
STATUTORY INSTRUMENTS

2012 No. 1809

EUROPEAN UNION

The Treaty of Lisbon (Changes in Terminology or Numbering) Order 2012

<i>Made</i>	- - - -	<i>11th July 2012</i>
<i>Laid before Parliament</i>		<i>11th July 2012</i>
<i>Coming into force</i>	- -	<i>1st August 2012</i>

The Secretary of State is a Minister designated⁽¹⁾ for the purpose of section 2(2) of the European Communities Act 1972⁽²⁾ in relation to changes in terminology or numbering arising out of the Treaty of Lisbon Amending the Treaty on European Union and the Treaty Establishing the European Community signed at Lisbon on 13th December 2007.

The Secretary of State makes the following order in exercise of the powers conferred by:

- (a) section 3(4) and (5) of the European Union (Amendment) Act 2008⁽³⁾ (to the extent that the order applies to provisions contained in (i) an Act of Parliament passed before 19th June 2008, or (ii) an instrument made before 19th June 2008 under an Act of Parliament), and
- (b) section 2(2) of the European Communities Act 1972 (to the extent that the order applies to provisions contained in (i) an Act of Parliament passed on or after 19th June 2008, (ii) an instrument made on or after 19th June 2008 under an Act of Parliament, or (iii) an instrument made under an Act of the Scottish Parliament):

Citation

1. This Order may be cited as the Treaty of Lisbon (Changes in Terminology or Numbering) Order 2012.

Commencement

2.—(1) This Order comes into force on 1st August 2012.

(2) The amendments made by this Order do not affect any provision in its application to things done before 1st December 2009 (the date on which the Treaty of Lisbon came into force).

(1) The European Communities (Designation) (No. 5) Order 2009, [S.I. 2009/3214](#).
(2) [1972 c.68](#); section 2(2) was amended by the Legislative and Regulatory Reform Act 2006 ([c. 51](#)), section 27(1) and by the European Union (Amendment) Act 2008 ([c. 7](#)), section 3(3), Schedule, Part 1.
(3) [2008 c.7](#).

Changes in terminology or numbering

3.—(1) In each of the provisions specified in the Tables in Parts 1 to 3 of the Schedule, for the words specified in the third column there are substituted the words specified in the fourth column.

(2) In each of the provisions specified in the Table in Part 4 of the Schedule, for the words specified in the third or fourth column there are substituted respectively the words specified in the fifth or sixth column.

11th July 2012

David Lidington
Minister of State for Europe
Foreign and Commonwealth Office

SCHEDULE

Article 3

Changes in Terminology or Numbering

PART 1

Acts of Parliament

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Local Government Act 1972 ^(a)	Section 79(2A)	“Article 8.1 of the Treaty establishing the European Community (as amended by Title II of the Treaty on European Union)”	“Article 20(1) of the Treaty on the Functioning of the European Union”
Local Government (Scotland) Act 1973 ^(b)	In section 29(2), the definition of “citizen of the Union”	“Article 8.1 of the Treaty establishing the European Community (as amended by Title II of the Treaty on European Union)”	“Article 20(1) of the Treaty on the Functioning of the European Union”
Customs and Excise Management Act 1979 ^(c)	Section 52(2)	“Article 235 of the EEC Treaty”	“Article 352 of the Treaty on the Functioning of the European Union”
Civil Jurisdiction and Judgments Act 1982 ^(d)	In section 1(3), paragraph (b) of the definition of “Brussels Contracting State” ^(e)	“Article 299 of the Treaty establishing the European Community”	“Articles 349 and 355 of the Treaty on the Functioning of the European Union”
Civil Jurisdiction and Judgments Act 1982	Section 24(1)(c) ^(f)	“Article 68 of the Treaty establishing the European Community”	“Article 267 of the Treaty on the Functioning of the European Union”

(a) 1972 c.70; section 79(2A) was amended by the Electoral Administration Act 2006 (c.22), section 18(6) and Schedule 1, Part 3, paragraph 43(1) and (3).

(b) 1973 c.65; the definition of “citizen of the Union” in section 29(2) was inserted by S.I. 1995/1948 and was amended by the Electoral Administration Act 2006 (c.22), sections 18 and 77 and Schedule 1, paragraph 46(3), S.I. 2006/3412 and S.I. 2008/1316.

(c) 1979 c.2; section 52(2) was amended by S.I. 2011/43.

(d) 1982 c.27;

(e) Section 1(3), the definition of “Brussels Contracting State” was substituted by S.I. 2007/1655.

(f) Section 24(1)(c) was amended by S.I. 2009/3131.

Status: This is the original version (as it was originally made).

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Civil Jurisdiction and Judgments Act 1982 ^(a)	Section 24(2)(c)	“Article 68 of the Treaty establishing the European Community”	“Article 267 of the Treaty on the Functioning of the European Union”
Films Act 1985 ^(b)	Schedule 1, paragraph 4(4)(a)	“Article 310 of the Treaty establishing the European Community”	“Article 217 of the Treaty on the Functioning of the European Union”
Company Directors Disqualification Act 1986 ^(c)	Section 9A(4)(c)	“Article 81 of the Treaty establishing the European Community”	“Article 101 of the Treaty on the Functioning of the European Union”
Company Directors Disqualification Act 1986	Section 9A(4)(d)	“Article 82”	“Article 102”
Legal Aid (Scotland) Act 1986 ^(d)	Section 21(1)(b)	“Article 177 of the EEC Treaty”	“Article 267 of the Treaty on the Functioning of the European Union”
Legal Aid (Scotland) Act 1986	In Part 1 of Schedule 2, paragraph 2 ^(e)	“Article 234 of the EEC Treaty”	“Article 267 of the Treaty on the Functioning of the European Union”
Elected Authorities (Northern Ireland) Act 1989 ^(f)	In section 10(1), the definition of “citizen of the Union”	“Article 8.1 of the Treaty establishing the European Community (as amended by Title II of the Treaty on European Union)”	“Article 20(1) of the Treaty on the Functioning of the European Union”
Electricity Act 1989 ^(g)	Section 43(3)(c) ^(h)	“Article 81(1) of the treaty establishing the European Community”	“Article 101(1) of the Treaty on the Functioning of the European Union”
Electricity Act 1989	Section 43(3)(d)	“Article 82 of the treaty establishing the European Community”	“Article 102 of the Treaty on the Functioning of the European Union”

(a) 1982 c.27; section 24(2)(c) was amended by S.I. 2001/3929 and S.I. 2009/3131.

(b) 1985 c.21; section 4 was amended by S.I. 2006/643.

(c) 1986 c.46.

(d) 1986 c.47.

(e) Schedule 2, Part 1, paragraph 2 was amended by S.S.I. 2001/42.

(f) 1989 c.3; the definition of “citizen of the Union” was inserted by S.I. 1995/1948.

(g) 1989 c.29.

(h) Section 43(3) was amended by the Competition Act 1998, section 54(2) and Schedule 10, paragraph 4(5), and S.I. 2004/1261.

(i) 1991 c.56.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
			Functioning of the European Union”
Water Industry Act 1991 ⁽ⁱ⁾	Section 31(3)(c)	“Article 81(1) of the treaty establishing the European Community”	“Article 101(1) of the Treaty on the Functioning of the European Union”

- (a) 1982 c.27; section 24(2)(c) was amended by S.I. 2001/3929 and S.I. 2009/3131.
- (b) 1985 c.21; section 4 was amended by S.I. 2006/643.
- (c) 1986 c.46.
- (d) 1986 c.47.
- (e) Schedule 2, Part 1, paragraph 2 was amended by S.S.I. 2001/42.
- (f) 1989 c.3; the definition of “citizen of the Union” was inserted by S.I. 1995/1948.
- (g) 1989 c.29.
- (h) Section 43(3) was amended by the Competition Act 1998, section 54(2) and Schedule 10, paragraph 4(5), and S.I. 2004/1261.
- (i) 1991 c.56.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Water Industry Act 1991 ^(a)	Section 31(3)(d)	“Article 82 of the treaty establishing the European Community”	“Article 102 of the Treaty on the Functioning of the European Union”
European Communities (Amendment) Act 1993 ^(b)	Section 3	“Article 108 of the Treaty establishing the European Community”	“Article 130 of the Treaty on the Functioning of the European Union”
European Communities (Amendment) Act 1993	Section 4	“Article 103(3) of the Treaty establishing the European Community”	“Article 121(3) of the Treaty on the Functioning of the European Union”
European Communities (Amendment) Act 1993	Section 5	“Article 103(3) of the Treaty establishing the European Community”	“Article 121(3) of the Treaty on the Functioning of the European Union”
European Communities (Amendment) Act 1993	Section 5	“Article 2”	“Article 3 of the Treaty on European Union”

- (a) 1991 c.56.
- (b) 1993 c.32.
- (c) Section 6 was amended by the Scotland Act 1998, section 125 and Schedule 8, paragraph 28, the Government of Wales Act 1998, section 125 and Schedule 12, paragraph 34, S.I. 2001/3675 and S.I. 2001/3719.
- (d) 1993 c.43.
- (e) Section 67(3) was amended by the Competition Act 1998, section 54(2) and Schedule 10, paragraph 6(5), and S.I. 2004/1261.
- (f) 1995 c.46.

Status: This is the original version (as it was originally made).

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
European Communities (Amendment) Act 1993	Section 5	“Articles 103 and 104c”	“Articles 121 and 126 of the Treaty on the Functioning of the European Union”
European Communities (Amendment) Act 1993	Section 6 ^(e)	“Article 198a of the Treaty establishing the European Community”	“Article 305 of the Treaty on the Functioning of the European Union”
Railways Act 1993 ^(d)	Section 67(3)(c) ^(e)	“Article 81(1) of the treaty establishing the European Community”	“Article 101(1) of the Treaty on the Functioning of the European Union”
Railways Act 1993	Section 67(3)(d)	“Article 82 of the treaty establishing the European Community”	“Article 102 of the Treaty on the Functioning of the European Union”
Criminal Procedure (Scotland) Act 1995 ^(f)	Schedule 12, paragraph 46	“the EC Treaty or under Title VI of the EU Treaty”	“the EC Treaty or Title VI of the EU Treaty (as they had effect before 1 December 2009) or under the Treaty on the Functioning of the European Union”

(a) 1991 c.56.

(b) 1993 c.32.

(c) Section 6 was amended by the Scotland Act 1998, section 125 and Schedule 8, paragraph 28, the Government of Wales Act 1998, section 125 and Schedule 12, paragraph 34, [S.I. 2001/3675](#) and [S.I. 2001/3719](#).

(d) 1993 c.43.

(e) Section 67(3) was amended by the Competition Act 1998, section 54(2) and Schedule 10, paragraph 6(5), and [S.I. 2004/1261](#).

(f) 1995 c.46.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Police Act 1996 ^(a)	Section 88(7)(a) ^(b)	“Article 34 of the Treaty on European Union”	“Article 34 of the Treaty on European Union (as it had effect before 1 December 2009) or under Article 87 of the Treaty on the Functioning of the European Union”
Police Act 1996	Section 89(5) ^(c)	“Article 34 of the Treaty on European Union”	“Article 34 of the Treaty on European Union (as it had effect before 1 December 2009) or under Article 87 of the Treaty on the Functioning of the European Union”
Competition Act 1998 ^(d)	Section 10(10) ^(e)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 11(1) ^(f)	“Article 84”	“Article 104”
Competition Act 1998	Section 11(1)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 25(5) ^(g)	“Article 82”	“Article 102”
Competition Act 1998	Section 25(9)(a)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 25(11)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 31(2)(c) ^(h)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 31(2)(d)	“Article 82”	“Article 102”
Competition Act 1998	Section 32(1) ⁽ⁱ⁾	“Article 81(1)”	“Article 101(1)”

(a) 1996 c.16.

(b) Section 88(7) was inserted by the Police Reform Act 2002, section 103(1).

(c) Section 89(5) was inserted by the Police Reform Act 2002, section 104(1).

(d) 1998 c.41.

(e) Section 10(10) was amended by [S.I. 2004/1261](#).

(f) Section 11(1) was amended by [S.I. 2004/1261](#).

(g) Section 25 was substituted by [S.I. 2004/1261](#).

(h) Section 31 was substituted by [S.I. 2004/1261](#).

(i) Section 32(1) was amended by the Enterprise Act 2002, section 278(1) and Schedule 25, paragraph 38(1), (24)(a) and [S.I. 2004/1261](#).

(j) Section 33(1) was amended by the Enterprise Act 2002, section 278(1), Schedule 25, paragraph 38(1), (25)(a) and [S.I. 2004/1261](#).

(k) Section 35(9) was inserted by [S.I. 2004/1261](#) and amended by [S.I. 2011/1043](#).

(l) Sections 36(1) and (2) were amended by the Enterprise Act 2002, section 278(1) and Schedule 25, paragraph 38(1), 24(a) and (b) and [S.I. 2004/1261](#).

(m) Section 46(3) was substituted by [S.I. 2004/1261](#).

Status: This is the original version (as it was originally made).

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Competition Act 1998	Section 33(1) ^(d)	“Article 82”	“Article 102”
Competition Act 1998	Section 35(9) ^(k)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 35(9)	“Article 81(3)”	“Article 101(3)”
Competition Act 1998	Section 36(1) ^(d)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 36(2)	“Article 82”	“Article 102”
Competition Act 1998	Section 46(3)(b) ^(m)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 46(3)(d)	“Article 82”	“Article 102”

- (a) 1996 c.16.
- (b) Section 88(7) was inserted by the Police Reform Act 2002, section 103(1).
- (c) Section 89(5) was inserted by the Police Reform Act 2002, section 104(1).
- (d) 1998 c.41.
- (e) Section 10(10) was amended by S.I. 2004/1261.
- (f) Section 11(1) was amended by S.I. 2004/1261.
- (g) Section 25 was substituted by S.I. 2004/1261.
- (h) Section 31 was substituted by S.I. 2004/1261.
- (i) Section 32(1) was amended by the Enterprise Act 2002, section 278(1) and Schedule 25, paragraph 38(1), (24)(a) and S.I. 2004/1261.
- (j) Section 33(1) was amended by the Enterprise Act 2002, section 278(1), Schedule 25, paragraph 38(1), (25)(a) and S.I. 2004/1261.
- (k) Section 35(9) was inserted by S.I. 2004/1261 and amended by S.I. 2011/1043.
- (l) Sections 36(1) and (2) were amended by the Enterprise Act 2002, section 278(1) and Schedule 25, paragraph 38(1), 24(a) and (b) and S.I. 2004/1261.
- (m) Section 46(3) was substituted by S.I. 2004/1261.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Competition Act 1998 ^(a)	Section 47A(2) ^(b)	“(c) the prohibition in Article 81(1) of the Treaty; (d) the prohibition in Article 82 of the Treaty; (e) the prohibition in Article 65(1) of the Treaty establishing the European Coal and Steel Community;	“(c) the prohibition in Article 101(1) of the Treaty; (d) the prohibition in Article 102 of the Treaty.”

- (a) 1998 c.41.
- (b) Section 47A was inserted by the Enterprise Act 2002, section 18(1).
- (c) Section 52(1A) was inserted by S.I. 2004/1261.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
		(f) the prohibition in Article 66(7) of that Treaty.”	
Competition Act 1998	Section 47A(6)	<p>“(b) a decision of the OFT that the prohibition in Article 81(1) or Article 82 of the Treaty has been infringed;</p> <p>(c) a decision of the Tribunal (on an appeal from a decision of the OFT) that the Chapter I prohibition, the Chapter II prohibition or the prohibition in Article 81(1) or Article 82 of the Treaty has been infringed;</p> <p>(d) a decision of the European Commission that the prohibition in Article 81(1) or Article 82 of the Treaty has been infringed; or</p> <p>(e) a decision of the European Commission that the prohibition in Article 65(1) of the Treaty establishing the European Coal and Steel Community has been infringed, or a finding</p>	<p>“(b) a decision of the OFT that the prohibition in Article 101(1) or Article 102 of the Treaty has been infringed;</p> <p>(c) a decision of the Tribunal (on an appeal from a decision of the OFT) that the Chapter I prohibition, the Chapter II prohibition or the prohibition in Article 101(1) or Article 102</p>

(a) 1998 c.41.

(b) Section 47A was inserted by the Enterprise Act 2002, section 18(1).

(c) Section 52(1A) was inserted by S.I. 2004/1261.

Status: This is the original version (as it was originally made).

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
		made by the European Commission under Article 66(7) of that Treaty.”	of the Treaty has been infringed; or (d) a decision of the European Commission that the prohibition in Article 101(1) or Article 102 of the Treaty has been infringed.”
Competition Act 1998	Section 52(1A)(a) ^(e)	“Article 81(1) and Article 82”	“Article 101(1) and Article 102”
Competition Act 1998	In section 58(2), paragraph (b) of the definition of “Part I proceedings”	“Article 81(1) or Article 82”	“Article 101(1) or Article 102”

(a) 1998 c.41.

(b) Section 47A was inserted by the Enterprise Act 2002, section 18(1).

(c) Section 52(1A) was inserted by S.I. 2004/1261.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Competition Act 1998 ^(a)	In section 58(2), paragraph (a) of	“Article 81(1)”	“Article 101(1)”

(a) 1998 c.41.

(b) Section 58(2), paragraph (a) of the definition of “relevant party” was amended by S.I. 2004/1261.

(c) Section 58(2), paragraph (b) of the definition of “relevant party” was amended by S.I. 2004/1261.

(d) Section 58A was inserted by the Enterprise Act 2002, section 20(1).

(e) Section 59(1) was amended by S.I. 2004/1261 and S.I. 2011/1043; there are other amending instruments but none is relevant.

(f) Section 61 was substituted by S.I. 2004/1261.

(g) Section 62A was inserted by S.I. 2004/1261.

	the definition of “relevant party” ^(b)		
Competition Act 1998	In section 58(2), paragraph (b) of the definition of “relevant party” ^(c)	“Article 82”	“Article 102”
Competition Act 1998	Section 58A(1)(c) ^(d)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 58A(1)(d)	“Article 82”	“Article 102”
Competition Act 1998	Section 58A(3)(b)	“Article 81(1) or Article 82”	“Article 101(1) or Article 102”
Competition Act 1998	Section 58A(3)(c)	“Article 81(1) or Article 82”	“Article 101(1) or Article 102”
Competition Act 1998	Section 59(1) ^(e)	<p>““Article 81(1)” means Article 81(1) of the Treaty;</p> <p>“Article 81(3)” means Article 81(3) of the Treaty;</p> <p>“Article 82” means Article 82 of the Treaty;”</p>	<p>““Article 101(1)” means Article 101(1) of the Treaty;</p> <p>“Article 101(3)” means Article 101(3) of the Treaty;</p> <p>“Article 102” means Article 102 of the Treaty;”</p>
Competition Act 1998	In section 59(1), the definition of “the European Court”	“Court of First Instance”	“General Court”
Competition Act 1998	Section 59(1)	““the Treaty” means the treaty establishing the European Community;”	““the Treaty” means the Treaty on the Functioning of the European Union;”
Competition Act 1998	Section 61 ^(f)	““the Treaty” means the treaty establishing the European Community.”	““the Treaty” means the Treaty on the Functioning

(a) 1998 c.41.

(b) Section 58(2), paragraph (a) of the definition of “relevant party” was amended by S.I. 2004/1261.

(c) Section 58(2), paragraph (b) of the definition of “relevant party” was amended by S.I. 2004/1261.

(d) Section 58A was inserted by the Enterprise Act 2002, section 20(1).

(e) Section 59(1) was amended by S.I. 2004/1261 and S.I. 2011/1043; there are other amending instruments but none is relevant.

(f) Section 61 was substituted by S.I. 2004/1261.

(g) Section 62A was inserted by S.I. 2004/1261.

Status: This is the original version (as it was originally made).

			of the European Union.”
Competition Act 1998	Section 62A(2)(a) (g)	“Article 81(1) or 82”	“Article 101(1) or 102”

- (a) 1998 c.41.
- (b) Section 58(2), paragraph (a) of the definition of “relevant party” was amended by [S.I. 2004/1261](#).
- (c) Section 58(2), paragraph (b) of the definition of “relevant party” was amended by [S.I. 2004/1261](#).
- (d) Section 58A was inserted by the Enterprise Act 2002, section 20(1).
- (e) Section 59(1) was amended by [S.I. 2004/1261](#) and [S.I. 2011/1043](#); there are other amending instruments but none is relevant.
- (f) Section 61 was substituted by [S.I. 2004/1261](#).
- (g) Section 62A was inserted by [S.I. 2004/1261](#).

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Competition Act 1998 ^(a)	Section 65C(2) ^(b)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Section 65C(2)	“Article 82”	“Article 102”
Competition Act 1998	Section 65D(3) ^(c)	“Article 82”	“Article 102”
Competition Act 1998	Schedule 3, paragraph 9(1)(b) ^(d)	“Article 33 of the Treaty”	“Article 39 of the Treaty on the Functioning of the European Union”
Competition Act 1998	Schedule 3, paragraph 9(2) ^(e)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Schedule 9, paragraph 5(1)(d)(ii) ^(f)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Schedule 9, paragraph 5(1)(d)(iv)	“Article 82”	“Article 102”

- (a) 1998 c.41.
- (b) Section 65C was inserted by [S.I. 2004/1261](#).
- (c) Section 65D was inserted by [S.I. 2004/1261](#).
- (d) Schedule 3, paragraph 9(1)(b) was amended by [S.I. 2004/1261](#).
- (e) Schedule 3, paragraph 9(2) was amended by [S.I. 2004/1261](#).
- (f) Schedule 9, paragraph 5(1)(d) was substituted by [S.I. 2004/1261](#).
- (g) Schedule 9, paragraph 5(2) was substituted by [S.I. 2004/1261](#).
- (h) 1998 c.46.
- (i) 1998 c.47.
- (j) 1999 c.29.
- (k) In section 20(8), the definition of “citizen of the Union” was amended by the Electoral Administration Act 2006, section 18(6), Schedule 1, Part 3, paragraph 42(1) and (4).

Competition Act 1998	Schedule 9, paragraph 5(2)(b) ^(g)	“Article 81(1)”	“Article 101(1)”
Competition Act 1998	Schedule 9, paragraph 5(2)(d)	“Article 82”	“Article 102”
Scotland Act 1998 ^(h)	Section 34(3)	“Article 177 of the Treaty establishing the European Community, Article 41 of the Treaty establishing the European Coal and Steel Community”	“Article 267 of the Treaty on the Functioning of the European Union”
Northern Ireland Act 1998 ⁽ⁱ⁾	Section 12(3)	“(a) Article 177 of the Treaty establishing the European Community; (b) Article 41 of the Treaty establishing the European Coal and Steel Community; or”	“(a) Article 267 of the Treaty on the Functioning of the European Union; or”
Greater London Authority Act 1999 ^(j)	In section 20(8), the definition of “citizen of the Union” ^(k)	“Article 8.1 of the Treaty establishing the European Community (as amended by Title II of the Treaty on European Union)”	“Article 20(1) of the Treaty on the Functioning of the European Union”

(a) 1998 c.41.

(b) Section 65C was inserted by S.I. 2004/1261.

(c) Section 65D was inserted by S.I. 2004/1261.

(d) Schedule 3, paragraph 9(1)(b) was amended by S.I. 2004/1261.

(e) Schedule 3, paragraph 9(2) was amended by S.I. 2004/1261.

(f) Schedule 9, paragraph 5(1)(d) was substituted by S.I. 2004/1261.

(g) Schedule 9, paragraph 5(2) was substituted by S.I. 2004/1261.

(h) 1998 c.46.

(i) 1998 c.47.

(j) 1999 c.29.

(k) In section 20(8), the definition of “citizen of the Union” was amended by the Electoral Administration Act 2006, section 18(6), Schedule 1, Part 3, paragraph 42(1) and (4).

Status: This is the original version (as it was originally made).

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Financial Services and Markets Act 2000 ^(a)	In section 417(1), the definition of “the Treaty”	“the treaty establishing the European Community”	“the Treaty on the Functioning of the European Union”
Financial Services and Markets Act 2000	Section 417(4)(b) ^(b)	“Article 48”	“Article 54”
Terrorism Act 2000 ^(c)	Section 63C(4)(a) ^(d)	“Treaty establishing the European Community”	“Treaty on the Functioning of the European Union”
Terrorism Act 2000	Schedule 8A, paragraph 7(2)(a)(ii) ^(e)	“Article 48 of the EEC Treaty”	“Article 54 of the Treaty on the Functioning of the European Union”
Transport Act 2000 ^(f)	Section 86(3)(c) ^(g)	“Article 81(1) of the treaty establishing the European Community”	“Article 101(1) of the Treaty on the Functioning of the European Union”
Transport Act 2000	Section 86(3)(d)	“Article 82 of the treaty establishing the European Community”	“Article 102 of the Treaty on the Functioning of the European Union”
Transport Act 2000	Schedule 9, paragraph 3(3)(s)	“Articles 84 and 85 of the Treaty establishing the European Community”	“Articles 104 and 105 of the Treaty on the Functioning of the European Union”
Export Control Act 2002 ^(h)	Section 5(3)	“under Title V of the Treaty on European Union (provisions on a common foreign and security policy)”	“under Title V of the Treaty on European Union”

(a) 2000 c.8.

(b) Section 417(4) was inserted by [S.I. 2002/1775](#).

(c) 2000 c.11.

(d) Section 63C was inserted by the Crime (International Co-operation) Act 2003, section 52.

(e) Schedule 8A was inserted by the Counter-Terrorism Act 2008, section 76(4), Schedule 8.

(f) 2000 c.38.

(g) Section 86(3) was substituted by [S.I. 2004/1261](#).

(h) 2002 c.28.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Export Control Act 2002 ^(a)	In section 11(1), the definition of “EU provision” ^(b)	“Article 249 of the Treaty establishing the European Community”	“Article 288 of the Treaty on the Functioning of the European Union”
Education Act 2002 ^(c)	Schedule 11B, paragraph 7(2)(a)(ii) ^(d)	“Article 48 of the EEC Treaty”	“Article 54 of the Treaty on the Functioning of the European Union”
Enterprise Act 2002 ^(e)	In section 16(6), paragraph (b) of the definition of “infringement issue”	“Article 81 or 82”	“Article 101 or 102”
Enterprise Act 2002	Section 209, section heading	“Community competition law”	“EU competition law”
Enterprise Act 2002	Section 209(1)(b)	“European Community competition law”	“EU competition law”
Enterprise Act 2002	Section 209(2)	“European Community competition law”	“EU competition law”
Enterprise Act 2002	In section 209(2), the definition of “relevant EU instrument” ^(f)	“Article 83 of the Treaty establishing the European Community”	“Article 103 of the Treaty on the Functioning of the European Union”
Communications Act 2003 ^(g)	Section 4(5)	“Article 17 of the Treaty establishing the European Community”	“Article 20 of the Treaty on the Functioning of the European Union”
Communications Act 2003	Section 77(9)	“Article 86 of the Treaty establishing the European Community”	“Article 106 of the Treaty on the Functioning of the European Union”
Communications Act 2003	Section 371(2)(c) ^(h)	“Article 81(1) of the treaty establishing the European Community”	“Article 101(1) of the Treaty on the Functioning of the European Union”

(a) 2002 c.28.

(b) In section 11(1), the definition of “EU provision” was amended by [S.I. 2011/1043](#).

(c) 2002 c.32.

(d) Schedule 11B was inserted by the Education Act 2011, section 13 and Schedule 4.

(e) 2002 c.40.

(f) In section 209(2), the definition of “relevant EU instrument” was amended by [S.I. 2011/1043](#).

(g) 2003 c.21.

(h) Section 371(2) was substituted by [S.I. 2004/1261](#).

Status: This is the original version (as it was originally made).

Communications Act 2003	Section 371(2)(d)	“Article 82 of the treaty establishing the European Community”	“Article 102 of the Treaty on the Functioning of the European Union”
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- (a) [2002 c.28](#).
- (b) In section 11(1), the definition of “EU provision” was amended by [S.I. 2011/1043](#).
- (c) [2002 c.32](#).
- (d) Schedule 11B was inserted by the Education Act 2011, section 13 and Schedule 4.
- (e) [2002 c.40](#).
- (f) In section 209(2), the definition of “relevant EU instrument” was amended by [S.I. 2011/1043](#).
- (g) [2003 c.21](#).
- (h) Section 371(2) was substituted by [S.I. 2004/1261](#).

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Communications Act 2003 ^(a)	Schedule 11, paragraph 6(7)(a) ^(b)	“the Treaty establishing the European Community and the European Court, and any decisions of that court, that are relevant to the construction of Article 81 of that Treaty”	“the Treaty on the Functioning of the European Union and the European Court, and any decisions of that court, that are relevant to the construction of Article 101 of that Treaty”
European Union (Accessions) Act 2003 ^(c)	In section 2(11), the definition of “worker”	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Criminal Justice Act 2003 ^(d)	Section 76(4)(c)	“Article 31 or 34 of the Treaty on European Union”	“Article 31 or 34 of the Treaty on European Union (as it had effect before 1 December 2009) or Article 82, 83 or 85 of the Treaty on the Functioning of the European Union”
Finance Act 2004 ^(e)	Section 324(1) and (2)	“the Treaty establishing the European Communities”	“the Treaty on the Functioning of the European Union”

- (a) [2003 c.21](#).
- (b) Schedule 11 was extended by [S.I. 2003/3195](#) and [S.I. 2003/3197](#).
- (c) [2003 c.35](#).
- (d) [2003 c.44](#).
- (e) [2004 c.12](#).
- (f) [2005 c.15](#).

Serious Organised Crime and Police Act 2005 ^(f)	Section 30(5)(a)	“Article 34 of the Treaty on European Union”	“Article 34 of the Treaty on European Union (as it had effect before 1 December 2009) or under Article 87 of the Treaty on the Functioning of the European Union”
Serious Organised Crime and Police Act 2005	Section 57(6)(a)	“Article 34 of the Treaty on European Union”	“Article 34 of the Treaty on European Union (as it had effect before 1 December 2009) or under Article 87 of the Treaty on the Functioning of the European Union”

(a) [2003 c.21.](#)(b) Schedule 11 was extended by [S.I. 2003/3195](#) and [S.I. 2003/3197](#).(c) [2003 c.35.](#)(d) [2003 c.44.](#)(e) [2004 c.12.](#)(f) [2005 c.15.](#)

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
European Union (Accessions) Act 2006 ^(a)	In section 2(10), the definition of “worker”	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Government of Wales Act 2006 ^(b)	Section 113(3)	“Article 234 of the Treaty establishing the European Community, Article 41 of the Treaty establishing the European Coal and Steel Community”	“Article 267 of the Treaty on the Functioning of the European Union”
Companies Act 2006 ^(c)	Section 482(3)	“Article 48 of the Treaty establishing the European Community”	“Article 54 of the Treaty on the Functioning of the European Union”
Companies Act 2006	In section 1210(3), paragraph (b) of the definition of “bank”	“Article 48 of the Treaty establishing the European Community”	“Article 54 of the Treaty on the

(a) [2006 c.2.](#)(b) [2006 c.32.](#)(c) [2006 c.46.](#)(d) [2007 c.27.](#)(e) [2008 c.4.](#)

Status: This is the original version (as it was originally made).

			Functioning of the European Union”
Serious Crime Act 2007 ^(d)	Section 34(7)(a)	“Article 48 of the EEC Treaty”	“Article 54 of the Treaty on the Functioning of the European Union”
Criminal Justice and Immigration Act 2008 ^(e)	Schedule 14, paragraph 6(6)(a)(ii)	“Article 48 of the EEC Treaty”	“Article 54 of the Treaty on the Functioning of the European Union”
Criminal Justice and Immigration Act 2008	Schedule 19, paragraph 46	“under the treaty establishing the European Community or under Title VI of the Treaty on European Union”	“under the Treaty establishing the European Community or Title VI of the Treaty on European Union (as they had effect before 1 December 2009) or under the Treaty on the Functioning of the European Union”

(a) 2006 c.2.

(b) 2006 c.32.

(c) 2006 c.46.

(d) 2007 c.27.

(e) 2008 c.4.

<i>Act</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Coroners and Justice Act 2009 ^(a)	Schedule 12, paragraph 7(6)(a)(ii)	“Article 48 of the Treaty establishing the European Community”	“Article 54 of the Treaty on the Functioning of the European Union”
Coroners and Justice Act 2009	Schedule 13, paragraph 6(6)(a)(ii)	“Article 48 of the Treaty establishing the European Community”	“Article 54 of the Treaty on the Functioning of the European Union”
Equality Act 2010 ^(b)	Schedule 25, paragraph 7(5)(b)	“Article 48 of the EEC treaty”	“Article 54 of the Treaty on the Functioning of the European Union”

(a) 2009 c.25.

(b) 2010 c.15.

PART 2

Statutory instruments

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Motor Vehicles (Compulsory Insurance) (No 2) Regulations 1973 ^(a)	Regulation 6(1)	“the treaty establishing the European Economic Community”	“the Treaty on the Functioning of the European Union”
Medicines (Bal Jivan Chamcho Prohibition) (No 2) Order 1977 ^(b)	Regulation 2(5)	“Article 23.2, as read with Article 24, of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”
Import Duties (End-Use Goods) Regulations 1977 ^(c)	Regulation 2(2)	“Article 235 of the EEC Treaty”	“Article 352 of the Treaty on the Functioning of the European Union”
Customs Duty (Community Reliefs) Order 1984 ^(d)	Article 2	“Article 235 of the EEC Treaty”	“Article 352 of the Treaty on the Functioning of the European Union”
Inward Processing Relief Arrangements (Customs Duties and Agricultural Levies) Regulations 1986 ^(e)	Regulation 2	“Article 235 of the EEC Treaty”	“Article 352 of the Treaty on the Functioning of the European Union”
National Health Service (Charges to Overseas Visitors) Regulations 1989 ^(f)	In regulation 1(2), the definition of “member of the family”	“Article 51 of the Treaty establishing the European Economic Community”	“Article 48 of the Treaty on the Functioning of the European Union”
National Health Service (Charges to Overseas Visitors) Regulations 1989	Regulation 4(1)(m)	“Article 51 of the Treaty establishing the European Economic Community”	“Article 48 of the Treaty on the Functioning of the European Union”
Merchant Shipping (Registration of Ships) Regulations 1993 ^(g)	In regulation 1(2), the definition beginning “non-United Kingdom nationals”	“Article 48 or 52 of the EEC Treaty”	“Article 45 or 49 of the Treaty on the Functioning of the European Union”

(a) S.I. 1973/2143, to which there are amendments not relevant to this Order.

(b) S.I. 1977/670, amended by S.I. 2008/548; there are other amending instruments but none are relevant.

(c) S.I. 1977/2042, to which there are amendments not relevant to this Order.

(d) S.I. 1984/719, amended by S.I. 2011/1043.

(e) S.I. 1986/2148.

(f) S.I. 1989/306, to which there are amendments not relevant to this Order.

(g) S.I. 1993/3138, inserted by S.I. 1998/2976; there are other amending instruments but none are relevant.

Status: This is the original version (as it was originally made).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Equipment and Protective Systems Intended for use in Potentially Explosive Atmosphere Regulations 1996 ^(a)	Schedule 5	“Article 223(1)(b) of the Treaty establishing the European Community”	“Article 346(1)(b) of the Treaty on the Functioning of the European Union”
Food Labelling Regulations 1996 ^(b)	Regulation 3(2)	“Article 9.2 of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union.”
Bread and Flour Regulations 1998 ^(c)	Regulation 3(3)	“Article 9.2 of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”
Civil Procedure Rules 1998 ^(d)	Rule 30.8(1)(a)	“Article 81 or Article 82 of the Treaty establishing the European Community”	“Article 101 or Article 102 of the Treaty on the Functioning of the European Union”
Pressure Equipment Regulations 1999 ^(e)	Schedule 1, paragraph 7	“Article 296(1)(b) of the Treaty”	“Article 346(1)(b) of the Treaty on the Functioning of the European Union”
Medicines (Aristolochia and Mu Tong etc) (Prohibition) Order 2001 ^(f)	In regulation 1, the definition of “free circulation in Member States”	“Article 23.2, as read with Article 24, of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”
Competition Act 1998 (Section 11 Exemption) Regulations 2001 ^(g)	In regulation 2, the definition of “the Community prohibition”	“Article 81”	“Article 101”
Competition Act 1998 (Section 11 Exemption) Regulations 2001	Regulation 3(1)	“Article 84”	“Article 104”

(a) [S.I. 1996/192](#), to which there are amendments not relevant to this Order.

(b) [S.I. 1996/1499](#), to which there are amendments not relevant to this Order.

(c) [S.I. 1998/141](#), to which there are amendments not relevant to this Order.

(d) [S.I. 1998/3132](#), to which there are amendments not relevant to this Order.

(e) [S.I. 1999/2001](#), to which there are amendments not relevant to this Order.

(f) [S.I. 2001/1841](#), amended by [S.I. 2008/548](#); there are other amending instruments but none are relevant.

(g) [S.I. 2001/2993](#), to which there are amendments not relevant to this Order.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Electronic Commerce Directive (Financial Services and Markets) Regulations 2002 ^(a)	Regulation 2(3)(a)	“Article 48 of the Treaty establishing the European Community”	“Article 54 of the Treaty on the Functioning of the European Union”
State Pension Credit Regulations 2002 ^(b)	Regulation 2(3)(d)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Electronic Commerce (EC Directive) Regulations 2002 ^(c)	In regulation 2(1), the definition of “established service provider”	“Article 48”	“Article 54”
Electronic Commerce (EC Directive) Regulations 2002	In regulation 2(1), the definition of “the Treaty”	“the treaty establishing the European Community”	“the Treaty on the Functioning of the European Union”
Kava-kava in Food (England) Regulations 2002 ^(d)	In regulation 2, the definition of “free circulation in member States”	“Article 23.2, as read with Article 24, of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”
Medicines for Human Use (Kava-kava) (Prohibition) Order 2002 ^(e)	In article 1(2), the definition of “free circulation in member States”	“Article 23.2, as read with Article 24, of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”
Enterprise Act 2002 (Merger Fees and Determination of Turnover) Order 2003 ^(f)	In paragraph 1 of the Schedule, the definition of “aid”	“Article 87 of the EC Treaty”	“Article 107 of the Treaty on the Functioning of the European Union”
Competition Appeal Tribunal Rules 2003 ^(g)	Rule 60(5)	“Article 234 of the Treaty establishing the European Community, Article 150 of the Treaty establishing the European Atomic Energy Community or Article 41 of the Treaty establishing the	“Article 267 of the Treaty on the Functioning of the European Union or Article 150 of the Treaty establishing the European Atomic Energy Community”.

(a) [S.I. 2002/1775](#), to which there are amendments not relevant to this Order.

(b) [S.I. 2002/1792](#), amended by [S.I. 2006/1026](#); there are other amending instruments but none are relevant.

(c) [S.I. 2002/2013](#), to which there are amendments not relevant to this Order.

(d) [S.I. 2002/3169](#), amended by [S.I. 2004/455](#).

(e) [S.I. 2002/3170](#), to which there are amendments not relevant to this Order.

(f) [S.I. 2003/1370](#), to which there are amendments not relevant to this Order.

(g) [S.I. 2003/1372](#), to which there are amendments not relevant to this Order.

Status: This is the original version (as it was originally made).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
		European Coal and Steel Community”	

- (a) S.I. 2002/1775, to which there are amendments not relevant to this Order.
- (b) S.I. 2002/1792, amended by S.I. 2006/1026; there are other amending instruments but none are relevant.
- (c) S.I. 2002/2013, to which there are amendments not relevant to this Order.
- (d) S.I. 2002/3169, amended by S.I. 2004/455.
- (e) S.I. 2002/3170, to which there are amendments not relevant to this Order.
- (f) S.I. 2003/1370, to which there are amendments not relevant to this Order.
- (g) S.I. 2003/1372, to which there are amendments not relevant to this Order.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Meat Products (England) Regulations 2003 ^(a)	In regulation 3(4), the definition of “free circulation”	“Article 24 of the Treaty establishing the European Community”	“Article 29 of the Treaty on the Functioning of the European Union”
Jam and Similar Products (England) Regulations 2003 ^(b)	In regulation 2(1), the definition of “free circulation”	“Article 24 of the Treaty establishing the European Community”	“Article 29 of the Treaty on the Functioning of the European Union”
Competition Act 1998 (Concurrency) Regulations 2004 ^(c)	Regulation 2	“(b) “Article 81(1)” means Article 81(1) of the treaty establishing the European Community; (c) “Article 82” means Article 82 of the treaty establishing the European Community;”	“(b) “Article 101” means Article 101 of the Treaty on the Functioning of the European Union; (c) “Article 102” means Article 102 of the Treaty on the Functioning of the

- (a) S.I. 2003/2075, to which there are amendments not relevant to this Order.
- (b) S.I. 2003/3120, to which there are amendments not relevant to this Order.
- (c) S.I. 2004/1077.
- (d) S.I. 2004/1261.
- (e) S.I. 2004/1267, amended by S.I. 2009/813; there are other amending instruments but none are relevant.
- (f) S.I. 2004/1861, amended by S.I. 2008/2683; there are other amending instruments but none are relevant.
- (g) S.I. 2004/2095, to which there are amendments not relevant to this Order.
- (h) S.I. 2004/2751.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
			European Union;”
Competition Act 1998 (Concurrency) Regulations 2004	Regulation 3	“(c) the prohibition in Article 81(1), or (d) the prohibition in Article 82,”	“(c) the prohibition in Article 101(1), or (d) the prohibition in Article 102,”
Competition Act 1998 and Other Enactments (Amendment) Regulations 2004 ^(d)	In regulation 2, the definition of “the Treaty”	“treaty establishing the European Community”	“Treaty on the Functioning of the European Union”
European Parliamentary Elections (Northern Ireland) Regulations 2004 ^(e)	In regulation 2, the definition of “citizen of the Union”	“Article 8 of the Treaty establishing the European Community”	“Article 20 of the Treaty on European Union”
Employment Tribunals (Constitution and Rules of Procedure) Regulations 2004 ^(f)	In Schedule 1, rule 58	“Article 234 of the Treaty establishing the European Community”	“Article 267 of the Treaty on the Functioning of the European Union”
Financial Services (Distance Marketing) Regulations 2004 ^(g)	In regulation 2(1), the definition of “EEA supplier”	“Article 48 of the Treaty establishing the European Community”	“Article 54 of the Treaty on the Functioning of the European Union”
Competition Act 1998 (Office of Fair Trading’s Rules) Order 2004 ^(h)	In the Schedule, in rule 1(1), the definition of “infringement decision”	“Article 81(1) and the prohibition in Article 82 has been infringed”	“Article 101(1) and the prohibition in Article 102 has been infringed”

(a) [S.I. 2003/2075](#), to which there are amendments not relevant to this Order.

(b) [S.I. 2003/3120](#), to which there are amendments not relevant to this Order.

(c) [S.I. 2004/1077](#).

(d) [S.I. 2004/1261](#).

(e) [S.I. 2004/1267](#), amended by [S.I. 2009/813](#); there are other amending instruments but none are relevant.

(f) [S.I. 2004/1861](#), amended by [S.I. 2008/2683](#); there are other amending instruments but none are relevant.

(g) [S.I. 2004/2095](#), to which there are amendments not relevant to this Order.

(h) [S.I. 2004/2751](#).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Competition Act 1998 (Office of Fair Trading’s Rules) Order 2004 ^(a)	In the Schedule, rule 2(1)	“Article 81(1) and the prohibition in Article 82”	“Article 101(1) and the prohibition in Article 102”

(a) [S.I. 2004/2751](#).

(b) [S.I. 2004/3206](#), to which there are amendments not relevant to this Order.

(c) [S.I. 2005/477](#).

Status: This is the original version (as it was originally made).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Competition Act 1998 (Office of Fair Trading's Rules) Order 2004	In the Schedule, rule 2(3)	"Article 81(1)"	"Article 101(1)"
Competition Act 1998 (Office of Fair Trading's Rules) Order 2004	In the Schedule, rule 4(1)	"Article 81(1) and the prohibition in Article 82"	"Article 101(1) and the prohibition in Article 102"
Competition Act 1998 (Office of Fair Trading's Rules) Order 2004	In the Schedule, rule 7(2)	"(b) an agreement either because the conditions of the prohibition in Article 81(1) are not met or because the agreement satisfies the conditions of Article 81(3); or (c) conduct because the conditions of the Chapter II prohibition or the prohibition in Article 82 are not met;"	"(b) an agreement either because the conditions of the prohibition in Article 101(1) are not met or because the agreement satisfies the conditions of Article 101(3); or (c) conduct because the conditions of the Chapter II prohibition or the prohibition in Article 102 are not met;"
Competition Act 1998 (Office of Fair Trading's Rules) Order 2004	In the Schedule, rule 10(1)	"Article 81(1) and the prohibition in Article 82"	"Article 101(1) and the prohibition in Article 102"
Competition Act 1998 (Office of Fair Trading's Rules) Order 2004	In the Schedule, rule 10(2)(a)	"Article 81(1) and the prohibition in Article 82"	"Article 101(1) and the prohibition in Article 102"
Competition Act 1998 (Office of Fair Trading's Rules) Order 2004	In the Schedule, rule 10(2)(b)	"Article 81(1) and the prohibition in Article 82"	"Article 101(1) and the prohibition in Article 102"
Water Mergers (Determination of Turnover) Regulations 2004 ^(b)	Paragraph 1 of the Schedule	"Article 87 of the treaty establishing the European Community"	"Article 107 of the Treaty on the Functioning of the European Union"
Water Industry (Determination of Turnover for Penalties) Order 2005 ^(c)	In regulation 2(1), the definition of "aid"	"Article 87 of the Treaty establishing the European Community"	"Article 107 of the Treaty on the Functioning of the European Union"

(a) [S.I. 2004/2751](#).

(b) [S.I. 2004/3206](#), to which there are amendments not relevant to this Order.

(c) [S.I. 2005/477](#).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Electronic Commerce Directive (Adoption and Children Act 2002) Regulations 2005 ^(a)	Regulation 2(2)(a)	“Article 48 of the treaty establishing the European Community”	“Article 54 of the Treaty on the Functioning of the European Union”
Housing Benefit Regulations 2006 ^(b)	Regulation 10(3A)(d)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Housing Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006 ^(c)	Regulation 10(4)(d)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Council Tax Benefit Regulations 2006 ^(d)	Regulation 7(4)(d)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Council Tax Benefit (Persons who have attained the qualifying age for state pension credit) Regulations 2006 ^(e)	Regulation 7(4)(d)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Immigration (European Economic Area) Regulations 2006 ^(f)	Regulation 4(1)(a)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Immigration (European Economic Area) Regulations 2006	Regulation 4(1)(b)	“Article 43 of the Treaty establishing the European Community”	“Article 49 of the Treaty on the Functioning of the European Union”
Human Tissue Act 2004 (Ethical Approval, Exceptions from Licensing and Supply of Information)	Schedule 2, paragraph 10(a)	“Article 42 of the Treaty establishing the European Community”	“Article 48 of the Treaty on the Functioning of the European Union”

(a) [S.I. 2005/3222](#), to which there are amendments not relevant to this Order.

(b) [S.I. 2006/213](#), amended by [S.I. 2006/1026](#); there are other amending instruments but none are relevant.

(c) [S.I. 2006/214](#), amended by [S.I. 2006/1026](#); there are other amending instruments but none are relevant.

(d) [S.I. 2006/215](#), amended by [S.I. 2006/1026](#); there are other amending instruments but none are relevant.

(e) [S.I. 2006/216](#), amended by [S.I. 2006/1026](#); there are other amending instruments but none are relevant.

(f) [S.I. 2006/1003](#), to which there are amendments not relevant to this Order.

(g) [S.I. 2006/1260](#), to which there are amendments not relevant to this Order.

Status: This is the original version (as it was originally made).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
about Transplants) Regulations 2006 ^(g)			

- (a) S.I. 2005/3222, to which there are amendments not relevant to this Order.
- (b) S.I. 2006/213, amended by S.I. 2006/1026; there are other amending instruments but none are relevant.
- (c) S.I. 2006/214, amended by S.I. 2006/1026; there are other amending instruments but none are relevant.
- (d) S.I. 2006/215, amended by S.I. 2006/1026; there are other amending instruments but none are relevant.
- (e) S.I. 2006/216, amended by S.I. 2006/1026; there are other amending instruments but none are relevant.
- (f) S.I. 2006/1003, to which there are amendments not relevant to this Order.
- (g) S.I. 2006/1260, to which there are amendments not relevant to this Order.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Allocation of Housing and Homelessness (Eligibility) (England) Regulations 2006 ^(a)	Regulation 4(1)(c)	“the Treaty establishing the European Community”	“the Treaty on the Functioning of the European Union”
Accession (Immigration and Worker Authorisation) Regulations 2006 ^(b)	Regulation 1(2)(t)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Accession (Immigration and Worker Authorisation) Regulations 2006	Regulation 5	“Article 39 of the Treaty establishing the European Communities”	“Article 45 of the Treaty on the Functioning of the European Union”
National Assembly for Wales (Representation of the People) Order 2007 ^(c)	In article 2(1), the definition of “relevant citizen of the Union”	“Article 8.1 of the Treaty establishing the European Community (as amended by Title 2 of the Treaty on European Union)”	“Article 20(1) of the Treaty on the Functioning of the European Union”
Export Control (North Korea) Order 2007 ^(d)	Article 1(2)	““a Community authorisation””	““an EU authorisation””
Export Control (North Korea) Order 2007	Article 5	“Community authorisation” (in each place)	“EU authorisation”
Electronic Commerce Directive (Terrorism Act 2006) Regulations 2007 ^(e)	Regulation 2(2)(a)	“Article 48 of the EEC Treaty”	“Article 54 of the Treaty on the Functioning of the European Union”

- (a) S.I. 2006/1294, to which there are amendments not relevant to this Order.
- (b) S.I. 2006/3317, to which there are amendments not relevant to this Order.
- (c) S.I. 2007/236, to which there are amendments not relevant to this Order.
- (d) S.I. 2007/1334, to which there are amendments not relevant to this Order.
- (e) S.I. 2007/1550.
- (f) S.I. 2007/1842, amended by S.I. 2011/1043; there are other amending instruments but none are relevant.

Status: This is the original version (as it was originally made).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007 ^(f)	Regulation 32(14)(b)(i)	“Article 37(2) of the EC Treaty”	“Article 43 of the Treaty on the Functioning of the European Union”
Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007	Regulation 34(6)(b)(i)	“Article 37(2) of the EC Treaty”	“Article 43 of the Treaty on the Functioning of the European Union”
Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007	Regulation 39(11)(b)(i)	“Article 37(2) of the EC Treaty”	“Article 43 of the Treaty on the Functioning of the European Union”
Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007	Regulation 40(8)(a)	“EC Treaty”	“Treaty on the Functioning of the European Union”

- (a) S.I. 2006/1294, to which there are amendments not relevant to this Order.
- (b) S.I. 2006/3317, to which there are amendments not relevant to this Order.
- (c) S.I. 2007/236, to which there are amendments not relevant to this Order.
- (d) S.I. 2007/1334, to which there are amendments not relevant to this Order.
- (e) S.I. 2007/1550.
- (f) S.I. 2007/1842, amended by S.I. 2011/1043; there are other amending instruments but none are relevant.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007 ^(a)	Regulation 43(6)(a)	“EC Treaty”	“Treaty on the Functioning of the European Union”
Mobile Roaming (European Communities) Regulations 2007 ^(b)	Regulation 6(4)	“Article 87 of the EEC Treaty”	“Article 107 of the Treaty on the Functioning of the European Union”
Money Laundering Regulations 2007 ^(c)	Schedule 2, paragraph 2(a)	“Treaty on the European Union, the Treaties on the European	“Treaty on European Union, the Treaty on the Functioning of the

- (a) S.I. 2007/1842, amended by S.I. 2011/1043; there are other amending instruments but none are relevant.
- (b) S.I. 2007/1933, to which there are amendments not relevant to this Order.
- (c) S.I. 2007/2157, to which there are amendments not relevant to this Order.
- (d) S.I. 2008/548.
- (e) S.I. 2008/794, to which there are amendments not relevant to this Order.
- (f) S.I. 2008/3206, to which there are amendments not relevant to this Order.
- (g) S.I. 2009/209, to which there are amendments not relevant to this Order.
- (h) S.I. 2009/476.

Status: This is the original version (as it was originally made).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
		Communities or Community secondary legislation”	European Union or EU secondary legislation”
Medicines for Human Use (Prohibition) (Senecio and Miscellaneous Amendments) Order 2008 ^(d)	Regulation 1	“Article 23.2, as read with Article 24, of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”
Employment and Support Allowance Regulations 2008 ^(e)	Regulation 70(3)(d)	“Article 39 of the Treaty establishing the European Community”	“Article 45 of the Treaty on the Functioning of the European Union”
Spirit Drinks Regulations 2008 ^(f)	Part 2 of Schedule 2	“Annex I to the EEC Treaty” (in each place)	“Annex I to the Treaty on the Functioning of the European Union”
Payment Services Regulations 2009 ^(g)	In regulation 2(1), paragraph (a) of the definition of “passport right”	“the Treaty establishing the European Community”	“the Treaty on the Functioning of the European Union”
Government Resources and Accounts Act 2000 (Audit of Non-profit-making Companies) Order 2009 ^(h)	In Article 5(2), the definition of “non-profit-making”	“Article 48 of the Treaty establishing the European Community”	“Article 54 of the Treaty on the Functioning of the European Union”

(a) [S.I. 2007/1842](#), amended by [S.I. 2011/1043](#); there are other amending instruments but none are relevant.

(b) [S.I. 2007/1933](#), to which there are amendments not relevant to this Order.

(c) [S.I. 2007/2157](#), to which there are amendments not relevant to this Order.

(d) [S.I. 2008/548](#).

(e) [S.I. 2008/794](#), to which there are amendments not relevant to this Order.

(f) [S.I. 2008/3206](#), to which there are amendments not relevant to this Order.

(g) [S.I. 2009/209](#), to which there are amendments not relevant to this Order.

(h) [S.I. 2009/476](#).

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Supreme Court Rules 2009 ^(a)	Rule 42(1)	“Article 234 of the Treaty establishing the European Community”	“Article 267 of the Treaty on the Functioning of the European Union”

(a) [S.I. 2009/1603](#).

(b) [S.I. 2009/1914](#).

(c) [S.I. 2009/2999](#), to which there are amendments not relevant to this Order.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Supreme Court Rules 2009	Rule 42(2)	“Article 234”	“Article 267”
Supreme Court Rules 2009	Rule 42(3)	“Article 234”	“Article 267”
Heavy Goods Vehicles (Charging for the Use of Certain Infrastructure on the Trans-European Road Network) Regulations 2009 ^(b)	Regulation 14(2)(a)(ii)	“the Treaty establishing the European Community, in particular Articles 12, 49, 86 and 87,”	“the Treaty on the Functioning of the European Union, in particular Articles 18, 56, 106 and 107,”
Provision of Services Regulations 2009 ^(c)	Regulation 2(1)	“Article 50”	“Article 57”
Provision of Services Regulations 2009	Regulation 2(2)(c)	“Title V”	“Title VI”
Provision of Services Regulations 2009	Regulation 2(2)(h)	“Article 45”	“Article 51”
Provision of Services Regulations 2009	In regulation 4, the definition of “establishment”	“Article 43”	“Article 49”
Provision of Services Regulations 2009	In regulation 4, the definition of “the Treaty”	“Treaty establishing the European Community”	“Treaty on the Functioning of the European Union”
Provision of Services Regulations 2009	Regulation 5(3)(b)	“Article 48”	“Article 54”
Provision of Services Regulations 2009	Regulation 5(4)(b)	“Article 48”	“Article 54”

(a) [S.I. 2009/1603](#).

(b) [S.I. 2009/1914](#).

(c) [S.I. 2009/2999](#), to which there are amendments not relevant to this Order.

Status: This is the original version (as it was originally made).

PART 3

Subordinate legislation: Scotland

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Criminal Legal Aid (Fixed Payments) (Scotland) Regulations 1999 ^(a)	In regulation 2(1), paragraph (g) of the definition of “excluded proceedings”	“article 234 of the EEC Treaty”	“Article 267 of the Treaty on the Functioning of the European Union”
Fishing Vessels (Decommissioning) (Scotland) Scheme 2001 ^(b)	Regulation 2(1)	““EC Treaty” means the Treaty establishing the European Community”	““TFEU” means the Treaty on the Functioning of the European Union”
Fishing Vessels (Decommissioning) (Scotland) Scheme 2001	Regulation 5(5)	“Article 87 of the EC Treaty”	“Article 107 of the TFEU”
Fishing Vessels (Decommissioning) (Scotland) Scheme 2001	Regulation 6(5)	“Article 87 of the EC Treaty”	“Article 107 of the TFEU”
Kava-kava in Food (Scotland) Regulations 2002 ^(c)	In regulation 2, the definition of “free circulation”	“Article 23.2, as read with Article 24, of the Treaty establishing the European Community”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”
Fishing Vessels (Decommissioning) (Scotland) Scheme 2003 ^(d)	Regulation 2(1)	““EC Treaty” means the Treaty establishing the European Community;”	““TFEU” means the Treaty on the Functioning of the European Union;”
Fishing Vessels (Decommissioning) (Scotland) Scheme 2003	Regulation 5(6)	“Article 87 of the EC Treaty”	“Article 107 of the TFEU”
Fishing Vessels (Decommissioning) (Scotland) Scheme 2003	Regulation 6(6)	“Article 87 of the EC Treaty”	“Article 107 of the TFEU”
Meat Products (Scotland) Regulations 2004 ^(e)	In regulation 2, the definition of “free circulation”	“Article 23 of the Treaty establishing the European Community”	“Article 28 of the Treaty on the Functioning of the European Union”

(a) S.I. 1999/491, amended by S.S.I. 1999/48, S.S.I. 2008/240; there are other amending instruments but none are relevant.

(b) S.S.I. 2001/332, to which there are amendments not relevant to this Order.

(c) S.S.I. 2002/523, amended by S.S.I. 2004/244.

(d) S.S.I. 2003/87.

(e) S.S.I. 2004/6, to which there are amendments not relevant to this Order.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
			Functioning of the European Union”

- (a) S.I. 1999/491, amended by S.S.I. 1999/48, S.S.I. 2008/240; there are other amending instruments but none are relevant.
- (b) S.S.I. 2001/332, to which there are amendments not relevant to this Order.
- (c) S.S.I. 2002/523, amended by S.S.I. 2004/244.
- (d) S.S.I. 2003/87.
- (e) S.S.I. 2004/6, to which there are amendments not relevant to this Order.

<i>Instrument</i>	<i>Provision</i>	<i>Existing text</i>	<i>Substituted text</i>
Jams and Similar Products (Scotland) Regulations 2004 ^(a)	In regulation 2(1), the definition of “free circulation”	“Article 23.2 of the Treaty establishing the European Community as read with Article 24”	“Article 28(2) of the Treaty on the Functioning of the European Union as read with Article 29”
Human Tissue (Scotland) Act 2006 (Maintenance of Records & Supply of Information Regarding the Removal and Use of Body Parts) Regulations 2006 ^(b)	In Part 3 of Schedule 2, paragraph 5(a)	“Article 42 of the Treaty establishing the European Community”	“Article 48 of the Treaty on the Functioning of the European Union”
Spreadable Fats, Milk and Milk Products (Scotland) Regulations 2008 ^(c)	Regulation 3(3)	“Article 23(2) of the Treaty establishing the European Community”	“Article 28(2) of the Treaty on the Functioning of the European Union”

- (a) S.S.I. 2004/133, to which there are amendments not relevant to this Order.
- (b) S.S.I. 2006/344.
- (c) S.S.I. 2008/216.

PART 4

Subordinate legislation: Wales

<i>Instrument and Provision</i>		<i>Existing text</i>		<i>Substituted text</i>	
Jam and Similar Products (Wales) Regulations	Rheoliadau Cynhyrchion Jam a Chynhyrchion Tebyg (Cymru)	“Article 24 of the Treaty establishing the European Community”	“Erthygl 24 o’r Cytuniad a sefydlodd y Gymuned Ewropeaidd”	“Article 29 of the Treaty on the Functioning of the European Union”	“Erthygl 29 o’r Cytuniad ar Weithrediad yr Undeb Ewropeaidd”

- (a) S.I. 2004/553 (W 56), to which there are amendments not relevant to this Order.
- (b) S.I. 2004/1396 (W 141), to which there are amendments not relevant to this Order.
- (c) S.I. 2006/1851 (W 194).
- (d) S.I. 2008/1341 (W 141), to which there are amendments not relevant to this Order.

Status: This is the original version (as it was originally made).

<i>Instrument and Provision</i>		<i>Existing text</i>		<i>Substituted text</i>	
2004 ^(a) , regulation 2(1)	2004 ^(a) , regulation 2				
Meat Products (Wales) Regulations 2004 ^(b) , regulation 3(4)	Rheoliadau Cynhyrchion Cig (Cymru) 2004 ^(b) , regulation 3(4)	“Article 24 of the Treaty establishing the European Community”	“Erthygl 24 o’r Cytuniad a sefydlodd y Gymuned Ewropeaidd”	“Article 29 of the Treaty on the Functioning of the European Union”	“Erthygl 29 o’r Cytuniad ar Weithrediad yr Undeb Ewropeaidd”
Kava-kava in Food (Wales) Regulations 2006 ^(c) , regulation 2	Rheoliadau Cafa-cafa mewn Bwyd (Cymru) 2006 ^(c) , regulation 2	“Article 23.2, as read with Article 24, of the Treaty establishing the European Community”	“Erthygl 23.2, fel y’i darllenir ynghyd ag Erthygl 24, o’r Cytuniad a sefydlodd y Gymuned Ewropeaidd”	“Article 28(2), as read with Article 29, of the Treaty on the Functioning of the European Union”	“Erthygl 28(2), fel y’i darllenir ynghyd ag Erthygl 29, o’r Cytuniad ar Weithrediad yr Undeb Ewropeaidd”
Spreadable Fats (Marketing Standards) and the Milk and Milk Products (Protection of Designations) (Wales) Regulations 2008 ^(d) , regulation 3(3)	Rheoliadau Brasterau Taenadwy (Safonau Marchnata) a Llaeth a Chynhyrchion Llaeth (Diogelu Dynodiadau) (Cymru) 2008 ^(d) , regulation 3(3)	“Article 23(2) of the Treaty establishing the European Community”	“Erthygl 23(2) o’r Cytuniad a sefydlodd y Gymuned Ewropeaidd”	“Article 28(2) of the Treaty on the Functioning of the European Union”	“Erthygl 28(2) o’r Cytuniad ar Weithrediad yr Undeb Ewropeaidd”

(a) [S.I. 2004/553 \(W 56\)](#), to which there are amendments not relevant to this Order.

(b) [S.I. 2004/1396 \(W 141\)](#), to which there are amendments not relevant to this Order.

(c) [S.I. 2006/1851 \(W 194\)](#).

(d) [S.I. 2008/1341 \(W 141\)](#), to which there are amendments not relevant to this Order.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes technical amendments to primary and secondary legislation to reflect changes in terminology and numbering relating to the European Union treaties arising from the Treaty of Lisbon. It also removes spent references to the Treaty establishing the European Coal and Steel Community.

A Regulatory Impact Assessment has not been prepared for this instrument as it has no impact on business, charities or voluntary bodies.