

SECOND SUPPLEMENT TO THE GIBRALTAR GAZETTE

No. 4559 of 28 March, 2019

LEGAL NOTICE NO. 073 OF 2019.

EUROPEAN UNION (WITHDRAWAL) ACT 2019

EUROPEAN UNION (WITHDRAWAL) ACT 2019 (EXIT DAY) (AMENDMENT) REGULATIONS 2019

In exercise of the powers conferred on him by section 3(4) of the European Union (Withdrawal) Act 2019, and in order to implement European Council Decision (EU) 2019/476 taken in agreement with the United Kingdom of 22 March 2019 extending the period under Article 50(3) TEU, the Chief Minister has made these Regulations-

Title.

1. These Regulations may be cited as the European Union (Withdrawal) Act 2019 (Exit Day) (Amendment) Regulations 2019.

Commencement.

2. These Regulations come into operation on the day of publication.

Amendment of the definition of “exit day”.

3.(1) Section 3 of the European Union (Withdrawal) Act 2019 is amended as follows.

(2) In subsection (1), in the definition of “exit day”, for “midnight on 29 March 2019 (and” substitute-

“-

(a) if, in accordance with Article 1 of European Council Decision (EU) 2019/476 of 22 March 2019, the period provided for in Article 50(3) of the Treaty on European Union is extended until 22 May 2019, midnight on that day; or

(b) if not, midnight on 12 April 2019,

(and”.

(3) In subsection (2) for the words from “references”, where it first appears, to the end substitute-

“_

- (a) references to before, after or on exit day are to be read as references to before, after or at midnight on 22 May 2019 or (as the case may be) 12 April 2019; and
- (b) references to beginning with exit day are to be read as references to beginning with midnight on the day concerned.”.

Dated 28th March, 2019

F R PICARDO,
Chief Minister.

EXPLANATORY MEMORANDUM

These Regulations amend the definition of “exit day” in the European Union (Withdrawal) Act 2019 and come into force on the day of publication.

Regulation 3 amends the definition of “exit day” in section 3(1) and (2) of the European Union (Withdrawal) Act 2019 to ensure the day and time specified in that definition is midnight on 22nd May 2019 or midnight on 12th April 2019 depending on whether the UK House of Commons approves the withdrawal agreement by midnight on 29th March 2019. This reflects the new day and time that the Treaties will cease to apply to Gibraltar in light of the extension to the period under Article 50 agreed between the United Kingdom and the European Council on 22nd March 2019 and set out in European Council Decision (EU) 2019/476 taken in agreement with the United Kingdom of 22 March 2019 extending the period under Article 50(3)TEU.

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