

**Changes to legislation:** European Union (Withdrawal) Act 2018, SCHEDULE 6 is up to date with all changes known to be in force on or before 04 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

## SCHEDULES

### SCHEDULE 6

Section 20(1)

#### INSTRUMENTS WHICH ARE EXEMPT EU INSTRUMENTS

##### *EU decisions*

- 1 <sup>F1</sup>(1) .....
- (2) If any decision under Title V or former Title V of the Treaty on European Union is a decision within the meaning of Article 288 of the Treaty on the Functioning of the European Union (and accordingly falls within the definition of “EU decision” in section 20(1)), it is “an exempt EU instrument”.
- (3) In sub-paragraph (2), the reference to former Title V of the Treaty on European Union is a reference to that Title as it had effect at any time before the coming into force of the Treaty of Lisbon.

##### **Textual Amendments**

- F1** Sch. 6 para. 1(1) omitted (31.1.2020) by virtue of [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(7), **Sch. 5 para. 49(2)** (with s. 38(3), Sch. 5 para. 66); S.I. 2020/75, reg. 4(n)(xxii)

##### *EU regulations*

- <sup>F2</sup> .....

##### **Textual Amendments**

- F2** Sch. 6 para. 2 omitted (31.1.2020) by virtue of [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(7), **Sch. 5 para. 49(2)** (with s. 38(3), Sch. 5 para. 66); S.I. 2020/75, reg. 4(n)(xxii)

##### *EU tertiary legislation*

- 3 EU tertiary legislation is “an exempt EU instrument” so far as it is made under—
- (a) an EU decision <sup>F3</sup>... which is an exempt EU instrument, <sup>F4</sup>...
- <sup>F4</sup>(b) .....

##### **Textual Amendments**

- F3** Words in Sch. 6 para. 3(a) omitted (31.1.2020) by virtue of [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(7), **Sch. 5 para. 49(3)(a)** (with s. 38(3), Sch. 5 para. 66); S.I. 2020/75, reg. 4(n)(xxii)
- F4** Sch. 6 para. 3(b) and word omitted (31.1.2020) by virtue of [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(7), **Sch. 5 para. 49(3)(b)** (with s. 38(3), Sch. 5 para. 66); S.I. 2020/75, reg. 4(n)(xxii)

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### Interpretation

F54 .....

#### Textual Amendments

**F5** Sch. 6 para. 4 omitted (31.1.2020) by virtue of European Union (Withdrawal Agreement) Act 2020 (c. 1), s. 42(7), **Sch. 5 para. 49(2)** (with s. 38(3), Sch. 5 para. 66); S.I. 2020/75, reg. 4(n)(xxii)

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**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 6(4)-(5ZA) word substituted by [2023 c. 28 Sch. 2 para. 8\(3\)\(c\)](#) (The inserted text to be amended is still prospective so this amendment is not applied yet.)
- s. 6(5ZA) inserted by [2023 c. 28 s. 6\(4\)](#)
- s. 6(6B) inserted by [2023 c. 28 s. 6\(6\)](#)
- s. 6A-6C inserted by [2023 c. 28 s. 6\(8\)](#)
- s. 6A word substituted by [2023 c. 28 Sch. 2 para. 8\(4\)](#) (The inserted text to be amended is still prospective so this amendment is not applied yet.)
- s. 6B word substituted by [2023 c. 28 Sch. 2 para. 8\(5\)](#) (The inserted text to be amended is still prospective so this amendment is not applied yet.)
- s. 6C word substituted by [2023 c. 28 Sch. 2 para. 8\(6\)](#) (The inserted text to be amended is still prospective so this amendment is not applied yet.)