

Statutory Document No. 2019/0058



*European Union and Trade Act 2019*

# **EUROPEAN UNION AND TRADE ACT 2019 (DEFICIENCIES) (ISLE OF MAN POST OFFICE) REGULATIONS 2019**

*Approved by Tynwald: 19 February 2019*

*Coming into Operation in accordance with regulation 2*

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The Council of Ministers makes the following Regulations under section 12 of the European Union and Trade Act 2019.

## **1 Title**

These Regulations are the European Union and Trade Act 2019 (Deficiencies) (Isle of Man Post Office) Regulations 2019.

## **2 Commencement**


If approved by Tynwald these Regulations come into operation on exit day.

## **3 Interpretation**

In these Regulations “exit day” has the same meaning as in the *European Union and Trade Act 2019*.

## **4 Post Office Act 1993 amended**

- (1) The Post Office Act 1993 is amended as follows.
- (2) In section 15 (application of customs Acts) —
  - (a) for subsection (7), substitute —

(7)	In this section, “statutory provisions” includes —
(a)	any retained EU law; and
(b)	any EU instrument applied to the Island under the <i>European Union and Trade Act 2019</i> . 
  - (b) subsection (8) is repealed.

- (3) In section 42(5) (fictitious stamps), for “a place outside the member States of the European Union” substitute ~~“a~~ a place outside the United Kingdom and a member State of the European Union~~”~~.
- (4) In section 58 (interpretation), for the definition of “**customs duties**” and “**duties of customs**”, substitute –
- ~~“~~“**customs duties**” and “**duties of customs**” include import duty, export duty, value added tax and any levies which fall to be dealt with as customs duties; ~~”~~.

## 5 Construction

To avoid doubt, any retained EU law is to be construed and have effect subject to these Regulations.

MADE 1<sup>ST</sup> FEBRUARY 2019

W GREENHOW  
*Chief Secretary*

*EXPLANATORY NOTE*

*(This note is not part of the Regulations)*

These Regulations amend the Post Office Act 1993 to address deficiencies arising from the United Kingdom's withdrawal from the European Union.

Section 15 of the Act is amended consequential to the repeal of the European Communities (Isle of Man) Act 1973 and the replacement of the powers of that Act with those of the European Union and Trade Act 2019 in respect of applying EU instruments to the Island.

Section 42(5) (fictitious stamps) is amended to ensure that the wording continues to provide the same effect after the United Kingdom ceases to be a Member State of the European Union.

The definition of "customs duties" in Section 58 of the Act is amended in order to retain the same effect while removing a reference to the European Communities (Isle of Man) Act 1973.