

SCHEDULE 1

Transitional provisions and savings

PART 5

Existing technical guidelines

Existing technical guidelines under Article 28(2) of Regulation (EC) No 396/2005

12.—(1) This paragraph applies to technical guidelines which—

- (a) before exit day, were adopted in accordance with Article 28(2) of Regulation (EC) No 396/2005 as it had effect immediately before exit day, and
- (b) immediately before exit day had not been withdrawn.

(2) Technical guidelines to which this paragraph applies are taken to have been issued by each competent authority in relation to its constituent territory in accordance with Article 46(1) of Regulation (EC) No 396/2005.