
Status: Point in time view as at 25/10/2019. This version of this Instrument contains provisions that are not valid for this point in time.
Changes to legislation: There are currently no known outstanding effects for the The European Parliamentary Elections Etc. (Repeal, Revocation, Amendment and Saving Provisions) (United Kingdom and Gibraltar) (EU Exit) Regulations 2018. (See end of Document for details)

STATUTORY INSTRUMENTS

2018 No. 1310

**EXITING THE EUROPEAN UNION
REPRESENTATION OF THE PEOPLE
POLITICAL PARTIES
NATIONAL ELECTION EXPENDITURE**

The European Parliamentary Elections Etc. (Repeal, Revocation, Amendment and Saving Provisions) (United Kingdom and Gibraltar) (EU Exit) Regulations 2018

Sift requirements satisfied *5th September 2018*
Made - - - - *3rd December 2018*
Laid before Parliament *6th December 2018*
Coming into force in accordance with regulation 1

The requirements of paragraphs 3(2) and 17(2) of Schedule 7 to the European Union (Withdrawal) Act 2018 ^{M1} (relating to the appropriate Parliamentary procedure for these Regulations) have been satisfied.

The Minister for the Cabinet Office makes these Regulations in exercise of the powers conferred by sections 8(1), 23(1) and (6), and 24(3) of, and paragraph 21(b) of Schedule 7 to, that Act.

Marginal Citations

M1 2018 c. 16.

VALID FROM 31/12/2020

Citation, commencement and extent

1. These Regulations may be cited as the European Parliamentary Elections Etc. (Repeal, Revocation, Amendment and Saving Provisions) (United Kingdom and Gibraltar) (EU Exit) Regulations 2018 and come into force on [F131st December 2020].

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Textual Amendments

- F1** Words in reg. 1 substituted (25.10.2019) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) \(Amendment\) Regulations 2019 \(S.I. 2019/1389\)](#), regs. 1, **2(2)**

VALID FROM 31/12/2020

2. Any amendment, repeal or revocation made by these Regulations has the same extent as the provision to which it relates ^{M2}.

Marginal Citations

- M2** Section 24(3) of the European Union (Withdrawal) Act 2018 provides that regulations under section 8(1) or 23 of that Act may make provision extending to Gibraltar for purposes relating to European Parliamentary elections. These Regulations extend to Gibraltar to the extent that the amendment, repeal or revocation of a provision which extends to Gibraltar also extends to Gibraltar.

VALID FROM 31/12/2020

Cessation of rights, etc.

3. Any rights, powers, liabilities, obligations, restrictions, remedies and procedures which—
- (a) continue by virtue of section 4(1) of the European Union (Withdrawal) Act 2018; and
 - (b) are derived from—
 - (i) Article 14(3) of the Treaty on the European Union ^{M3};
 - (ii) Article 20(2)(b) of the Treaty on the Functioning of the European Union ^{M4} so far as that provision relates to either voting in or standing as a candidate in an election to the European Parliament; and
 - (iii) Article 22(2) of the Treaty on the Functioning of the European Union

cease to be recognised and available in domestic law (and to be enforced, allowed and followed accordingly).

Marginal Citations

- M3** OJ No C 326, 26.10.2012, p1-390.
M4 OJ No C 326, 26.10.2012, p1-390.

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VALID FROM 31/12/2020

Repeals and revocations

4. The provisions listed in Schedule 1 are repealed or revoked to the extent specified.

VALID FROM 31/12/2020

Amendments

5. Schedule 2 has effect.

VALID FROM 31/12/2020

Saving

6. Despite the repeal of the European Parliamentary Elections Act 2002 ^{M5} by the European Union (Withdrawal) Act 2018, Schedule 1 to that Act (electoral regions in England and Gibraltar) continues to have effect [^{F2}on and after 31st December 2020] as it had effect immediately before that day for the purposes of the definition of “electoral region” in section 8(1) of the European Parliament (Pay and Pensions) Act 1979 ^{M6}.

Textual Amendments

- F2** Words in reg. 6 substituted (25.10.2019) by [The European Parliamentary Elections Etc. \(Repeal, Revocation, Amendment and Saving Provisions\) \(United Kingdom and Gibraltar\) \(EU Exit\) \(Amendment\) Regulations 2019 \(S.I. 2019/1389\)](#), regs. 1, **2(3)**

Marginal Citations

- M5** 2002 c. 24.
- M6** 1979 c. 50. In the definition of “electoral region” in section 8(1), the reference to the European Parliament was substituted for the reference to the European Assembly by section 3(1) of the [European Communities \(Amendment\) Act 1986 \(c. 58\)](#).

Signed by the authority of the Minister for the Cabinet Office

Cabinet Office

Chloe Smith
Minister for the Constitution

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VALID FROM 31/12/2020	
SCHEDULE 1	Regulation 4
.....	
SCHEDULE 2	Regulation 5
Amendments	
.....	
.....	

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by sections 8(1), 23(1) and (6) and 24(3) of, and paragraph 21(b) of Schedule 7 to, the European Union (Withdrawal) Act 2018 (c. 16).

Regulations 3 to 5 of, and Schedules 1 and 2 to, these Regulations make consequential provision following the repeal of the European Parliamentary Elections Act 2002 (c. 24) and the European Parliament (Representation) Act 2003 (c. 7) by that Act. They also make provision to address failures of retained EU law to operate effectively and other deficiencies (in particular under section 8(2)(a), (b) and (g) of the European Union (Withdrawal) Act 2018 arising from the withdrawal of the United Kingdom from the European Union, and in particular that the UK will no longer have representation in the European Parliament or participate in elections to the European Parliament.

Part 1 of Schedule 1 and Part 1 of Schedule 2 repeal and amend provisions in primary legislation. Table 1 in Part 2 of Schedule 1 revokes provisions in secondary legislation, and Part 2 of Schedule 2 amends provisions in secondary legislation. Table 2 in Part 2 of Schedule 1 revokes provisions in retained direct EU legislation.

Regulation 6 makes saving provision in relation to the repeal of the European Parliamentary electoral regions provided for in Schedule 1 to the European Parliamentary Elections Act 2002 for the purposes of the European Parliament (Pay and Pensions) Act 1979.

An impact assessment has not been produced for these Regulations as no impact on the private or voluntary sectors is foreseen.

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EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made in exercise of the powers conferred by sections 8(1), 23(1) and (6) and 24(3) of, and paragraph 21(b) of Schedule 7 to, the European Union (Withdrawal) Act 2018 (c. 16).

Regulations 3 to 5 of, and Schedules 1 and 2 to, these Regulations make consequential provision following the repeal of the European Parliamentary Elections Act 2002 (c. 24) and the European Parliament (Representation) Act 2003 (c. 7) by that Act. They also make provision to address failures of retained EU law to operate effectively and other deficiencies (in particular under section 8(2)(a), (b) and (g) of the European Union (Withdrawal) Act 2018 arising from the withdrawal of the United Kingdom from the European Union, and in particular that the UK will no longer have representation in the European Parliament or participate in elections to the European Parliament.

Part 1 of Schedule 1 and Part 1 of Schedule 2 repeal and amend provisions in primary legislation. Table 1 in Part 2 of Schedule 1 revokes provisions in secondary legislation, and Part 2 of Schedule 2 amends provisions in secondary legislation. Table 2 in Part 2 of Schedule 1 revokes provisions in retained direct EU legislation.

Regulation 6 makes saving provision in relation to the repeal of the European Parliamentary electoral regions provided for in Schedule 1 to the European Parliamentary Elections Act 2002 for the purposes of the European Parliament (Pay and Pensions) Act 1979.

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