

Changes to legislation: There are currently no known outstanding effects for the Direct Payments to Farmers (Legislative Continuity) Act 2020, SCHEDULE 1. (See end of Document for details)

SCHEDULES

SCHEDULE 1

Section 6

CONSEQUENTIAL PROVISION

Existing ambulatory references to EU legislation becoming part of domestic law under section 1

- 1 (1) Any reference which, immediately before exit day—
- (a) exists in—
 - (i) any enactment,
 - (ii) any provision of EU legislation listed in section 1(3) that is to form part of domestic law by virtue of section 1(1), or
 - (iii) any document relating to anything falling within sub-paragraph (i) or (ii), and
 - (b) is a reference to (as it has effect from time to time) any provision of EU legislation listed in section 1(3) that forms part of domestic law by virtue of section 1(1),
- is to be read, on and after exit day, as a reference to the EU provision as it forms part of domestic law by virtue of section 1(1) and, unless the contrary intention appears, as modified by domestic law from time to time.
- (2) Sub-paragraph (1) is subject to any other provision made by or under this Act or any other enactment.

Disapplication in relation to EU legislation becoming part of domestic law under section 1 of other provision relating to ambulatory references

- 2 Paragraph 2 of Schedule 8 to the European Union (Withdrawal) Act 2018 (interpretation of ambulatory references) does not apply to a reference to any EU legislation listed in section 1(3) that forms part of domestic law by virtue of section 1(1).

Meaning of “retained EU law” etc

^{F13}

Textual Amendments

F1 Sch. 1 paras. 3-6 omitted (1.1.2024) by virtue of [Retained EU Law \(Revocation and Reform\) Act 2023](#) (c. 28), s. 22(3), **Sch. 2 para. 10(5)(a)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)

^{F14}

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Textual Amendments

- F1** Sch. 1 paras. 3-6 omitted (1.1.2024) by virtue of [Retained EU Law \(Revocation and Reform\) Act 2023](#) (c. 28), s. 22(3), **Sch. 2 para. 10(5)(a)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)

^{F15}

Textual Amendments

- F1** Sch. 1 paras. 3-6 omitted (1.1.2024) by virtue of [Retained EU Law \(Revocation and Reform\) Act 2023](#) (c. 28), s. 22(3), **Sch. 2 para. 10(5)(a)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)

^{F16}

Textual Amendments

- F1** Sch. 1 paras. 3-6 omitted (1.1.2024) by virtue of [Retained EU Law \(Revocation and Reform\) Act 2023](#) (c. 28), s. 22(3), **Sch. 2 para. 10(5)(a)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)

- 7 ^{F2}(1) Sub-paragraph (2) applies in relation to the definitions of “assimilated law”, “assimilated direct legislation”, “assimilated direct minor legislation” and “assimilated direct principal legislation” in each of—
- Schedule 1 to the Interpretation Act 1978;
 - section 55(2B)(d) of and Schedule 1 to the [Interpretation and Legislative Reform \(Scotland\) Act 2010](#) (asp 10);
 - Schedule 1 to the [Legislation \(Wales\) Act 2019](#) (anaw 4);
 - section 44A of the [Interpretation Act \(Northern Ireland\) 1954](#) (c. 33 (N.I.).]

^{F3}(2) ^{F4}For the purposes of those definitions] —

- EU legislation that forms part of domestic law by virtue of section 1(1) (as that body of law is added to or otherwise modified by domestic law from time to time) is to be treated as ^{F5}assimilated] law,
- EU legislation that forms part of domestic law by virtue of section 1(1) (as modified by domestic law from time to time and including any instruments made under it on or after exit day) is to be treated as ^{F6}assimilated direct] legislation,
- EU legislation listed in section 1(3)(a) and (d)(i) that forms part of domestic law by virtue of section 1(1) (as modified by domestic law from time to time) is to be treated as ^{F7}assimilated direct principal] legislation, and
- EU legislation that—
 - forms part of domestic law by virtue of section 1(1) (as modified by domestic law from time to time and including any instruments made under it on or after exit day), but
 - is not treated as ^{F8}assimilated direct principal] legislation by virtue of paragraph (c),

is to be treated as ^{F9}assimilated direct minor] legislation.

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Textual Amendments

- F2** Sch. 1 para. 7(1) inserted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(ii)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F3** Sch. 1 para. 7 renumbered as Sch. 1 para. 7(2) (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(i)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F4** Words in Sch. 1 para. 7(2) substituted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(iii)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F5** Word in Sch. 1 para. 7(2)(a) substituted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(iv)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F6** Words in Sch. 1 para. 7(2)(b) substituted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(v)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F7** Words in Sch. 1 para. 7(2)(c) substituted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(vi)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F8** Words in Sch. 1 para. 7(2)(d) substituted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(vi)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F9** Words in Sch. 1 para. 7(2)(d) substituted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(b)(vii)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)

- 8 Nothing in paragraph ^{F10}... 7 affects the meaning in the European Union (Withdrawal) Act 2018 of [^{F11}“assimilated law”, “assimilated direct legislation”, “assimilated direct minor legislation” and “assimilated direct principal legislation”].

Textual Amendments

- F10** Words in Sch. 1 para. 8 omitted (1.1.2024) by virtue of Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(c)(i)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F11** Words in Sch. 1 para. 8 substituted (1.1.2024) by Retained EU Law (Revocation and Reform) Act 2023 (c. 28), s. 22(3), **Sch. 2 para. 10(5)(c)(ii)** (with s. 22(6)); S.I. 2023/1363, reg. 3(e)

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