# DRAFT STATUTORY INSTRUMENTS

# 2020 No.

# EXITING THE EUROPEAN UNION CRIMINAL LAW INVESTIGATORY POWERS POLICE PROCEEDS OF CRIME

The Law Enforcement and Security (Separation Issues etc.) (EU Exit) Regulations 2020

Made - - - - \*\*\*

Coming into force in accordance with regulation 1

# THE LAW ENFORCEMENT AND SECURITY (SEPARATION ISSUES ETC.) (EU EXIT) REGULATIONS 2020

# PART 1

# Introductory

- 1. Citation and commencement
- 2. Extent

# PART 2

Amendments of the Law Enforcement and Security (Amendment) (EU Exit) Regulations 2019

3. Amendments to law enforcement and security provisions

# CHAPTER 1

Freezing Orders and Confiscation Orders

- 4. Transitional provisions relating to freezing orders concerning terrorist property
- 5. Transitional provisions relating to freezing orders and confiscation orders concerning the proceeds of crime

6. Revocation of Regulation (EU) 2018/1805

# **CHAPTER 2**

#### Cross-border Surveillance

- 7. Amendment of revocation provision
- 8. Amendment of transitional provision

#### **CHAPTER 3**

# Eurojust

- 9. Interpretation
- 10. Revocation of the Eurojust Regulation
- 11. Revocation of saving provisions for data

#### **CHAPTER 4**

# European Criminal Record Information System (ECRIS)

- 12. Amendment of saving provision
- 13. Amendment of transitional provisions

## **CHAPTER 5**

# Europol

14. Amendment relating to saving provisions for data

#### **CHAPTER 6**

Exchange of information and intelligence between law enforcement authorities

- 15. Amendment of transitional provision
- 16. Amendment of saving provision information and intelligence
- 17. Amendment of saving provision representations

# CHAPTER 7

# Joint Investigation Teams

- 18. Amendments relating to information obtained by a UK member of a joint investigation team
- 19. Amendments relating to investigation teams operating in the UK

# CHAPTER 8

# Mutual Legal Assistance

20. Amendments relating to the Crime (International Co-operation) Act 2003 and related legislation

**Draft Legislation:** This is a draft item of legislation. This draft has since been made as a UK Statutory Instrument: The Law Enforcement and Security (Separation Issues etc.) (EU Exit) Regulations 2020 No. 1408

- 21. Amendments relating to requests for information about financial accounts and transactions
- 22. Amendments relating to certain mutual legal assistance requests from Iceland
- 23. Amendments relating to mutual legal assistance requests
- 24. Amendment relating to designation of participating countries

#### **CHAPTER 9**

#### Extradition

- 25. Amendment relating to the Extradition Act 2003 (Designation of Part 2 Territories) Order 2003
- 26. Amendment to transitional provision

#### CHAPTER 10

# **European Investigation Orders**

- 27. Amendment relating to a European investigation order (other than relating to a request for the temporary transfer of a prisoner)
- 28. Amendment relating to a European investigation order relating to the temporary transfer of a prisoner

## CHAPTER 11

Other retained EU law relating to mutual legal assistance in criminal matters and police cooperation

- 29. Amendment relating to revocation of provisions of the 1990 Schengen Convention relating to police cooperation and mutual legal assistance in criminal matters
- 30. Amendment relating to Third Pillar Conventions

# CHAPTER 12

# Passenger Name Record Data

31. Saving provision

#### CHAPTER 13

Financial Intelligence Units and Asset Recovery Offices

32. Amendment of revocation and saving provision

# CHAPTER 14

# Prüm - Exchange of Data Relating to DNA

- 33. Revocation of the Prüm Decision and related Council Decisionsinformation received before commencement day
- 34. Transitional provision

#### CHAPTER 15

# Schengen Information System (SIS II)

- 35. Amendment relating to revocation of retained EU law
- 36. Amendment relating to saving provisions SIS II data and national files
- 37. Amendment relating to saving provisions supplementary information and national files

# **CHAPTER 16**

# **International Agreements**

38. Amendment of revocation and saving provision

#### PART 3

Amendments of the Criminal Justice (Amendment etc.) (EU Exit) Regulations 2019

39. Amendments to criminal justice provisions

#### Chapter 1

European Protection Orders: England and Wales

- 40. Amendment of interpretation provision
- 41. Amendment of transitional and saving provision: restraining orders made before exit day
- 42. Amendment of saving provision: requests for recognition of European protection orders received before exit day
- 43. Revocation of savings provisions

# Chapter 2

# European Protection Orders: Northern Ireland

- 44. Amendment of interpretation provision
- 45. Amendment of transitional and saving provision: restraining orders made before exit day
- 46. Amendment of saving provision: requests for recognition of European protection orders received before exit day
- 47. Revocation of savings provisions

# Chapter 3

# **European Supervision Orders**

48. Transitional and saving provision

# Chapter 4

# Mutual Recognition of Financial Penalties

49. Amendment of the Criminal Justice and Immigration Act 2008

Document Generated: 2023-06-17

\*\*Draft Legislation: This is a draft item of legislation. This draft has since been made as a UK Statutory

Instrument: The Law Enforcement and Security (Separation Issues etc.) (EU Exit) Regulations 2020 No. 1408

50. Transitional and saving provision Signature Explanatory Note