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## STATUTORY INSTRUMENTS

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# 2020 No. 1038

## The Professional Qualifications and Services (Amendments and Miscellaneous Provisions) (EU Exit) Regulations 2020

### PART 1

#### Introduction

##### Citation and commencement

1.—(1) These Regulations may be cited as the Professional Qualifications and Services (Amendments and Miscellaneous Provisions) (EU Exit) Regulations 2020.

(2) This Part and Part 2 of these Regulations come into force on the day after the day on which these Regulations are made.

(3) Part 3 of these Regulations and the Schedules come into force immediately before IP completion day.

(4) Parts 4 and 5 of these Regulations come into force on IP completion day.

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##### Commencement Information

**I1** Reg. 1 in force at 25.9.2020, see [reg. 1\(2\)](#)

### PART 2

#### Amendment to the European Union (Recognition of Professional Qualifications) Regulations 2015

##### Amendment to the European Union (Recognition of Professional Qualifications) Regulations 2015

2. In regulation 8(3)(e) of the European Union (Recognition of Professional Qualifications) Regulations 2015(1), for “in that State” substitute “in one or more relevant European States”.

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##### Commencement Information

**I2** Reg. 2 in force at 25.9.2020, see [reg. 1\(2\)](#)

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(1) [S.I. 2015/2059](#), amended by [S.I. 2019/312](#); there are other amending instruments, but none is relevant.

## PART 3

### Amendments relating to EU Exit

#### Amendments to the Provision of Services (Amendment etc.) (EU Exit) Regulations 2018

3.—(1) The Provision of Services (Amendment etc.) (EU Exit) Regulations 2018(2) are amended as follows.

- (2) In the following places, for “exit day” substitute “IP completion day” –
- (a) regulation 6, in paragraphs (2)(b) and (d) and (4)(c);
  - (b) regulation 10(2), in both places it occurs;
  - (c) regulation 14(1)(a).

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#### Commencement Information

- I3** [Reg. 3](#) in force at 31.12.2020 immediately before IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(3\)](#)

#### Amendments to the Recognition of Professional Qualifications (Amendment etc.) (EU Exit) Regulations 2019

4. Schedule 1 contains amendments to the Recognition of Professional Qualifications (Amendment etc.) (EU Exit) Regulations 2019(3).

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#### Commencement Information

- I4** [Reg. 4](#) in force at 31.12.2020 immediately before IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(3\)](#)

#### Amendments to the Veterinary Surgeons and Animal Welfare (Amendment) (EU Exit) Regulations 2019

5. Schedule 2 contains amendments to the Veterinary Surgeons and Animal Welfare (Amendment) (EU Exit) Regulations 2019(4).

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#### Commencement Information

- I5** [Reg. 5](#) in force at 31.12.2020 immediately before IP completion day (in accordance with [2020 c. 1](#), [Sch. 5 para. 1\(1\)](#)), see [reg. 1\(3\)](#)

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- (2) [S.I. 2018/1329](#). Regulation 1(1) provides for the Regulations to come into force on exit day. As a result of the application of paragraph 1 of Schedule 5 to the 2020 Act, regulation 1(1) is to be read instead as providing for the Regulations to come into force on IP completion day.
  - (3) [S.I. 2019/312](#). Regulation 1(3) provides for certain provisions to come into force on exit day. As a result of the application of paragraph 1 of Schedule 5 to the 2020 Act, regulation 1(3) is to be read instead as providing for the provisions concerned to come into force on IP completion day.
  - (4) [S.I. 2019/454](#). Regulation 1(1) provides for the Regulations to come into force on exit day. As a result of the application of paragraph 1 of Schedule 5 to the 2020 Act, regulation 1(1) is to be read instead as providing for the Regulations to come into force on IP completion day.

## Amendments to the Farriers and Animal Health (Amendment) (EU Exit) Regulations 2019

6.—(1) The Farriers and Animal Health (Amendment) (EU Exit) Regulations 2019(5) are amended as follows.

(2) In regulation 3, in the heading and in regulation 3(1) and (2)(a)(ii), for “exit day” substitute “IP completion day”.

(3) After regulation 4 insert—

### “Applications under the Act: Swiss citizens’ rights agreement entitled persons

4A.—(1) In this regulation, “qualifying applicant” has the meaning given by paragraph 51 of Schedule 1 to the Recognition of Professional Qualifications (Amendment etc.) (EU Exit) Regulations 2019 (qualifications begun before IP completion day – extended period for applications under the Swiss citizens’ rights agreement(6)).

(2) In relation to a qualifying applicant, the Act has effect as if the amendments made by regulation 2 did not apply, and as if, in section 7(1)(f), for “the European Union (Recognition of Professional Qualifications) Regulations 2015” there were substituted “the European Communities (Recognition of Professional Qualifications) Regulations 2007, by virtue of the operation of paragraph 51 of Schedule 1 to the Recognition of Professional Qualifications (Amendment etc.) (EU Exit) Regulations 2019(7),”.

#### Commencement Information

16 Reg. 6 in force at 31.12.2020 immediately before IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(3)

## Amendments to the Architects Act 1997 (Amendment) (EU Exit) Regulations 2019

7. Schedule 3 contains amendments to the Architects Act 1997 (Amendment) (EU Exit) Regulations 2019(8).

#### Commencement Information

17 Reg. 7 in force at 31.12.2020 immediately before IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(3)

## Amendments to the Architects Act 1997 (Swiss Qualifications) (Amendment) (EU Exit) Regulations 2019

8. The Architects Act 1997 (Swiss Qualifications) (Amendment) (EU Exit) Regulations 2019(9) are amended as follows—

(5) S.I. 2019/457. Regulation 1(1) provides for the Regulations to come into force on exit day. As a result of the application of paragraph 1 of Schedule 5 to the 2020 Act, regulation 1(1) is to be read instead as providing for the Regulations to come into force on IP completion day.

(6) See section 39(1) of the 2020 Act for the definition of “Swiss citizens’ rights agreement”.

(7) See paragraph 3 of Schedule 1 to these regulations, which inserts paragraph 51.

(8) S.I. 2019/717. Regulation 1(2) provides for the Regulations to come into force on whichever is the later of exit day, and the day after the day on which the Regulations are made. As a result of the application of paragraph 1 of Schedule 5 to the 2020 Act, regulation 1(2) is to be read instead as providing for the Regulations to come into force on the later of IP completion day and the day after the day on which the Regulations are made.

(9) S.I. 2019/810.

**Changes to legislation:** There are currently no known outstanding effects for the The Professional Qualifications and Services (Amendments and Miscellaneous Provisions) (EU Exit) Regulations 2020. (See end of Document for details)

- (a) in regulation 3, in the heading and in both places it occurs, for “exit day”, substitute “IP completion day”;
- (b) omit regulation 4.

**Commencement Information**

**I8** Reg. 8 in force at 31.12.2020 immediately before IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(3)

**<sup>F1</sup>PART 4**

Cessation of directly effective treaty rights

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**Textual Amendments**

**F1** Pt. 4 omitted (1.3.2024) by virtue of The Retained EU Law (Revocation and Reform) Act 2023 (Consequential Provision) Regulations 2024 (S.I. 2024/80), reg. 1(2), Sch. para. 15

**PART 5**

Revocation of retained direct EU legislation

**Revocation of retained direct EU legislation**

- 13.** The following instruments are revoked—
- (a) Commission Delegated Regulation (EU) 2019/907 of 14 March 2019 establishing a Common Training Test for ski instructors under Article 49b of Directive 2005/36/EC of the European Parliament and of the Council on the recognition of the professional qualifications;
  - (b) Commission Delegated Decision (EU) 2019/608 of 16 January 2019 amending Annex V to Directive 2005/36/EC of the European Parliament and of the Council as regards the evidence of formal qualifications and titles of training courses;
  - (c) Commission Delegated Decision (EU) 2017/2113 of 11 September 2017 amending Annex V to Directive 2005/36/EC of the European Parliament and of the Council as regards evidence of formal qualifications and the titles of training courses.

**Commencement Information**

**I9** Reg. 13 in force at 31.12.2020 on IP completion day (in accordance with 2020 c. 1, Sch. 5 para. 1(1)), see reg. 1(4)

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**Changes to legislation:** There are currently no known outstanding effects for the The Professional Qualifications and Services (Amendments and Miscellaneous Provisions) (EU Exit) Regulations 2020. (See end of Document for details)

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24th September 2020

*Nadhim Zahawi*  
Parliamentary Under Secretary of State  
Department for Business, Energy & Industrial  
Strategy

**Changes to legislation:**

There are currently no known outstanding effects for the The Professional Qualifications and Services (Amendments and Miscellaneous Provisions) (EU Exit) Regulations 2020.