



# European Union (Withdrawal) Act 2018

## 2018 CHAPTER 16

### *General and final provision*

#### **23 Consequential and transitional provision**

- (1) A Minister of the Crown may by regulations make such provision as the Minister considers appropriate in consequence of this Act.
- (2) The power to make regulations under subsection (1) may (among other things) be exercised by modifying any provision made by or under an enactment.
- (3) In subsection (2) “enactment” does not include primary legislation passed or made after [<sup>F1</sup>IP completion day].
- (4) No regulations may be made under subsection (1) after the end of the period of 10 years beginning with [<sup>F2</sup>IP completion day].
- (5) Parts 1 and 2 of Schedule 8 (which contain consequential provision) have effect.
- (6) A Minister of the Crown may by regulations make such transitional, transitory or saving provision as the Minister considers appropriate in connection with the coming into force of any provision of this Act (including its operation in connection with exit day [<sup>F3</sup>or IP completion day]).
- (7) Parts 3 and 4 of Schedule 8 (which contain transitional, transitory and saving provision) have effect.
- (8) The enactments mentioned in Schedule 9 (which contains repeals not made elsewhere in this Act) are repealed to the extent specified.

#### **Textual Amendments**

- F1** Words in s. 23(3) substituted (31.1.2020) by [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(7), [Sch. 5 para. 46\(2\)](#) (with s. 38(3), [Sch. 5 para. 66](#)); S.I. 2020/75, reg. 4(n)(xix)
- F2** Words in s. 23(4) substituted (31.1.2020) by [European Union \(Withdrawal Agreement\) Act 2020](#) (c. 1), s. 42(7), [Sch. 5 para. 46\(3\)](#) (with s. 38(3), [Sch. 5 para. 66](#)); S.I. 2020/75, reg. 4(n)(xix)

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**Changes to legislation:** European Union (Withdrawal) Act 2018, Section 23 is up to date with all changes known to be in force on or before 21 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

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- F3** Words in s. 23(6) inserted (31.1.2020) by European Union (Withdrawal Agreement) Act 2020 (c. 1), s. 42(7), **Sch. 5 para. 46(4)** (with s. 38(3), Sch. 5 para. 66); S.I. 2020/75, reg. 4(n)(xix)

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

- C1** S. 23(1) modified (23.1.2020) by European Union (Withdrawal Agreement) Act 2020 (c. 1), s. 42(6)(e)(iii), **Sch. 5 para. 4** (with s. 38(3), Sch. 5 para. 66)

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**Commencement Information**

- I1** S. 23(1)-(4)(6) in force at Royal Assent and s. 23(7) in force for specified purposes at Royal Assent, see s. 25(1)(f)(g)
- I2** S. 23(5)(7)(8) in force at 4.7.2018 for specified purposes and s. 23(8) in force for further specified purposes on exit day by **S.I. 2018/808, regs. 3(g)(h)(i), 4(a)**
- I3** S. 23(5) in force at 31.1.2020 for specified purposes by **S.I. 2020/74, reg. 2(b)**
- I4** S. 23(5)(7) in force at 31.12.2020 in so far as not already in force by **S.I. 2020/1622, reg. 3(i)**
- I5** S. 23(7) in force at 1.3.2019 for specified purposes by **S.I. 2019/399, reg. 2(b)**
- I6** S. 23(8) in force at 31.12.2020 for specified purposes by **S.I. 2020/1622, reg. 2(a)** (with reg. 22)
- I7** S. 23(8) in force at 31.12.2020 for specified purposes by **S.I. 2018/808, reg. 4(a)** (as amended by **S.I. 2020/74, reg. 3(2)(3)**)
- I8** S. 23(8) in force at 31.12.2020 in so far as not already in force by **S.I. 2020/1622, reg. 3(j)** (with regs. 8, 9, 22)

**Changes to legislation:**

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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.)