
DRAFT STATUTORY INSTRUMENTS

2020 No.

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

PART 2

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

CHAPTER 15

Schengen Information System (SIS II)

Amendment relating to revocation of retained EU law

35. In regulation 119 (revocation of retained EU law relating to the Schengen information system (SIS II)), in paragraph (2)—

- (a) for the text before sub-paragraph (a) substitute “The following are revoked (but see Article 63(1)(e) of the withdrawal agreement, Article 52(c) of the EEA EFTA separation agreement and sections 7A to 7C of the Withdrawal Act)”;
- (b) after paragraph (g), insert—

“(h) Regulation (EU) 2018/1862 of the European Parliament and of the Council of 28 November 2018 on the establishment, operation and use of the Schengen Information System (SIS) in the field of police cooperation and judicial cooperation in criminal matters, amending and repealing Council Decision 2007/533/JHA, and repealing Regulation (EC) No 1986/2006 of the European Parliament and of the Council and Commission Decision 2010/261/EU(1).”.

Amendment relating to saving provisions - SIS II data and national files

36. In regulation 120(2) (saving provisions – SIS II data and national files), after “paragraph (1)” insert “(and see Title VII of Part 3 of the withdrawal agreement, Title IV of Part 3 of the EEA EFTA separation agreement and sections 7A to 7C of the Withdrawal Act)”.

Amendment relating to saving provisions – supplementary information and national files

37. In regulation 121 (saving provisions – supplementary information and national files)—

- (a) at the end of paragraph (1)(a), omit “, or”;
- (b) after paragraph (1)(b) insert—
“, or

(1) Regulation (EU) 2018/1862 has not come into force in full (see Article 79 of that Regulation).

- (c) supplementary information received by the United Kingdom in accordance with Article 63(1)(e) of the withdrawal agreement.”;
- (c) in paragraph (2) after “paragraph (1)” insert “(and see Title VII of Part 3 of the withdrawal agreement, Title IV of Part 3 of the EEA EFTA separation agreement and sections 7A to 7C of the Withdrawal Act)”.