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## STATUTORY INSTRUMENTS

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# 2018 No. 1391

## The European Institutions and Consular Protection (Amendment etc.) (EU Exit) Regulations 2018

### PART 2

#### Cessation and saving of retained EU rights, etc.

##### Cessation of rights etc. on [<sup>F1</sup>IP completion day]

3.—(1) Subject to regulations 4 to 8, any rights, powers, liabilities, obligations, restrictions, remedies and procedures which—

- (a) continue by virtue of section 4(1) of the EUWA; and
- (b) are derived from the provisions set out in paragraph (2),

cease to be recognised and available in domestic law (and to be enforced, allowed and followed accordingly) on and after [<sup>F2</sup>IP completion day].

(2) Paragraph (1) applies to the following provisions of the TFEU—

- (a) Articles 20(2)(c) and Article 23, first paragraph;
- (b) Articles 15(3), 24, 227, 228, 339, 340;
- (c) Articles 3 and 4, the fifth paragraph of Article 19, and Articles 42, 56 and 57 of Protocol 3;
- (d) Article 7, first paragraph, and Articles 8 and 9 of Protocol 7;
- (e) Article 11(a) and (b) of Protocol 7 to the extent that it applies, by virtue of Article 20 of Protocol 7, to the Judges, the Advocates-General, the Registrars, Assistant Rapporteurs of the CJEU, and to their spouses and dependent members of their families;
- (f) Article 286(8), to the extent that it applies Articles 11(a) and (b) of Protocol 7 to the Members of the Court of Auditors, and to their spouses and dependent members of their families.

- F1** Words in reg. 3 heading substituted (31.12.2020) by [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(2)**
- F2** Words in reg. 3 substituted (31.12.2020) by [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(3)**

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##### Commencement Information

- I1** Reg. 3 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

*Status: This version of this part contains provisions that are prospective.*

*Changes to legislation: There are currently no known outstanding effects for the The European Institutions and Consular Protection (Amendment etc.) (EU Exit) Regulations 2018, PART 2. (See end of Document for details)*

PROSPECTIVE

**Saving of non-disclosure provision relating to information obtained prior to exit day**

<sup>F3</sup>4. ....

**F3** Reg. 4 omitted (31.12.2020) by virtue of [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(4)**

PROSPECTIVE

**Saving of immunities of judges from legal proceedings in respect of acts performed by them in their official capacity**

<sup>F4</sup>5. ....

**F4** Reg. 5 omitted (31.12.2020) by virtue of [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(5)**

**Saving of immunities of agents, advisers and lawyers that appeared before the Court of Justice before [<sup>F5</sup>IP completion day]**

6. The rights derived from the fifth paragraph of Article 19 of Protocol 3 continue to be recognised and available in domestic law (and to be enforced, allowed and followed accordingly) after [<sup>F6</sup>IP completion day] in respect of duties exercised by agents, advisers and lawyers in cases before the CJEU before [<sup>F6</sup>IP completion day].

**F5** Words in reg. 6 heading substituted (31.12.2020) by [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(6)**

**F6** Words in reg. 6 substituted (31.12.2020) by [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(7)**

**Commencement Information**

**I2** Reg. 6 in force at 31.12.2020 on IP completion day (in accordance with [2020 c. 1, Sch. 5 para. 1\(1\)](#)), see [reg. 1](#)

PROSPECTIVE

**Saving of immunities of Members of the European Parliament in relation to the performance of their duties before exit day**

<sup>F7</sup>7. ....

**F7** Reg. 7 omitted (31.12.2020) by virtue of [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(8)**

*Status: This version of this part contains provisions that are prospective.*

**Changes to legislation:** There are currently no known outstanding effects for the The European Institutions and Consular Protection (Amendment etc.) (EU Exit) Regulations 2018, PART 2. (See end of Document for details)

PROSPECTIVE

**Saving of immunities of Judges, etc. in relation to acts performed by them in an official capacity before exit day**

<sup>F8</sup>8. ....

**F8** Reg. 8 omitted (31.12.2020) by virtue of [The European Institutions and Consular Protection \(Amendment etc.\) \(EU Exit\) \(Amendment\) Regulations 2020 \(S.I. 2020/1464\)](#), regs. 1, **2(9)**

**Status:**

This version of this part contains provisions that are prospective.

**Changes to legislation:**

There are currently no known outstanding effects for the The European Institutions and Consular Protection (Amendment etc.) (EU Exit) Regulations 2018, PART 2.