

2019-34 European Union Withdrawal (Application of
International Agreements)

Subsidiary Legislation made under s.5(1).

**Republic of Côte d'Ivoire Trade Continuity
Regulations 2021**

LN.2021/006

Commencement

1.1.2021

ARRANGEMENT OF REGULATIONS.

Regulation

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In the exercise of powers conferred on him by section 5(1) of the European Union Withdrawal (Application of International Agreements) Act 2019, and all other enabling powers, and for the purposes of further implementing the Stepping Stone Economic Partnership Agreement between the United Kingdom of Great Britain and Northern Ireland, of the one part, and Côte d'Ivoire, of the other part, done at London on 15 October 2020, the Chief Minister has made these Regulations-

Title.

1. These Regulations may be cited as the Republic of Côte d'Ivoire Trade Continuity Regulations 2021.

Commencement.

2. These Regulations come into operation on the 1st day of January 2021.

Definitions and interpretation.

3. In these Regulations, unless the context otherwise so requires-

“EU-Côte d'Ivoire Agreement” means the Stepping Stone Economic Partnership Agreement between Côte d'Ivoire, of the one part, and the European Community and its Member States, of the other part;

“Government” means Her Majesty’s Government of Gibraltar;

“Côte d'Ivoire” and “Republic of Côte d'Ivoire” have the same meaning;

“mutatis mutandis” means with the technical changes necessary to apply the EU-Côte d'Ivoire Agreement as if it had been concluded between Gibraltar and the Côte d'Ivoire, taking into account the object and purpose of the UK-Côte d'Ivoire Agreement, and any reference to a European Union body, office or institution shall in particular be read as a reference to the Gibraltar equivalent and any reference to the European Commission shall be read as a reference to the Government;

“UK-Côte d'Ivoire Agreement” means the Stepping Stone Economic Partnership Agreement between the United Kingdom of Great Britain and Northern Ireland and Côte d'Ivoire done at London on 15 October 2020.

Purpose.

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4. The purpose of these Regulations is to preserve the preferential conditions relating to trade between Gibraltar and the Côte d'Ivoire and the other links between them resulting from the EU-Côte d'Ivoire Agreement as applicable to Gibraltar.

Source of application.

5. The UK-Côte d'Ivoire Agreement applies to Gibraltar under Article 6(a)(i) of that Agreement.

Incorporation and modification.

6.(1) The provisions of the EU-Côte d'Ivoire Agreement are incorporated, mutatis mutandis, into these Regulations to the extent that, and under the conditions under which, that Agreement applied to Gibraltar immediately before it ceased to do so, subject to subregulation (3).

(2) For greater certainty, incorporation of the EU-Côte d'Ivoire Agreement includes Title IV (Services, Investments and Rules Concerning Trade) but does not include Titles, Chapters or provisions regarding trade in goods.

(3) The EU-Côte d'Ivoire Agreement is incorporated into these Regulations except as modified by the UK-Côte d'Ivoire Agreement and regulations 7, 8, 9 and 10.

Continuation of time periods.

7.(1) Unless these Regulations provide otherwise-

(a) if a time period in the EU-Côte d'Ivoire Agreement has not yet ended, the remainder of that period is incorporated into these Regulations; and

(b) if a time period in the EU-Côte d'Ivoire Agreement has ended, any ongoing right or obligation in the EU-Côte d'Ivoire Agreement applies and that period is not incorporated into these Regulations.

(2) Notwithstanding subregulation (1), a reference in the EU-Côte d'Ivoire Agreement to a time period relating to a procedure or other administrative matter, such as review, committee procedure or notification, shall not be affected.

References to the euro.

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8. Any references to the euro (including “EUR”) and to the ECU (the European Currency Unit) in the EU-Côte d’Ivoire Agreement are incorporated as such in these Regulations.

References to European Union law.

9. A reference in the UK-Côte d’Ivoire Agreement or these Regulations to European Union law is to be read as a reference to that European Union law in force as incorporated or implemented in the law of Gibraltar as retained European Union law on the day after Gibraltar ceases to be bound by the relevant European Union law.

References to approximation to European Union law.

10. Any obligations in the EU-Côte d’Ivoire Agreement regarding the convergence, harmonisation, integration or approximation of Gibraltar law or practice to the laws of the European Union are not appropriate for application and are not incorporated into these Regulations.