



# European Union Act 2011

## 2011 CHAPTER 12

### PART 1

#### RESTRICTIONS ON TREATIES AND DECISIONS RELATING TO EU

##### *Introductory*

#### **<sup>F1</sup> Interpretation of Part 1**

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##### **Textual Amendments**

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\), s. 25\(4\), Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\), 4](#) (with [reg. 8](#)) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

##### *Restrictions relating to amendments of TEU or TFEU*

#### **<sup>F12</sup> Treaties amending or replacing TEU or TFEU**

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##### **Textual Amendments**

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\), s. 25\(4\), Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\), 4](#) (with [reg. 8](#)) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

*Status: Point in time view as at 04/07/2018.*

*Changes to legislation: There are currently no known outstanding effects for the European Union Act 2011, Part 1. (See end of Document for details)*

**F13 Amendment of TFEU under simplified revision procedure**

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**Textual Amendments**

**F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

**F14 Cases where treaty or Article 48(6) decision attracts a referendum**

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**Textual Amendments**

**F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

**F15 Statement to be laid before Parliament**

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**Textual Amendments**

**F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

*Restrictions relating to other decisions under TEU or TFEU*

**F16 Decisions requiring approval by Act and by referendum**

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**Textual Amendments**

**F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

**F17 Decisions requiring approval by Act**

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**Textual Amendments**

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

**F18 Decisions under Article 352 of TFEU**

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**Textual Amendments**

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

**F19 Approval required in connection with Title V of Part 3 of TFEU**

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**Textual Amendments**

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

**F110 Parliamentary control of certain decisions not requiring approval by Act**

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**Textual Amendments**

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

*Further provisions about referendums held in pursuance of section 2, 3 or 6*

**F111 Persons entitled to vote in referendum**

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**Textual Amendments**

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

*Status: Point in time view as at 04/07/2018.*

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## <sup>F1</sup>12 Separate questions

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### Textual Amendments

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

## <sup>F1</sup>13 Role of Electoral Commission

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### Textual Amendments

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

## *Supplementary*

## 14 Consequential amendments and repeals relating to Part 1

<sup>F1</sup>(1) .....

- (2) In section 23 of the Constitutional Reform and Governance Act 2010 (section 20 of that Act not to apply to certain descriptions of treaties), in subsection (1)—
- (a) omit paragraph (a),
  - (b) in paragraph (b), for “founding Treaties” substitute “ Treaty establishing European Atomic Energy Community ”, and
  - (c) at the end insert—
 

“(c) a treaty that is subject to a requirement imposed by Part 1 of the European Union Act 2011 (restrictions on treaties and decisions relating to EU).”
- (3) The following enactments (which are superseded by the provisions of this Part) are repealed—
- (a) section 2 of the European Communities (Amendment) Act 1993,
  - (b) section 1(2) and (3) of the European Communities (Amendment) Act 2002,
  - (c) section 12 of the European Parliamentary Elections Act 2002, and
  - (d) section 6 of the European Union (Amendment) Act 2008.

### Textual Amendments

- F1** Act repealed (4.7.2018 for the repeal of ss. 1-13, 14(1), 15(1), Sch. 1 and on IP completion day in so far as not already in force) by [European Union \(Withdrawal\) Act 2018 \(c. 16\)](#), s. 25(4), [Sch. 9](#) (with s. 19, Sch. 8 para. 37); S.I. 2018/808, [regs. 3\(i\)](#), 4 (with reg. 8) (as amended by S.I. 2020/74, [reg. 3\(2\)\(3\)](#))

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**Commencement Information**

**II** S. 14 in force at 19.8.2011 by [S.I. 2011/1984](#), [art. 2](#)

**Status:**

Point in time view as at 04/07/2018.

**Changes to legislation:**

There are currently no known outstanding effects for the European Union Act 2011, Part 1.