/1622, reg. 3(l) (with regs. 10, 22)

52 Omit section 12 (reconsideration where reference made to ECJ).

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Commencement Information

I4 Sch. 3 para. 52 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(I) (with regs. 10, 16, 22)

53 In section 13 (stages of Bills), omit subsection (5)(b).

Commencement Information

I5 Sch. 3 para. 53 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(I) (with regs. 10, 16, 22)

54 In section 14 (submission of Bills by the Secretary of State for Royal Assent), in subsection (3), omit paragraph (b) and the “or” before it.

Commencement Information

I6 Sch. 3 para. 54 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(I) (with regs. 10, 16, 22)

55 In the heading of section 24 (EU law, Convention rights etc.)—
 (a) omit “EU law,” and
^{F1}(b)

Textual Amendments

F1 Sch. 3 para. 55(b) 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), 6(4)(c)

Commencement Information

I7 Sch. 3 para. 55 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(I) (with regs. 10, 22)

56 (1) Section 27 (quotas for purposes of international etc. obligations) is amended as follows.

(2) In subsection (1)(a), for “an obligation under EU law” substitute “ a retained EU obligation ”.

(3) In subsection (2), for “obligation under EU law” substitute “retained EU obligation”.

(4) In subsection (4), omit “or an obligation under EU law”.

(5) After that subsection insert—

“(4A) Where an order under subsection (1) is in force in relation to a retained EU obligation, the Minister or Northern Ireland department must (in the exercise of the Minister's or the department's functions) achieve so much of the result to be achieved under the obligation as is specified in the order by the time or times so specified.”

Commencement Information

I8 Sch. 3 para. 56 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(I) (with regs. 10, 22)

^{F2}57

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Textual Amendments

- F2** Sch. 3 para. 57 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), 6(4)(c)

^{F3}58

Textual Amendments

- F3** Sch. 3 para. 58 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), 6(4)(c)

- 59 In section 98(1) (interpretation)—
(a) omit the definition of “EU law”, and
(b) in the definition of “international obligations” omit “EU law or”.

Commencement Information

- I9** Sch. 3 para. 59 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(l) (with regs. 10, 22)

- 60 (1) Schedule 2 (excepted matters) is amended as follows.
(2) In paragraph 3(c), for “, obligations under the Human Rights Convention and obligations under EU law” substitute “ and obligations under the Human Rights Convention ”.
(3) In paragraph 12(1), omit “, the European Parliament”.

Commencement Information

- I10** Sch. 3 para. 60 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(l) (with regs. 10, 22)

- 61 In Schedule 3 (reserved matters), in paragraph 38, for the words from “Technical” to “not” substitute “ The subject matter of all technical standards and requirements in relation to products that had effect immediately before exit day in pursuance of an obligation under EU law, other than ”.

Commencement Information

- I11** Sch. 3 para. 61 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(l) (with reg. 10)

- 62 In paragraph 1(c) of Schedule 10 (devolution issues) omit the words from “, any obligation” to “such an obligation”.

Commencement Information

- I12** Sch. 3 para. 62 in force at 31.12.2020 by S.I. 2020/1622, reg. 3(l) (with regs. 10, 22)

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 5(A1)-(A3) inserted by [2023 c. 28 s. 3\(1\)](#)
- s. 5(A4) inserted by [2023 c. 28 s. 4\(2\)\(a\)](#)
- s. 5(A2) words substituted by [2023 c. 28 Sch. 2 para. 8\(2\)](#)
- s. 5(8) inserted by [2023 c. 28 s. 3\(2\)](#)
- s. 5(8) words substituted by [2023 c. 28 Sch. 2 para. 8\(2\)](#)
- s. 6(4)-(5ZA) word substituted by [2023 c. 28 Sch. 2 para. 8\(3\)\(c\)](#)
- s. 6(5ZA) inserted by [2023 c. 28 s. 6\(5ZA\)](#)
- s. 6(6B) inserted by [2023 c. 28 s. 6\(6\)](#)
- s. 6A-6C inserted by [2023 c. 28 s. 6\(8\)](#)
- s. 6A word substituted by [2023 c. 28 Sch. 2 para. 8\(4\)](#)
- s. 6B word substituted by [2023 c. 28 Sch. 2 para. 8\(5\)](#)
- s. 6C word substituted by [2023 c. 28 Sch. 2 para. 8\(6\)](#)
- s. 6D inserted by [2023 c. 28 s. 8](#)
- s. 6D(1)(a) words substituted by [2023 c. 28 Sch. 2 para. 8\(7\)](#)
- s. 6D(1)(b) words substituted by [2023 c. 28 Sch. 2 para. 8\(7\)](#)
- s. 7(4A) words substituted by [2023 c. 28 Sch. 2 para. 8\(8\)\(b\)](#)
- Sch. 8 para. 11A(2) words substituted by [2023 c. 28 Sch. 2 para. 8\(15\)\(b\)](#)
- Sch. 8 para. 11B(2) words substituted by [2023 c. 28 Sch. 2 para. 8\(15\)\(b\)](#)
- Sch. 8 para. 11A(3) words substituted by [2023 c. 28 Sch. 2 para. 8\(15\)\(d\)\(i\)](#)
- Sch. 8 para. 11B(3) words substituted by [2023 c. 28 Sch. 2 para. 8\(15\)\(d\)\(i\)](#)
- Sch. 8 para. 11A(3) words substituted by [2023 c. 28 Sch. 2 para. 8\(15\)\(d\)\(ii\)](#)
- Sch. 8 para. 11B(3) words substituted by [2023 c. 28 Sch. 2 para. 8\(15\)\(d\)\(ii\)](#)