

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

Subsidiary Legislation made under s.5(1).

United Mexican States Trade Continuity Regulations 2021

LN.2021/018

Commencement **1.1.2021**

ARRANGEMENT OF REGULATIONS.

Regulation

1. Title.
2. Commencement.
3. Definitions and interpretation.
4. Purpose.
5. Source of application.
6. Incorporation and modification.
7. Continuation of time periods.
8. References to the euro.
9. References to European Union law.
10. References to approximation to European Union law.

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

2021/018 United Mexican States Trade Continuity Regulations 2021

In 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 into the law of Gibraltar the Trade Continuity Agreement between the United Kingdom of Great Britain and Northern Ireland and the United Mexican States done at London on 15 December 2020, the Chief Minister has made these Regulations-

Title.

1. These Regulations may be cited as the United Mexican States 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-Mexico EPPCCA” means the Economic Partnership, Political Coordination and Cooperation Agreement between the European Community and its Member States, of the one part, and the United Mexican States, of the other part, done at Brussels on 8 December 1997;

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

“Mexico” and “United Mexican States” have the same meaning;

“mutatis mutandis” means with the technical changes necessary to apply the EU-Mexico EPPCCA as if it had been concluded between Gibraltar and Mexico, taking into account the objects and purposes of the UK-Mexico 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-Mexico Agreement” means the Trade Continuity Agreement between the United Kingdom of Great Britain and Northern Ireland and the United Mexican States done at London on 15 December 2020.

Purpose.

European Union Withdrawal (Application of International Agreements) **2019-31**

United Mexican States Trade Continuity Regulations 2021 2021/018

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

Source of application.

5. The UK-Mexico Agreement applies to Gibraltar under Article 5(a) of that Agreement.

Incorporation and modification.

6.(1) The provisions of the EU-Mexico EPPCCA 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-Mexico Agreement includes Title I (Economic Cooperation) and Title III (Trade in Services and Establishment) but does not include Titles, Chapters or other provisions regarding trade in goods.

(3) The EU-Mexico EPPCCA is incorporated into these Regulations as modified by the UK-Mexico Agreement and regulations 7, 8, 9 and 10.

Continuation of time periods.

7.(1) Unless these Regulations provide otherwise-

(a) if a period in the EU-Mexico EPPCCA has not yet ended, the remainder of that period is incorporated into these Regulations, and

(b) if a period in the EU-Mexico EPPCCA has ended, any ongoing right or obligation in the EU-Mexico EPPCCA applies in Gibraltar and that period is not incorporated into these Regulations.

(2) Notwithstanding subregulation (1), a reference in the EU-Mexico EPPCCA to a period relating to a procedure or other administrative matter (such as a review, committee procedure or notification) shall not be affected.

References to the euro.

8. Any reference to the euro (including “EUR”) and to the ECU (the European Currency Unit) in the EU-Mexico EPPCCA is incorporated as such in these Regulations.

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

2021/018 United Mexican States Trade Continuity Regulations 2021

References to European Union law.

9. A reference in the UK-Mexico 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-Mexico ECCPPA 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.