



# European Union (Future Relationship) Act 2020

## CHAPTER 29

### EUROPEAN UNION (FUTURE RELATIONSHIP) ACT 2020

#### PART 1

#### SECURITY

##### *Criminal records*

- 1 Duty to notify member States of convictions
- 2 Retention of information received from member States
- 3 Transfers to third countries of personal data notified under section 2
- 4 Requests for information from member States
- 5 Requests for information made by member States
- 6 Interpretation of the criminal records provisions

##### *Passenger and vehicle registration data*

- 7 Passenger name record data
- 8 Disclosure of vehicle registration data

##### *Evidence*

- 9 Mutual assistance in criminal matters
- 10 Accreditation of forensic service providers

##### *Extradition*

- 11 Member States to remain category 1 territories
- 12 Dual criminality

- 13 Category 1 territories not applying Trade and Cooperation Agreement to old cases

## **PART 2**

### TRADE AND OTHER MATTERS

#### *Information about non-food product safety*

- 14 Disclosure of non-food product safety information within UK  
15 Disclosure of non-food product safety information to Commission  
16 Offence relating to disclosure under section 14(4)(b)  
17 General provisions about disclosure of non-food product safety information  
18 Interpretation of sections 14 to 17

#### *Use of relevant international standards*

- 19 Use of relevant international standards

#### *Customs and tax*

- 20 Disclosure of information and co-operation with other customs services  
21 Powers to make regulations about movement of goods  
22 Administrative co-operation on VAT and mutual assistance on tax debts

#### *Transport*

- 23 Licences for access to the international road haulage market  
24 International road haulage  
25 Disclosure of data relating to drivers' cards for tachographs

#### *Social security*

- 26 Social security co-ordination

#### *Privileges and immunities*

- 27 The EU and Euratom and related organisations and bodies

#### *Energy*

- 28 Nuclear Cooperation Agreement

## **PART 3**

### GENERAL IMPLEMENTATION

#### *General implementation of agreements*

- 29 General implementation of agreements  
30 Interpretation of agreements

#### *Powers*

- 31 Implementation power  
32 Powers relating to the start of agreements  
33 Powers relating to the functioning of agreements

*Financial provision*

- 34 Funding of PEACE PLUS programme
- 35 General financial provision

*Parliamentary scrutiny*

- 36 Requirements in Part 2 of CRAGA

**PART 4**

SUPPLEMENTARY AND FINAL PROVISION

*Supplementary*

- 37 Interpretation
- 38 Regulations
- 39 Consequential and transitional provision etc.

*Final*

- 40 Extent, commencement and short title

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SCHEDULES

SCHEDULE 1 — Information to be included in notification of conviction

*Introductory*

- 1 (1) This Schedule sets out the information that is required...

*Information about the individual*

- 2 The individual's name.
- 3 Any previous name of the individual.
- 4 Any other name used by the individual.
- 5 The individual's gender.
- 6 The individual's date and place of birth.
- 7 The individual's nationality or nationalities.
- 8 The names of the individual's parents.
- 9 The number of any passport held by the individual.
- 10 The issue number (if any) and description of any other...
- 11 The individual's fingerprints.
- 12 A photograph or other image of the individual's face.

*Information about the conviction*

- 13 The date of the conviction.
- 14 (1) In the case of a conviction by or before...
- 15 The reference number of the conviction.
- 16 The offence of which the individual was convicted.
- 17 The date on which the offence was committed (or, if...
- 18 The place where the offence was committed.
- 19 Any sentence imposed in respect of the offence. In this...
- 20 Any other order made in respect of the offence.

*Changes to legislation:* There are currently no known outstanding effects for the European Union (Future Relationship) Act 2020. (See end of Document for details)

## SCHEDULE 2 — Passenger name record data

### PART 1 — AMENDMENTS TO THE PNR REGULATIONS

- 1 The PNR regulations are amended as follows.
- 2 (1) Regulation 2 (interpretation) is amended as follows.
- 3 (1) Regulation 3 (designation of passenger information unit) is amended...
- 4 After regulation 4 insert— Designated independent authority (1) The Secretary of State must by direction designate a...
- 5 (1) Regulation 5 (scope) is amended as follows.
- 6 (1) Regulation 6 (processing of PNR data by the PIU)...
- 7 (1) Regulation 7 (processing of PNR data by a UK...
- 8 Before regulation 11 insert— Requests for PNR data made by...
- 9 (1) Regulation 11 (requests for PNR data made by a...
- 10 After regulation 11 insert— Transfers of PNR data to an...
- 11 (1) Regulation 12 (transfers of PNR data to third country...
- 12 (1) Regulation 13 (period of data retention and depersonalisation) is...
- 13 After regulation 13 insert— Use and transfer of EU PNR...
- 14 Before regulation 14 insert— Restricted EU PNR data: further provision...
- 15 (1) Regulation 14 (protection of personal data) is amended as...
- 16 (1) Regulation 16 (application of other data protection enactments) is...
  - PART 2 — INTERIM PERIOD: MODIFICATIONS FOR RESTRICTED EU PNR DATA THAT IS SUBJECT TO DELETION
- 17 (1) Until the commencement of paragraph 14, the PNR regulations...
  - PART 3 — SEA AND RAIL TRAVEL: POWER TO MODIFY PNR REGULATIONS ETC.
- 18 (1) This paragraph applies if an agreement (a “new agreement”)...

## SCHEDULE 3 — Mutual assistance in criminal matters

### *Introductory*

- 1 In this Schedule “the 2003 Act” means the Crime (International...

### *Application of the 2003 Act to member States*

- 2 (1) The Law Enforcement and Security (Amendment) (EU Exit) Regulations...

### *Customer information orders in relation to safe deposit boxes*

- 3 (1) In Part 1 of the 2003 Act, Chapter 4...
- 4 (1) In Part 2 of the Proceeds of Crime Act...
- 5 (1) In Part 4 of the Proceeds of Crime Act...

### *Miscellaneous*

- 6 In section 42 of the 2003 Act (information about banking...
- 7 In section 51(1) of the 2003 Act (general interpretation), in...

## SCHEDULE 4 — Technical barriers to trade: use of relevant international standards

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### *Amendments of subordinate legislation*

- 1 In the Medical Devices Regulations 2002 (S.I. 2002/618), in regulation...
- 2 In the General Product Safety Regulations 2005 (S.I. 2005/1803), in...
- 3 In the Supply of Machinery (Safety) Regulations 2008 (S.I. 2008/1597),...
- 4 In the Ecodesign for Energy-Related Products Regulations 2010 (S.I. 2010/2617),...
- 5 In the Toys (Safety) Regulations 2011 (S.I. 2011/1881), in regulation...
- 6 In the Restriction of the Use of Certain Hazardous Substances...
- 7 In the Explosives Regulations 2014 (S.I. 2014/1638), in regulation 2A...
- 8 In the Pyrotechnic Articles (Safety) Regulations 2015 (S.I. 2015/1553), in...
- 9 In the Electromagnetic Compatibility Regulations 2016 (S.I. 2016/1091), in regulation...
- 10 In the Simple Pressure Vessels (Safety) Regulations 2016 (S.I. 2016/1092),...
- 11 In the Lifts Regulations 2016 (S.I. 2016/1093), in regulation 2A...
- 12 In the Electrical Equipment (Safety) Regulations 2016 (S.I. 2016/1101), in...
- 13 In the Pressure Equipment (Safety) Regulations 2016 (S.I. 2016/1105), in...
- 14 In the Equipment and Protective Systems Intended for Use in...
- 15 In the Non-automatic Weighing Instruments Regulations 2016 (S.I. 2016/1152), in...
- 16 In the Measuring Instruments Regulations 2016 (S.I. 2016/1153), in regulation...
- 17 In the Recreational Craft Regulations 2017 (S.I. 2017/737), in regulation...
- 18 In the Radio Equipment Regulations 2017 (S.I. 2017/1206), in regulation...

### *Amendments of retained direct EU legislation*

- 19 In Regulation (EC) No 1223/2009 of the European Parliament and...
- 20 In Regulation (EU) No 305/2011 of the European Parliament and...
- 21 In the Commission Implementing Regulation (EU) No 402/2013 of 30...
- 22 In Regulation (EU) 2016/424 of the European Parliament and of...
- 23 In Regulation (EU) 2016/425 of the European Parliament and of...
- 24 In Regulation (EU) 2016/426 of the European Parliament and of...

## SCHEDULE 5 — Regulations under this Act PART 1 — PROCEDURE

### *Criminal records*

- 1 (1) A statutory instrument containing regulations under section 6(3) of...

### *Passenger name record data*

- 2 A statutory instrument containing regulations under paragraph 18 of Schedule...

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*Administrative co-operation on VAT and mutual assistance on tax debts*

- 3 A statutory instrument containing regulations under section 22(7) may not...

*Implementation power: before IP completion day*

- 4 (1) A statutory instrument which— (a) contains regulations under section...  
5 (1) This paragraph applies to regulations under section 31 of...

*Implementation power: on or after IP completion day*

- 6 (1) A statutory instrument which— (a) contains regulations under section...  
7 (1) This paragraph applies to regulations under section 31 of...  
8 (1) Sub-paragraph (2) applies if a Minister of the Crown,...  
9 (1) Sub-paragraph (2) applies if the Welsh Ministers are to...

*Powers relating to the start of agreements*

- 10 (1) A statutory instrument containing regulations under section 32 of...  
11 (1) This paragraph applies to regulations under section 32 of...

*Powers relating to the functioning of agreements*

- 12 (1) A statutory instrument containing regulations under section 33 of...  
13 (1) This paragraph applies to regulations under section 33 of...

*Implementation and other powers: certain urgent cases*

- 14 (1) Sub-paragraph (2) applies to— (a) a statutory instrument to...  
15 (1) Sub-paragraph (2) applies to— (a) regulations to which paragraph...  
16 (1) Sub-paragraph (2) applies to— (a) a statutory instrument to...  
17 (1) Sub-paragraph (2) applies to— (a) regulations to which paragraph...

*Consequential provision*

- 18 A statutory instrument containing regulations under section 39(1) is subject...

PART 2 — GENERAL RESTRICTIONS ON CERTAIN POWERS OF DEVOLVED AUTHORITIES

*No power to make provision outside devolved competence*

- 19 (1) No provision may be made by a devolved authority...

*Requirement for consent where it would otherwise be required*

- 20 (1) The consent of a Minister of the Crown is...

*Requirement for joint exercise where it would otherwise be required*

- 21 (1) No regulations may be made under section 31, 32...

*Requirement for consultation where it would otherwise be required*

- 22 (1) No regulations may be made under section 31, 32...

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*Meaning of devolved competence*

- 23 A provision is within the devolved competence of the Scottish...
- 24 A provision is within the devolved competence of the Welsh...
- 25 A provision is within the devolved competence of a Northern...

PART 3 — GENERAL PROVISION ABOUT POWERS UNDER ACT

*Scope and nature of powers: general*

- 26 (1) Any power to make regulations under this Act—
- 27 Any power to make regulations under this Act—
- 28 The fact that a power to make regulations is conferred...

*Anticipatory exercise of powers in relation to future relationship agreements etc.*

- 29 Any power to make regulations under this Act in relation...

*Scope of appointed day power*

- 30 The power of a Minister of the Crown under section...

*Disapplication of certain review provisions*

- 31 Section 28 of the Small Business, Enterprise and Employment Act...

*Hybrid instruments*

- 32 If an instrument, or a draft of an instrument, containing...

*Procedure on re-exercise of certain powers*

- 33 A power to make regulations which, under this Schedule, is...

*Combinations of instruments*

- 34 (1) Sub-paragraph (2) applies to a statutory instrument containing regulations...

SCHEDULE 6 — Consequential and transitional provision etc.

PART 1 — CONSEQUENTIAL PROVISION

*Scotland Act 1998*

- 1 .....

*Northern Ireland Act 1998*

- 2 .....

*Government of Wales Act 2006*

- 3 .....

*Interpretation and Legislative Reform (Scotland) Act 2010 (asp 10)*

- 4 In section 30(7) of the Interpretation and Legislative Reform (Scotland)...

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*European Union (Withdrawal) Act 2018*

- 5 The European Union (Withdrawal) Act 2018 is amended as follows....  
6 In section 20 (interpretation), in subsection (1), after the definition...  
7 In section 21 (index of defined expressions), in the table...  
8 In Part 1 of Schedule 8 (general consequential provision), in...  
PART 2 — TRANSITIONAL, TRANSITORY AND SAVING PROVISION

*Passenger name record data*

- 9 The amendments made by Schedule 2 do not have effect...

*Extradition*

- 10 The amendments made by section 12 do not apply for...

*“relevant criminal offence”*

- 11 (1) The definition of “relevant criminal offence” in section 37(1)...

*Powers of devolved authorities in relation to EU law*

- 12 Section 57(2) of the Scotland Act 1998, section 80(8) of...

*Modifications of subordinate legislation*

- 13 The fact that a modification of subordinate legislation has been...



**Changes to legislation:**

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