

2023 No. 1143

RETAINED EU LAW REFORM

**The Retained EU Law (Revocation and Reform) Act 2023
(Revocation and Sunset Disapplication) Regulations 2023**

Made - - - - - *25th October 2023*

Coming into force in accordance with regulation 2

The Secretary of State makes these Regulations in exercise of the powers conferred by sections 1(4), 14(1) and 20(1) of the Retained EU Law (Revocation and Reform) Act 2023 (“the Act”)(**a**).

The Secretary of State is a relevant national authority for the purposes of sections 1(4) and 14(1) of the Act(**b**).

In accordance with paragraph 5(1) and (5) of Schedule 5 to the Act, a draft of this instrument has been laid before, and approved by a resolution of, each House of Parliament.

Citation

1. These Regulations may be cited as the Retained EU Law (Revocation and Reform) Act 2023 (Revocation and Sunset Disapplication) Regulations 2023.

Commencement

2.—(1) Subject to paragraphs (2) and (3), these Regulations come into force on the day after the day on which they are made.

(2) Regulation 4 and Schedule 1 come into force immediately before the end of 2023.

(3) Regulations 5 and 6 and Schedule 2 come into force at the end of 2023.

Extent and interpretation

3.—(1) Subject to paragraphs (2) to (4), these Regulations extend to England and Wales, Scotland and Northern Ireland.

(2) The specification by regulation 4 of an instrument listed in Parts 1 and 2 of Schedule 1 has the same extent as the instrument to which it relates.

(3) The specification by regulation 4 of an instrument listed in Part 3 of Schedule 1 extends to Northern Ireland only.

(a) 2023 c. 28.

(b) See section 21(1) of the Act for the definition of “relevant national authority”.

(4) The revocation by regulation 5 of an instrument or a provision of an instrument listed in Schedule 2 has the same extent as the instrument or provision to which it relates.

(5) In these Regulations, “the Act” means the Retained EU Law (Revocation and Reform) Act 2023(a).

Disapplication of revocation: specified instruments

4.—(1) The instruments listed in Schedule 1 are specified for the purposes of section 1(4) of the Act (sunset of EU-derived subordinate legislation and retained direct EU legislation).

(2) In that Schedule—

- (a) Part 1 lists subordinate legislation;
- (b) Part 2 lists retained direct EU legislation;
- (c) Part 3 lists retained direct EU legislation, which in accordance with regulation 3(3) is specified only insofar as it extends to Northern Ireland.

Revocations

5.—(1) The instruments listed in Schedule 2 are revoked to the extent specified.

(2) In that Schedule—

- (a) Part 1 lists subordinate legislation;
- (b) Part 2 lists retained direct EU legislation.

Savings

6.—(1) In this regulation—

- (a) the “2012 Act” means the Legal Aid, Sentencing and Punishment of Offenders Act 2012(b);
- (b) the “2013 Regulations” means the Civil Legal Aid (Merits Criteria) Regulations 2013(c).

(2) The revocation of any provision of the 2013 Regulations by these Regulations—

- (a) does not affect the application of paragraph 1(a) of Article 69 of the EU withdrawal agreement(d); and
- (b) the revoked provisions continue to have effect for the purposes of that paragraph.

(3) Paragraph (4) applies to a determination made before the end of 2023 by the Director of Legal Aid Casework, in accordance with Part 1 of the 2012 Act, that an individual qualifies for civil legal services.

(4) In relation to a determination to which this paragraph applies, the revocation of any provision of the 2013 Regulations by these Regulations—

- (a) does not affect the application of section 11 of the 2012 Act; and
- (b) the revoked provisions continue to have effect for the purposes of that section.

(a) 2023 c. 28.

(b) 2012 c. 10.

(c) S.I. 2013/104 as amended by S.I. 2013/3195.

(d) “EU withdrawal agreement” is defined in Schedule 1 (definitions relating to the EU and the United Kingdom's withdrawal) to the Interpretation Act 1978 (c. 30) and means the withdrawal agreement within the meaning of the European Union (Withdrawal) Agreement Act 2020 (c. 1) (see section 39(1) and (6) of that Act).

25th October 2023

Nusrat Ghani
Minister of State
Department for Business and Trade

SCHEDULE 1

Regulation 4

DISAPPLICATION OF THE SUNSET

PART 1

SUBORDINATE LEGISLATION

<i>Title</i>	<i>Citation</i>
Road Vehicles (Testing) (Disclosure of Information) (Great Britain) Regulations 2002	S.I. 2002/2426

PART 2

RETAINED DIRECT EU LEGISLATION

<i>Title</i>	<i>Citation</i>
Commission Regulation (EU) No 1286/2011 of 9 December 2011 adopting a common methodology for investigating marine casualties and incidents developed pursuant to Article 5(4) of Directive 2009/18/EC of the European Parliament and of the Council	EUR 1286/2011
Commission Decision of 13 February 2014 concerning the placing on the market for essential use of biocidal products containing copper (2014/85/EU)	EUDN 2014/85
Commission Decision of 24 June 2014 concerning the placing on the market for essential use of biocidal products containing copper (2014/395/EU)	EUDN 2014/395

PART 3

RETAINED DIRECT EU LEGISLATION - DISAPPLICATION OF THE SUNSET EXTENDING TO NORTHERN IRELAND ONLY

<i>Title</i>	<i>Citation</i>
Regulation (EU) No 1144/2014 of the European Parliament and of the Council of 22 October 2014 on information provision and promotion measures concerning agricultural products implemented in the internal market and in third countries and repealing Council Regulation (EC) No 3/2008	EUR 1144/2014
Commission Delegated Regulation (EU) 2015/1829 of 23 April 2015 supplementing Regulation (EU) No 1144/2014 of the	EUR 2015/1829

<i>Title</i>	<i>Citation</i>
European Parliament and of the Council on information provision and promotion measures concerning agricultural products implemented in the internal market and in third countries	
Commission Implementing Regulation (EU) 2015/1831 of 7 October 2015 laying down rules for application of Regulation (EU) No 1144/2014 of the European Parliament and of the Council on information provision and promotion measures concerning agricultural products implemented in the internal market and in the third countries	EUR 2015/1831

SCHEDULE 2

Regulation 5

REVOCATION OF SUBORDINATE LEGISLATION AND RETAINED DIRECT EU LEGISLATION

PART 1

SUBORDINATE LEGISLATION

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
Alcoholic Liquor (Amendment of Units of Measurement) Order 1992	S.I. 1992/1917	The whole Order
Price Marking (Amendment) Order 1994	S.I. 1994/1853	The whole Order
Sex Discrimination Act 1975 (Application to Armed Forces etc) Regulations 1994	S.I. 1994/3276	The whole Regulations
Price Marking (Amendment) Order 1995	S.I. 1995/1441	The whole Order
Companies (Membership of Holding Company) (Dealers in Securities) Regulations 1997	S.I. 1997/2306	The whole Regulations
Telecommunications (Licensing) Regulations 1997	S.I. 1997/2930	The whole Regulations
United Kingdom Ecolabelling Board (Abolition) Regulations 1999	S.I. 1999/931	Regulations 7 and 9
Companies (Investment Companies) (Distribution of Profits) Regulations 1999	S.I. 1999/2770	The whole Regulations
Telecommunications (Appeals) Regulations 1999	S.I. 1999/3180	The whole Regulations
Dual-Use Items (Export Control) (Amendment) Regulations 2003	S.I. 2003/504	The whole Regulations
Companies (Acquisition of Own Shares) (Treasury Shares) No. 2 Regulations 2003	S.I. 2003/3031	The whole Regulations
Mutual Assistance Provisions Order 2003	S.I. 2003/3092	The whole Order

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
EC Merger Control (Consequential Amendments) Regulations 2004	S.I. 2004/1079	Schedule paragraphs 1, 2(2)(b), (3) to (5), (6)(b), (7) to (9), (12)(b), (13) to (15), (19) to (24), (25)(b), (26)(b), (27), 3 and 5
Immigration (European Economic Area) and Accession (Amendment) Regulations 2004	S.I. 2004/1236	The whole Regulations
Reporting of Savings Income Information (Amendment) Regulations 2005	S.I. 2005/1539	The whole Regulations
Companies Act 1985 (Investment Companies and Accounting and Audit Amendments) Regulations 2005	S.I. 2005/2280	The whole Regulations
Reporting of Savings Income Information (Amendment) Regulations 2006	S.I. 2006/3286	The whole Regulations
Accession (Immigration and Worker Authorisation) (Amendment) Regulations 2007	S.I. 2007/475	The whole Regulations
Accession (Worker Authorisation and Worker Registration) (Amendment) Regulations 2009	S.I. 2009/2426	The whole Regulations
Civil Procedure (Amendment) Rules 2011	S.I. 2011/88	Rule 4 paragraphs (a)(i), (a)(iv), (b)(iii), (c), (d), (e), (f), (h)(ii), (i)(i), (k), (l), (m), (o)(ii), (r); rules 5 and 6; rule 9 paragraphs (b) to (e); rule 10
Libya (Asset-Freezing) (Amendment) Regulations 2012	S.I. 2012/56	The whole Regulations
International Recovery of Maintenance (Hague Convention 2007 etc.) Regulations 2012	S.I. 2012/2814	Schedule 4 paragraphs 1(3), 4, 6(a), 9(3)(a)
Civil Legal Aid (Merits Criteria) Regulations 2013	S.I. 2013/104	The definition “Dublin III claim”, and the words “other than a Dublin III claim” in the definition “public law claim” in regulation 2, regulation 56A, regulation 72
Criminal Legal Aid (Remuneration) Regulations 2013	S.I. 2013/435	The entry for the offence of false evidence before the European Court in the Litigators’ graduated

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
		fee Scheme table in Part 7 of Schedule 2
Civil Legal Aid (Merits Criteria) (Amendment) (No. 3) Regulations 2013	S.I. 2013/3195	The whole Regulations
Libya (Asset-Freezing) (Amendment) Regulations 2013	S.I. 2013/2071	The whole Regulations
Zimbabwe (Financial Sanctions) (Amendment) Regulations 2014	S.I. 2014/383	The whole Regulations
Family Procedure (Amendment No. 4) Rules 2014	S.I. 2014/3296	Rules 12 and 13
Export Control (Various Amendments) Order 2015	S.I. 2015/97	The whole Order
Civil Jurisdiction and Judgments (Hague Convention on Choice of Court Agreements 2005) Regulations 2015	S.I. 2015/1644	Paragraphs 3 and 4 of the Schedule
Registration of Births, Deaths, Marriages and Civil Partnerships (Fees) Regulations 2016	S.I. 2016/911	Regulation 3F
European Union Financial Sanctions (Amendment of Information Provisions) Regulations 2017	S.I. 2017/754	The whole Regulations
Export Control (Syria and Libya Sanctions) (Amendment) Order 2017	S.I. 2017/1311	The whole Order
Registration of Births, Deaths, Marriages and Civil Partnerships (Fees) (Amendment) and Multilingual Standard Forms Regulations 2018	S.I. 2018/1268	Regulation 5, only to the extent that it inserted regulation 3F in S.I. 2016/911
Competition (Amendment etc.) (EU Exit) Regulations 2019	S.I. 2019/93	Paragraphs 5 to 8 and 10(2)(a) and (b) of Schedule 3 and paragraph 3 of Schedule 4
Immigration (European Economic Area) (Amendment) Regulations 2019	S.I. 2019/1155	The whole Regulations
Export Control (Somalia) (Amendment) Order 2020	S.I. 2020/572	The whole Order
Competition Act 1998 (Research and Development Agreements Block Exemption) Order 2022	S.I. 2022/1271	Paragraphs 1 and 2 of article 18

PART 2
RETAINED DIRECT EU LEGISLATION

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
EAEC Commission: Decision fixing the date on which the Euratom Supply Agency shall take up its duties and approving the Agency Rules of 5 May 1960 determining the manner in which demand is to be balanced against the supply of ores, source materials and special fissile materials	EUDN 1960/511	The whole Decision
EAEC Council: Decision on the establishment of the "Société d'énergie nucléaire franco-belge des Ardennes" Joint Undertaking	EUDN 1961/1009	The whole Decision
74/296/Euratom: Council Decision of 4 June 1974 on the conferring of advantages on the Hochttemperatur-Kernkraftwerk GmbH (HKG) Joint Undertaking	EUDN 74/296	The whole Decision
75/328/Euratom: Council Decision of 20 May 1975 on the establishment of the Joint Undertaking 'Schnell-Brüter-Kernkraftwerksgesellschaft mbH' (SBK)	EUDN 75/328	The whole Decision
75/329/Euratom: Council Decision of 20 May 1975 on the conferring of advantages on the 'Schnell-Brüter-Kernkraftwerksgesellschaft mbH' (SBK) joint undertaking	EUDN 75/329	The whole Decision
77/270/Euratom: Council Decision of 29 March 1977 empowering the Commission to issue Euratom loans for the purpose of contributing to the financing of nuclear power stations	EUDN 77/270	The whole Decision
77/271/Euratom: Council Decision of 29 March 1977 on the implementation of Decision 77/270/Euratom empowering the Commission to issue Euratom loans for the purpose of contributing to the financing of nuclear power stations	EUDN 77/271	The whole Decision
80/237/Euratom: Council Decision of 18 February 1980 on the setting up of an 'ad hoc' Advisory Committee on the Reprocessing of Irradiated Nuclear Fuels	EUDN 80/237	The whole Decision
Council Decision of 20 January 1986 approving the conclusion by the Commission of a Memorandum of Understanding between the European Atomic Energy Community and the Government of Canada concerning cooperation in the field of fusion research and development (86/28/Euratom)	EUDN 86/28	The whole Decision

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
Council Decision of 14 December 1987 on Community arrangements for the early exchange of information in the event of a radiological emergency (87/600/Euratom)	EUDN 87/600	The whole Decision
Commission Decision of 10 February 1989 concerning the conclusion of an Agreement for cooperation between the European Atomic Energy Community and the Government of Japan in the field of controlled thermonuclear fusion, by the Commission for and on behalf of the Community (89/149/Euratom)	EUDN 89/149	The whole Decision
89/340/EEC: Council Decision of 3 May 1989 concerning work for third parties performed by the Joint Research Centre relevant to the European Economic Community	EUDN 89/340	The whole Decision
90/212/Euratom: Council Decision of 23 April 1990 amending Decision 77/271/Euratom on the implementation of Decision 77/270/Euratom empowering the Commission to issue Euratom loans for the purpose of contributing to the financing of nuclear power stations	EUDN 90/212	The whole Decision
92/194/Euratom: Commission Decision of 4 March 1992 relating to a procedure in application of Article 83 of the Euratom Treaty (XVII-002 — UKAEA Dounreay)	EUDN 92/194	The whole Decision
92/275/Euratom: Council Decision of 29 April 1992 adopting a supplementary research programme to be implemented by the joint research centre for the European Atomic Energy Community (1992-1995)	EUDN 92/275	The whole Decision
Commission Decision of 28 June 1995 concerning the conclusion of the Implementing Agreement between the European Atomic Energy Community, represented by the Commission of the European Communities, and Atomic Energy of Canada Limited designated as implementing agent by the Government of Canada on the involvement of Canada in the European Atomic Energy Community contribution to the Engineering Design Activities (EDA) for the International Thermonuclear Experimental Reactor (ITER), by the Commission, on behalf of the Community (95/356/Euratom)	EUDN 95/356	The whole Decision
96/671/Euratom: Commission Decision of 13 November 1996 relating to a procedure in application of Article 83 of the Euratom Treaty (XVII-05 — Jenson Tungsten Ltd, Hemel Hempstead)	EUDN 96/671	The whole Decision

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
Council Decision of 22 June 1998 concerning the extension of the duration of the Agreement among the European Atomic Energy Community, the Government of Japan, the Government of the Russian Federation and the Government of the United States of America on cooperation in the engineering design activities (EDA) for the international thermonuclear experimental reactor (ITER) (98/704/Euratom)	EUDN 98/704	The whole Decision
Commission Decision of 15 December 1998 concerning the conclusion of an Agreement between the European Atomic Energy Community (Euratom) and Canada for cooperation in the area of nuclear research (98/732/Euratom)	EUDN 98/732	The whole Decision
1999/175/Euratom: Council Decision of 25 January 1999 adopting a research and training programme (Euratom) in the field of nuclear energy (1998 to 2002)	EUDN 1999/175	The whole Decision
1999/176/Euratom: Council Decision of 25 January 1999 adopting a specific programme for research and training to be carried out by the Joint Research Centre by means of direct actions for the European Atomic Energy Community (1998 to 2002)	EUDN 1999/176	The whole Decision
Commission Decision of 16 November 1999 concerning the accession to the 1994 Convention on Nuclear Safety by the European Atomic Energy Community (Euratom) (1999/819/Euratom)	EUDN 1999/819	The whole Decision
2001/761/Euratom: Council Decision of 27 September 2001 authorising the conclusion by the Commission of two Cooperation Agreements between the European Atomic Energy Community and the Government of the Russian Federation in the fields of nuclear safety and controlled nuclear fusion	EUDN 2001/761	The whole Decision
Commission Decision of 27 November 2002 on the conclusion of a Cooperation Agreement between the European Atomic Energy Community and the Government of the Republic of Kazakhstan in the field of controlled nuclear fusion (2005/419/Euratom)	EUDN 2005/419	The whole Decision
Commission Decision of 29 April 2004 amending Commission Decision 1999/819/Euratom of 16 November 1999 concerning the accession to the 1994 Convention on Nuclear Safety by the European Atomic Energy Community (Euratom) with regard to the Declaration attached thereto (2004/491/Euratom)	EUDN 2004/491	The whole Decision

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
Council Decision of 24 January 2005 approving the accession of the European Atomic Energy Community to the ‘Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management’ (2005/84/Euratom)	EUDN 2005/84	The whole Decision
Commission Decision of 4 April 2005 on the conclusion, by way of signature, of an Agreement for Co-operation in the Peaceful Uses of Nuclear Energy between the European Atomic Energy Community (Euratom) and the Cabinet of Ministers of Ukraine (2006/635/Euratom)(a)	EUDN 2006/635	The whole Decision
Commission Decision of 14 June 2005 concerning the accession of the European Atomic Energy Community to the ‘Joint Convention on the Safety of Spent Fuel Management and on the Safety of Radioactive Waste Management’ (2005/510/Euratom)	EUDN 2005/510	The whole Decision
Commission Decision of 15 February 2006 pursuant to Article 83 of the Treaty establishing the European Atomic Energy Community. A summary of the key provisions of the Decision are set out below, without prejudice to the full effect of the Decision itself (2006/626/Euratom)	EUDN 2006/626	The whole Decision
Council Regulation (EC) No 1801/2006 of 30 November 2006 on the conclusion of the Fisheries Partnership Agreement between the European Community and the Islamic Republic of Mauritania	EUR 1801/2006	The whole Regulation
Commission Decision of 4 December 2006 concerning the conclusion on behalf of the European Atomic Energy Community of a Framework Agreement on a Multilateral Nuclear Environmental Programme in the Russian Federation and of the Protocol on Claims, Legal Proceedings and Indemnification to the Framework Agreement on a Multilateral Nuclear Environmental Programme in the Russian Federation (2006/890/Euratom)	EUDN 2006/890	The whole Decision
Commission Decision of 28 August 2006 concerning the conclusion of an Agreement between the Government of Japan and the European Atomic Energy Community for co-operation in the peaceful uses of nuclear energy (2007/58/EURATOM)	EUDN 2007/58	The whole Decision
Commission Decision of 4 December 2006 on the conclusion of the Agreement for co-operation in the peaceful uses of nuclear energy between the European Atomic Energy Community and the	EUDN 2009/25	The whole Decision

(a) The title of the Decision originally referred to 4 April 2006 but was corrected by corrigendum to 4 April 2005.

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
Government of the Republic of Kazakhstan (2009/25/Euratom)		
Council Decision of 10 July 2007 approving the accession of the European Atomic Energy Community to the amended Convention on the Physical Protection of Nuclear Material and Nuclear Facilities (2007/513/Euratom)	EUDN 2007/513	The whole Decision
Council Decision of 12 February 2008 establishing Statutes for the Euratom Supply Agency (2008/114/EC, Euratom)	EUDN 2008/114	The whole Decision
Council Regulation (EC) No 1222/2008 of 1 December 2008 amending Regulation (EC) No 40/2008, as regards management measures adopted in the Indian Ocean Tuna Commission	EUR 1222/2008	The whole Regulation
Commission Regulation (EU) No 330/2010 of 20 April 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of vertical agreements and concerted practices	EUR 330/2010	The whole Regulation
Commission Regulation (EU) No 461/2010 of 27 May 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to categories of vertical agreements and concerted practices in the motor vehicle sector	EUR 461/2010	The whole Regulation
Commission Decision of 15 July 2010 on the conclusion of a Memorandum of Understanding between the European Commission and the International Atomic Energy Agency concerning the EURDEP (EUropean Radiological Data Exchange Platform) (2010/398/Euratom)	EUDN 2010/398	The whole Decision
Commission Regulation (EU) No 1217/2010 of 14 December 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to certain categories of research and development agreements	EUR 1217/2010	The whole Regulation
Commission Regulation (EU) No 1218/2010 of 14 December 2010 on the application of Article 101(3) of the Treaty on the Functioning of the European Union to certain categories of specialisation agreements	EUR 1218/2010	The whole Regulation
Commission Decision of 2 March 2011 on the conclusion of the Agreement for cooperation in the peaceful uses of nuclear energy between the	EUDN 2012/55	The whole Decision

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
European Atomic Energy Community and the Government of Australia (2012/55/Euratom)		
Commission Decision of 31 July 2012 on the conclusion of the Agreement for Cooperation in the Peaceful Uses of Nuclear Energy between the European Atomic Energy Community and the Government of the Republic of South Africa (2013/408/Euratom)	EUDN 2013/408	The whole Decision
Council Decision of 11 December 2012 approving the conclusion, by the European Commission, of the Agreement on scientific and technological cooperation between the European Atomic Energy Community, of the one part, and the Swiss Confederation, of the other part, associating the Swiss Confederation to the Framework Programme of the European Atomic Energy Community for nuclear research and training activities (2012-2013) (2013/4/Euratom)	EUDN 2013/4	The whole Decision
Commission Decision of 18 December 2012 on the adoption of the Rules to ensure consistent verification of the existence and legal status of participants, as well as their operational and financial capacities, in indirect actions supported through the form of a grant under the Seventh Framework Programme of the European Community for research, technological development and demonstration activities and under the Seventh Framework Programme of the European Atomic Energy Community for nuclear research and training activities (2012/838/EU, Euratom)	EUDN 2012/838	The whole Decision
2013/363/Euratom: Commission Decision of 17 May 2013 on the conclusion of the Agreement between the European Atomic Energy Community (Euratom) and the Korean Peninsula Energy Development Organisation (KEDO)	EUDN 2013/363	The whole Decision
Council Decision of 23 June 2014 approving the conclusion, by the European Commission, on behalf of the European Atomic Energy Community, of the Association Agreement between the European Union and the European Atomic Energy Community and their Member States, of the one part, and Ukraine, of the other part (2014/670/Euratom)	EUDN 2014/670	The whole Decision
Council Decision of 4 December 2014 on the signing, on behalf of the European Union, and provisional application of the Agreement for scientific and technological cooperation between the	EUDN 2014/953	The whole Decision

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
European Union and European Atomic Energy Community and the Swiss Confederation associating the Swiss Confederation to Horizon 2020 — the Framework Programme for Research and Innovation and the Research and Training Programme of the European Atomic Energy Community complementing Horizon 2020, and regulating the Swiss Confederation's participation in the ITER activities carried out by Fusion for Energy (2014/953/EU)	EUDN 2014/954	The whole Decision
Council Decision of 4 December 2014 approving the conclusion by the European Commission, on behalf of the European Atomic Energy Community, of the Agreement for scientific and technological cooperation between the European Union and European Atomic Energy Community and the Swiss Confederation associating the Swiss Confederation to Horizon 2020 — the Framework Programme for Research and Innovation and the Research and Training Programme of the European Atomic Energy Community complementing Horizon 2020, and regulating the Swiss Confederation's participation in the ITER activities carried out by Fusion for Energy (2014/954/Euratom)	EUDN 2014/954	The whole Decision
Council Decision (EU) 2015/1796 of 1 October 2015 on the conclusion of the Agreement for scientific and technological cooperation between the European Union and European Atomic Energy Community and the Swiss Confederation associating the Swiss Confederation to Horizon 2020 — the Framework Programme for Research and Innovation and the Research and Training Programme of the European Atomic Energy Community complementing Horizon 2020, and regulating the Swiss Confederation's participation in the ITER activities carried out by Fusion for Energy	EUDN 2015/1796	The whole Decision
Council Decision (Euratom) 2015/2227 of 10 November 2015 approving the conclusion, by the European Commission, of the amendments to Protocols 1 and 2 to the Agreement between the United Kingdom, the European Atomic Energy Community and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty for the Prohibition of Nuclear Weapons in Latin America and the Caribbean	EUDN 2015/2227	The whole Decision

<i>Title</i>	<i>Citation</i>	<i>Extent of revocation</i>
Council Decision (Euratom) 2015/2228 of 10 November 2015 approving the conclusion, by the European Commission, of the amendments to Protocols 1 and 2 to the Agreement between the French Republic, the European Atomic Energy Community and the International Atomic Energy Agency for the Application of Safeguards in Connection with the Treaty for the Prohibition of Nuclear Weapons in Latin America and the Caribbean	EUDN 2015/2228	The whole Decision
Council Regulation (EU) 2015/2072 of 17 November 2015 fixing for 2016 the fishing opportunities for certain fish stocks and groups of fish stocks applicable in the Baltic Sea and amending Regulations (EU) No 1221/2014 and (EU) 2015/104	EUR 2015/2072	The whole Regulation
Council Decision (EU, Euratom) 2019/1945 of 19 November 2018 approving the conclusion, by the European Commission, of the Agreement between the European Atomic Energy Community (Euratom) and the Korean Peninsula Energy Development Organisation (KEDO)	EUDN 2019/1945	The whole Decision
Council Decision (EU, Euratom) 2019/1946 of 19 November 2018 approving the conclusion, by the European Commission, of the Agreement between the European Atomic Energy Community (Euratom) and the Korean Peninsula Energy Development Organisation (KEDO)	EUDN 2019/1946	The whole Decision

EXPLANATORY NOTE

(This note is not part of the Regulations)

Section 1(1) of the Retained EU Law (Revocation and Reform) Act 2023 (c. 28) (“the Act”) and Schedule 1 to that Act revoke specified subordinate legislation and specified retained direct EU legislation at the end of 2023. These Regulations are made in exercise of the powers in sections 1(4) and 14(1) of the Act. These are the power to disapply the sunset of retained EU law to specified instruments (section 1(4)) and the power to revoke specified retained EU law (section 14(1)) and which by virtue of section 20(1) include the ability to make supplementary, incidental, consequential, transitional, transitory or saving provision.

Regulations 1 to 3 (citation, commencement, and extent and interpretation) come into force on the day after these Regulations are made. Regulation 4 and Schedule 1 (disapplication of the sunset) come into force immediately before the end of 2023. Regulations 5 and 6 and Schedule 2 (revocation of REUL and necessary savings) come into force at the end of 2023.

Regulation 3 provides that the Regulations extend to England and Wales, Scotland and Northern Ireland, subject to paragraphs (2) to (4). Paragraph (2) provides that for instruments listed in Parts 1 and 2 of Schedule 1, the disapplication of the sunset has the same extent as the instrument to which it relates. Paragraph (3) provides that for those instruments listed in Part 3 of Schedule 1, the extent of the disapplication is Northern Ireland only. Paragraph (4) provides that the revocation of an instrument or provision of an instrument in Schedule 2 has the same extent as the instrument to which it relates.

Regulation 4 provides that the sunset of subordinate legislation and retained direct EU legislation by section 1(1) of the Act and listed in Schedule 1 to that Act does not apply to the instruments listed in Schedule 1 to these Regulations, to the extent specified there. This has the effect of preserving the instruments, which were included in the Act’s revocation Schedule, from revocation at the end of 2023.

Regulation 5 provides that the instruments and provisions of instruments listed in Schedule 2 to these Regulations are revoked at the end of 2023, to the extent specified there.

Regulation 6 contains savings of provisions in the Civil Legal Aid (Merits Criteria) Regulations 2013 and the Legal Aid, Sentencing and Punishment of Offenders Act 2012 which apply to legal aid applications made before a certain date. The purpose of these savings is to ensure that the criteria set out in the relevant provisions of the 2013 Regulations continue to have effect for the purpose of determining whether an individual continues to qualify for civil legal services in ongoing cases.

A full impact assessment has not been produced for this instrument as no, or no significant, impact on the private, voluntary or public sector is foreseen. A line-by-line explanation will be made available on gov.uk which provides further detail on each piece of legislation included in Schedule 2 to these Regulations.

© Crown Copyright 2023

Printed and published in the UK by The Stationery Office Limited under the authority and superintendence of Jeff James, Controller of His Majesty’s Stationery Office and King’s Printer of Acts of Parliament.

£8.14

<http://www.legislation.gov.uk/id/uksi/2023/1143>

ISBN 978-0-34-825299-6



9 780348 252996