

**Changes to legislation:** European Union (Withdrawal) Act 2018, Paragraph 21 is up to date with all changes known to be in force on or before 17 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 7

#### REGULATIONS

#### PART 3

#### GENERAL PROVISION ABOUT POWERS UNDER ACT

##### *Scope and nature of powers: general*

- 21 Any power to make regulations under this Act—
- (a) may be exercised so as to—
    - (i) modify [<sup>F1</sup>anything which continues to be domestic law by virtue of section 1B(2) or any][<sup>F2</sup>assimilated] law, or
    - (ii) make different provision for different cases or descriptions of case, different circumstances, different purposes or different areas, and
  - (b) includes power to make supplementary, incidental, consequential, transitional, transitory or saving provision (including provision re-stating [<sup>F3</sup>anything which continues to be domestic law by virtue of section 1B(2), or any [<sup>F2</sup>assimilated] law,] in a clearer or more accessible way).

#### Textual Amendments

- F1** Words in Sch. 7 para. 21(a)(i) inserted (23.1.2020) by [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(6)(e)(x), [Sch. 5 para. 53\(2\)\(a\)](#) (with s. 38(3), Sch. 5 para. 66)
- F2** Word in Sch. 7 para. 21 substituted (1.1.2024) by [Retained EU Law \(Revocation and Reform\) Act 2023](#) (c. 28), s. 22(3), [Sch. 2 para. 8\(14\)\(b\)](#) (with s. 22(6)); S.I. 2023/1363, reg. 3(e)
- F3** Words in Sch. 7 para. 21(b) substituted (23.1.2020) by [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(6)(e)(x), [Sch. 5 para. 53\(2\)\(b\)](#) (with s. 38(3), Sch. 5 para. 66)

#### Modifications etc. (not altering text)

- C1** Sch. 7 para. 21 applied (with modifications) (26.10.2018) by [The Financial Regulators Powers \(Technical Standards etc.\) \(Amendment etc.\) \(EU Exit\) Regulations 2018](#) (S.I. 2018/1115), regs. 1(2), **3(3)**
- C2** Sch. 7 para. 21 applied (31.12.2020) by [Regulation \(EC\) No. 714/2009](#), Art. 6(7) (as substituted by [The Electricity and Gas \(Powers to Make Subordinate Legislation\) \(Amendment\) \(EU Exit\) Regulations 2018](#) (S.I. 2018/1286), regs. 1(2)(b), **4**; 2020 c. 1, Sch. 5 para. 1(1))
- C3** Sch. 7 para. 21 applied (31.12.2020) by [Regulation \(EC\) No. 715/2009](#), Art. 6(7) (as substituted by [The Electricity and Gas \(Powers to Make Subordinate Legislation\) \(Amendment\) \(EU Exit\) Regulations 2018](#) (S.I. 2018/1286), regs. 1(2)(b), **10**; 2020 c. 1, Sch. 5 para. 1(1))

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**Changes and effects yet to be applied to :**

- Sch. 7 para. 21 applied by Regulation (EC) No. 714/2009, Art. 6(7) (as substituted) by [S.I. 2018/1286 reg. 4](#) (This amendment not applied to legislation.gov.uk. Pt. 2 Ch. 1 omitted (15.9.2020) by virtue of S.I. 2020/1016, regs. 1(2), 2(4))

**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.)