
STATUTORY INSTRUMENTS

2018 No. 1310

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

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 exit day.

2. Any amendment, repeal or revocation made by these Regulations has the same extent as the provision to which it relates⁽¹⁾.

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⁽²⁾;
 - (ii) Article 20(2)(b) of the Treaty on the Functioning of the European Union⁽³⁾ 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).

Repeals and revocations

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 The provisions listed in Schedule 1 are repealed or revoked to the extent specified.

Amendments

5. Schedule 2 has effect.

(1) 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.

(2) OJ No C 326, 26.10.2012, p1-390.

(3) OJ No C 326, 26.10.2012, p1-390.

Saving

6. Despite the repeal of the European Parliamentary Elections Act 2002⁽⁴⁾ by the European Union (Withdrawal) Act 2018, Schedule 1 to that Act (electoral regions in England and Gibraltar) continues to have effect after exit day 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⁽⁵⁾.

Signed by the authority of the Minister for the Cabinet Office

Chloe Smith
Minister for the Constitution
Cabinet Office

3rd December 2018

(4) 2002 c. 24.

(5) 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).