

UK Withdrawal from the European Union (Legal Continuity) (Scotland) bill

Amendments to be moved at Stage 2

Section 2, page 2, line 10 after <passed> insert <and commenced>

Section 2, page 2, line 15 add at end –

<(3) for the purposes of this Section, any EU derived domestic legislation is devolved operative immediately before exit day if –

(a) in the case of anything which comes into force at a particular time and is stated to apply from a later time it is in force and it applies immediately before exit day,

(b) in any other case, it has been commenced and is in force immediately before exit day.>

Section 4, page 3, line 24 after <continue> insert <subject to Section 7>

Section 6, page 4, line 37 leave out Subsection (1) and insert -

<(1) An enactment or rule of law passed or made on or after exit day will not be subject to the principle of the supremacy of EU law.>

Section 10, page 6, line 7 leave out Subsection (2) and insert –

<(2) A court or tribunal may regard the decisions of the European Court made on or after exit day to be persuasive.>

Section 10, page 6, line 7 leave out Subsection (2) and insert <(2) A court or tribunal may regard the decisions of the European Court made on or after exit day to be persuasive.>

Section 11, page 7, line 33 Leave out <appropriate> and insert <necessary>.

Section 12, page 9, line 40 leave out <appropriate> and insert <necessary>.

Section 13, page 12, line 17 leave out subsection (8)

Section 28, page 21, line 35 leave out <as the Scottish Ministers may by regulation Appoint> and insert <29th March 2019 at 11pm.>

Section 28, page 21, line 37 Leave out Subsections (2) and (3)