

Table of EU Directives which underpin the Rights, Safeguards and Equality of Opportunity Provisions included in the Chapter of the Belfast ('Good Friday') Agreement of the same name and Implementing Domestic Legislation

Introduction and notes on using this table

The table below sets out the EU Directives which the Commissions have identified to date as falling within the scope of the UK Government's commitment under Article 2(1) of the Ireland/Northern Ireland Protocol, together with the associated underpinning domestic legislation that has transposed each EU Directive into law in Northern Ireland.

Specifically, it sets out EU Directives which, the Commissions consider, underpin the UK Government's commitment as a result of Brexit to 'non-diminution' of certain equality and human rights covered by the relevant section of the Belfast ('Good Friday') Agreement. The table below lists the relevant EU Directives that were transposed into law in Northern Ireland on or before the end of the Brexit transition period; namely 31st December 2020. It therefore does not include EU Directives relevant to equality and human rights which the UK has not adopted or which were not transposed into UK domestic law on or before 31st December 2020.

It is important to note that the table below solely focuses on EU Directives and implementing domestic legislation in Northern Ireland relating to the specific list of named rights in the relevant Chapter of the Belfast ('Good Friday') Agreement. There is also a commitment in the relevant Chapter of the Belfast ('Good Friday') Agreement to protect the 'civil rights' of 'everyone in the community'. There is therefore the potential for additional EU measures, not listed in the table below, to fall within the scope of that commitment, and the Commissions are undertaking further work to identify additional EU law which may underpin that commitment.

The six EU equality Directives listed in Annex 1 to the Ireland/Northern Ireland Protocol and the associated underpinning domestic legislation are listed first in the table below. It should be noted that, unlike in relation to the other EU Directives listed in the table below, in the event that the EU amends or replaces the minimum standards of protection from discrimination set out in the Annex 1 Directives, on or after 1st January 2021, there is an obligation on

the UK Government to ‘keep pace’ with any enhancement to those protections and to amend Northern Ireland’s equality law accordingly.

The EU Directives listed in the table below reflect those measures identified by the Commissions to date and therefore they may be subject to change, not least in light of any judicial decisions on this matter, and/or in light of any future changes made to implementing domestic legislation.

This table is therefore a ‘**living document**’, as it may be subject to amendment by the Commissions, as and when appropriate; for example, in light of any judicial decisions and/or legal advice received by the Commissions on the scope of EU law underpinning Protocol Article 2. It may also be subject to amendment as there may be changes to implementing domestic law.

Further, whilst ever effort has been made to make the table as comprehensive as possible, the table should not be viewed as an exhaustive list of all existing implementing domestic law, as further existing implementing domestic law may be identified in the future and the table may need updated accordingly.

In addition, it should be noted that due to the large number of pieces of domestic legislation in some areas, such as social security, it has not been possible to outline them all and therefore only the key main items of domestic legislation in Northern Ireland have been listed in those areas. Further, in using this table, it should be recognised that in many instances, pieces of domestic legislation transposing a relevant EU Directive have been subject to a range of amendments since first being introduced. Whilst the table refers to key amending legislation, it should not be viewed as an exhaustive list of all amendments.

Further, in some instances not all of the provisions of a specific piece of domestic legislation listed may transpose a relevant EU Directive and consideration must therefore be given to which provisions transpose the relevant EU Directive.

It should be noted that some of the domestic legislation identified by the Commissions to date as implementing the EU Directives listed in the table below, were introduced prior to the relevant EU Directive coming into force. Nonetheless, the domestic legislation identified can still be considered to be an implementing measure as regards those areas within the scope of the relevant EU Directive.

It is important to note that there is other equality law in force in Northern Ireland which was not introduced in order to transpose EU law. For example, the Equality Act (Sexual Orientation) Regulations (Northern Ireland) 2006 which prohibit discrimination on the grounds of sexual orientation in the area of goods, facilities and services, were not introduced in Northern Ireland as a result of an EU Directive.

Finally, the EU measures and the associated underpinning domestic legislation identified by the Commissions in this table has been informed by legal research and advice.

Annex 1 Directives

EU Directive	Implementing Domestic Legislation
<p>Council Directive 79/7/EEC of 19 December 1978 on the progressive implementation of the principle of equal treatment for men and women in matters of social security</p>	<p>The following measures have been identified as implementing Directive 79/7/EEC, although not listed EUR-Lex:</p> <ol style="list-style-type: none"> 1. Pneumoconiosis, etc., (Workers' Compensation) (Northern Ireland) Order 1979 2. The Supplementary Benefit (Equal Treatment) Regulations (Northern Ireland) 1983 3. The Supplementary Benefit (Miscellaneous Amendments) Regulations (Northern Ireland) 1984 4. The Social Security (Hospital In-Patients) Amendment Regulations 1987 5. The Social Security (Severe Disablement Allowance) (Amendment) Regulations (Northern Ireland) 1993 6. The Social Security (Severe Disablement Allowance and Invalid Care Allowance) (Amendment) Regulations (Northern Ireland) 1994 7. The Charges for Drugs and Appliances (Abolition) and Supply of Appliances Regulations (Northern Ireland) 2010

EU Directive	Implementing Domestic Legislation
	<p>Due to the large number of pieces of domestic legislation relevant to the area of social security, it is not possible to outline them all. However, the following measures are the main items of domestic legislation relevant to social security in Northern Ireland:</p> <ul style="list-style-type: none"> 8. Social Security (Northern Ireland) Act 1975 9. Social Security Contributions and Benefits Act 1992 10. Social Security Contributions and Benefits (Northern Ireland) Act 1992
<p>Council Directive 2000/43/EC of 29 June 2000 implementing the principle of equal treatment between persons irrespective of racial or ethnic origin</p>	<ul style="list-style-type: none"> 1. The Race Relations (Northern Ireland) Order 1997 2. Race Relations Order (Amendment) Regulations (Northern Ireland) 2003¹ 3. Race Relations Order (Seamen Recruited Abroad) Order (Northern Ireland) 2003 4. The Race Relations Order (Amendment) Regulations (Northern Ireland) 2009²

¹ The [Explanatory Note](#) to the [Race Relations Order \(Amendment\) Regulations \(Northern Ireland\) 2003](#), states in respect of Directive 2000/43/EC: - “The Directive necessitates amendment of the Race Relations (Northern Ireland) Order 1997 (“the Order”), in particular to reflect the provisions of the Directive which deal with the definition of indirect discrimination, harassment, genuine and determining occupational requirements, the burden of proof in proceedings and abolition of statutory provisions which are contrary to the principle of equal treatment.”

² Paragraph 3.4 of [The Explanatory Memorandum](#) to [The Race Relations Order \(Amendment\) Regulations \(Northern Ireland\) 2009](#) explains the rationale for the further amendment in respect of indirect discrimination.

EU Directive	Implementing Domestic Legislation
<p>Council Directive 2000/78/EC of 27 November 2000 establishing a general framework for equal treatment in employment and occupation</p>	<ol style="list-style-type: none"> 1. Disability Discrimination Act 1995 2. Industrial Tribunals (Interest on Awards in Sex and Disability Discrimination Cases) Regulations (Northern Ireland) 1996 3. Fair Employment and Treatment (Northern Ireland) Order 1998 4. Fair Employment and Treatment Order (Amendment) Regulations (Northern Ireland) 2003 5. Employment Equality (Sexual Orientation) Regulations (Northern Ireland) 2003 6. Industrial Tribunals (Interest on Awards in Sexual Orientation Discrimination Cases) Regulations (Northern Ireland) 2003 7. The Disability Discrimination Act 1995 (Amendment) Regulations (Northern Ireland) 2004 8. The Disability Discrimination (Northern Ireland) Order 2006³

³ Although this Order was not specifically introduced to give effect to the Directive, there are a large number of minor amendments to the Order and many have an impact on the already implemented contents of the Directive.

EU Directive	Implementing Domestic Legislation
	<p>9. The Employment Equality (Age) Regulations (Northern Ireland) 2006</p> <p>10. The Fair Employment and Treatment Order (Amendment) Regulations (Northern Ireland) 2015</p>
<p>Council Directive 2004/113/EC of 13 December 2004 implementing the principle of equal treatment between men and women in the access to and supply of goods and services</p>	<ol style="list-style-type: none"> 1. Sex Discrimination (Northern Ireland) Order 1976 2. The Sex Discrimination (Amendment of Legislation) Regulations 2008⁴ 3. The Sex Discrimination Order 1976 (Amendment) Regulations (Northern Ireland) 2012 4. The Sex Discrimination Order 1976 (Amendment) Regulations (Northern Ireland) 2015
<p>Directive 2006/54/EC of the European Parliament and of the Council of 5 July 2006 on the implementation of the principle of equal opportunities and equal treatment of men and women in matters of employment and occupation (Recast)</p>	<ol style="list-style-type: none"> 1. Equal Pay Act (Northern Ireland) 1970 2. Sex Discrimination (Northern Ireland) Order 1976 3. Employment Equality (Sex Discrimination) Regulations (Northern Ireland) 2005

⁴ The Transposition Note contained within the [Explanatory Memorandum](#) to [The Sex Discrimination \(Amendment of Legislation\) Regulations 2008](#) considers in detail what implementation was required to ensure Northern Ireland law complied with Directive 2004/113/EC. Where implementation was required, it identifies the provision within the 2008 Regulations that gives effect to the Article of the Directive 2004/113/EC.

EU Directive	Implementing Domestic Legislation
	<ol style="list-style-type: none"> 4. The Sex Discrimination Order 1976 (Amendment) Regulations (Northern Ireland) 2008 5. The Sex Discrimination Order 1976 (Amendment) Regulations (Northern Ireland) 2011 6. The Sex Discrimination Order 1976 (Amendment) Regulations (Northern Ireland) 2016⁵
<p>Directive 2010/41/EU of the European Parliament and of the Council of 7 July 2010 on the application of the principle of equal treatment between men and women engaged in an activity in a self-employed capacity and repealing Council Directive 86/613/EEC</p>	<ol style="list-style-type: none"> 1. Sex Discrimination (Northern Ireland) Order 1976 2. The Jobseekers (Northern Ireland) Order 1995 3. Northern Ireland Act 1998 4. Companies Act 2006 5. The Jobseeker's Allowance (Maternity Allowance) (Amendment) Regulations (Northern Ireland) 2014 6. The Social Security (Maternity Allowance) (Miscellaneous Amendments) Regulations (Northern Ireland) 2014

⁵ The [Explanatory Memorandum](#) (paragraphs 2.2 – 2.4 and 3.2 – 3.8) to [The Sex Discrimination Order 1976 \(Amendment\) Regulations \(Northern Ireland\) 2016](#) identifies how changes contained in the 2016 Regulations seek to implement the contents of Directive 2006/54/EC.

EU Directive	Implementing Domestic Legislation
	7. The Social Security (Maternity Allowance) (Participating Wife or Civil Partner of Self-employed Earner) Regulations (Northern Ireland) 2014 ⁶

⁶ Paragraph 2.1 of the [Explanatory Memorandum](#) to [The Social Security \(Maternity Allowance\) \(Participating Wife or Civil Partner of Self-employed Earner\) Regulations \(Northern Ireland\) 2014](#) notes that: -

“These regulations implement Article 8 of the European Directive 2010/41/EU. It provides an entitlement to maternity allowance of 14 weeks for women who participate in their spouse’s or civil partner’s self-employed business, but for which they receive no income.”

The Explanatory Memorandum considers in detail what implementation was required for Directive 2010/41/EU and concludes that Article 8 is the only Article in Directive 2010/41/EU requiring implementation.

Non-Annex 1 Directives:

EU Directive	Implementing Domestic Legislation
<p>Council Directive 2013/19/EU of 13 May 2013 adapting Directive 94/80/EC laying down detailed arrangements for the exercise of the right to vote and to stand as a candidate in municipal elections by citizens of the Union residing in a Member State of which they are not nationals, by reason of the accession of the Republic of Croatia</p> <p>Council Directive 94/80/EC of 19 December 1994 laying down detailed arrangements for the exercise of the right to vote and to stand as a candidate in municipal elections by citizens of the Union residing in a Member State of which they are not nationals</p> <p>NB: Directive 2013/19/EU consolidated Council Directive 94/80/EC and both Directives have therefore been considered together.</p>	<p>While there is not a transposition note identifying the measures by which the relevant elements of Directive 2013/19/EU and Council Directive 94/80/EC were transposed into Northern Ireland law, the following measures are regarded as the central legislative enactments used to transpose the obligations involved:</p> <ol style="list-style-type: none"> 1. Local Government Act (Northern Ireland) 1972⁷ 2. House of Commons Disqualification Act 1975 (as amended)⁸ 3. Representation of the People Act 1983⁹ 4. Elected Authorities (Northern Ireland) Act 1989¹⁰ 5. Northern Ireland Act 1998¹¹

⁷ See [Section 3\(1\) of the Local Government Act \(Northern Ireland\) 1972](#) in relation to qualifications.

⁸ See [Section 1 of the House of Commons Disqualification Act 1975 \(as amended\)](#) in relation to the disqualification of holders of certain offices and places.

⁹ See [Section 1\(1\) of the Representation of the People Act 1983](#) in relation to Parliamentary electors.

¹⁰ See [Section 1\(1\) of the Elected Authorities \(Northern Ireland\) Act 1989](#) in relation to local electors in Northern Ireland.

¹¹ See [Section 36 of the Northern Ireland Act 1998](#).

EU Directive	Implementing Domestic Legislation
	<p>6. The Northern Ireland Assembly (Elections) Order 2001¹²</p> <p>While they are not regarded as the central legislative enactments used to transpose the obligations involved, the following measures are also of relevance:</p> <p>8. The Local Government Elections (Changes to the Franchise and Qualification of Members) Regulations 1995</p> <p>9. The Local and European Parliamentary Elections (Registration of Citizens of Accession States) Regulations 2003</p> <p>10. Northern Ireland (Miscellaneous Provisions) Act 2014¹³</p>
<p>Council Directive 2003/9/EC of 27 January 2003 laying down minimum standards for the reception of asylum seekers</p>	<p>The following measures, which apply to Northern Ireland, transpose Directive 2003/9/EC:</p> <p>1. The Asylum Seekers (Reception Conditions) Regulations 2005¹⁴</p>

¹² See [Article 4 of The Northern Ireland Assembly \(Elections\) Order 2001](#) in relation to franchise and [Schedule 1 of The Northern Ireland Assembly \(Elections\) Order 2001](#).

¹³ [Section 14 of the Northern Ireland \(Miscellaneous Provisions\) Act 2014](#), abolishes the requirement for electors to have been resident (in Northern Ireland) for at least three months before voting.

¹⁴ [The Asylum Seekers \(Reception Conditions\) Regulations 2005](#) is the centrally important instrument in terms of the transposition of the obligations of Directive 2003/9/EC.

Further, the [Transposition Note](#) that accompanies The Asylum Seekers (Reception Conditions) Regulations 2005 provides the detail of the manner in which the content of Directive 2003/9/EC has been transposed.

EU Directive	Implementing Domestic Legislation
	<ol style="list-style-type: none"> 2. Health and Personal Social Services (Northern Ireland) Order 1972 3. The Education and Libraries (Northern Ireland) Order 1986 4. Immigration and Asylum Act 1999 5. Nationality, Immigration and Asylum Act 2002 6. The Asylum Support (Amendment) Regulations 2005 7. The Immigration Rules¹⁵
<p>Directive 2004/38/EC of the European Parliament and of the Council of 29 April 2004 on the right of citizens of the Union and their family members to move and reside freely within the territory of the Member States amending Regulation (EEC) No 1612/68 and repealing Directives 64/221/EEC, 68/360/EEC, 72/194/EEC, 73/148/EEC, 75/34/EEC, 75/35/EEC, 90/364/EEC, 90/365/EEC and 93/96/EEC</p>	<p>The following measures transpose Directive 2004/38/EC:</p> <ol style="list-style-type: none"> 1. The Immigration (European Economic Area) Regulations 2016¹⁶ 2. The Immigration (European Economic Area) Regulations 2006¹⁷ 3. The Immigration (European Economic Area) (Amendment) Regulations 2011

¹⁵ See Rule 327, Rule 350, Rule 351, Rule 352, Rule 357 (Part 11b) and Paragraph 36 of the [Immigration Rules](#).

¹⁶ [The Immigration \(European Economic Area\) Regulations 2016](#) is the central legislative enactment used to transpose the obligations of Directive 2004/38/EC.

¹⁷ It should be noted however that The Immigration (European Economic Area) Regulations 2016 consolidate the Immigration (European Economic Area) Regulations 2006, and are similar in form and approach to the 2006 Regulations. Part 1 of Schedule 4 revokes the 2006 Regulations subject to the savings and modifications in Part 2 of that Schedule.

EU Directive	Implementing Domestic Legislation
	<p>4. The Immigration (European Economic Area)(Amendment No. 2) Regulations 2012</p> <p>5. The Immigration (European Economic Area)(Amendment) Regulations 2013</p> <p>6. The Immigration (European Economic Area)(Amendment No. 2) Regulations 2013</p> <p>7. The Immigration (European Economic Area)(Amendment) Regulations 2014</p> <p>8. The Immigration (European Economic Area)(Amendment No. 2) Regulations 2014</p> <p>9. The Immigration (European Economic Area)(Amendment) (No. 3) Regulations 2014</p> <p>10.The Immigration (European Economic Area) (Amendment) Regulations 2015</p> <p>11.The Social Security (Persons from Abroad) (Amendment) Regulations (Northern Ireland) 2006¹⁸</p>

¹⁸ While EUR-Lex does not record [The Social Security \(Persons from Abroad\) \(Amendment\) Regulations \(Northern Ireland\) 2006](#) as having transposed any relevant elements of Directive 2004/38/EC, it does appear to transpose elements of Directive 2004/38/EC.

EU Directive	Implementing Domestic Legislation
	<p>The following measures have been enacted since 2016 and are relevant to the transposition of Directive 2004/38/EC but have not been reported to EUR-Lex by the UK Government:</p> <ul style="list-style-type: none"> 12.The Immigration (European Economic Area) (Amendment) Regulations 2017 13.The Immigration (European Economic Area) (Amendment) Regulations 2018 14.The Immigration (European Economic Area) (Amendment) Regulations 2019 15.The Immigration (European Economic Area Nationals) (EU Exit) Regulations 2019¹⁹
<p>Directive 2014/54/EU of the European Parliament and of the Council of 16 April 2014 on measures facilitating the exercise of rights conferred on workers in the context of freedom of movement for workers</p>	<p>The measures recorded by EUR-Lex as the measures identified by the UK Government as the mechanism by which Directive 2014/54/EU do not apply to Northern Ireland.</p> <p>However, the following measures are the relevant enactments for Northern Ireland as they ‘ground’ equality law in Northern Ireland and provide for the establishment of the Equality Commission for Northern Ireland, the Labour Relations Agency (especially now that Early</p>

¹⁹ It should be noted that these measures were revoked by The Immigration and Social Security Co-ordination (EU Withdrawal) Act 2020 (Consequential, Saving, Transitional and Transitory Provisions) (EU Exit) Regulations 2020.

EU Directive	Implementing Domestic Legislation
	<p>Conciliation has been activated), and the Office of the Industrial Tribunal and Fair Employment Tribunal:</p> <ol style="list-style-type: none"> 1. Equal Pay Act (Northern Ireland) 1970 2. Industrial Relations (Northern Ireland) Order 1976²⁰ 3. Sex Discrimination (Northern Ireland) Orders 1976-1988 4. The County Court Rules (Northern Ireland) 1981 (as amended) 5. Disability Discrimination Act 1995²¹ 6. The Race Relations (Northern Ireland) Order 1997 (as amended) 7. The Fair Employment and Treatment (Northern Ireland) Order 1998 8. Northern Ireland Act 1998 (as amended) 9. Employment Equality (Sexual Orientation) Regulations (Northern Ireland) 2003

²⁰ See [Articles 4-7 of the Industrial Relations \(Northern Ireland\) Order 1976](#).

²¹ As amended by [The Disability Discrimination Act 1995 \(Amendment\) Regulations \(Northern Ireland\) 2004](#).

EU Directive	Implementing Domestic Legislation
	<p>10. The Employment Equality (Age) Regulations (Northern Ireland) 2006</p> <p>11. Equality Act (Sexual Orientation) Regulations 2006 (as amended)</p> <p>12. The Rules of the Court of Judicature (Northern Ireland) 2010²²</p> <p>13. The Labour Relations Agency Arbitration Scheme Order (Northern Ireland) 2012</p> <p>14. The Labour Relations Agency Arbitration Scheme (Jurisdiction) Order (Northern Ireland) 2012</p> <p>15. The Industrial Tribunals and Fair Employment Tribunal (Constitution and Rules of Procedure) Regulations (Northern Ireland) 2020</p>
<p>Council Directive 89/654/EEC of 30 November 1989 concerning the minimum safety and health requirements for the workplace (first individual directive within the meaning of Article 16 (1) of Directive 89/391/EEC)</p>	<p>1. The Health and Safety at Work Order (Northern Ireland) 1978²³</p> <p>2. The Safety Representatives and Safety Committees Regulations (Northern Ireland) 1979²⁴</p>

²² And amendments to The Rules of the Court of Judicature (Northern Ireland) 2010. The original Rules of the Court of Judicature (NI) 1980 are also relevant. The Rules were also updated in 2021.

²³ See in particular [Part II and Article 4-6 of The Health and Safety at Work Order \(Northern Ireland\) 1978](#).

²⁴ [The Safety Representatives and Safety Committees Regulations \(Northern Ireland\) 1979](#) implement Article 7 of Directive 89/654/EEC and Article 8 of Directive 89/654/EEC.

EU Directive	Implementing Domestic Legislation
	<ol style="list-style-type: none"> 3. The Health and Safety (First-Aid) Regulations (Northern Ireland) 1982²⁵ 4. The Fire Services (Northern Ireland) Order 1984²⁶ 5. The Building Regulations (Northern Ireland) 1990 6. The Control of Substances Hazardous to Health Regulations (Northern Ireland) 1990 7. The Noise at Work Regulations (Northern Ireland) 1990²⁷ 8. The Electricity at Work Regulations (Northern Ireland) 1991²⁸ 9. The Workplace (Health, Safety and Welfare) Regulations (Northern Ireland) 1993²⁹

²⁵ [The Health and Safety \(First-Aid\) Regulations \(Northern Ireland\) 1982](#) implements Paragraph 19 of Annex 1 to Directive 89/654/EEC and Paragraph 14 of Annex 2 to Directive 89/654/EEC.

²⁶ [The Fire Services \(Northern Ireland\) Order 1984](#) are relevant to Paragraph 5 of Annex 1 to Directive 89/654/EEC and Paragraph 5 of Annex 2 to Directive 89/654/EEC.

²⁷ [The Noise at Work Regulations \(Northern Ireland\) 1990](#) implement Paragraph 21 of Annex 1 to Directive 89/654/EEC and Paragraph 17 of Annex 2 to Directive 89/654/EEC.

²⁸ [The Electricity at Work Regulations \(Northern Ireland\) 1991](#) implement Paragraph 3 of Annex 1 to Directive 89/654/EEC and Paragraph 3 of Annex 2 to Directive 89/654/EEC.

²⁹ [The Workplace \(Health, Safety and Welfare\) Regulations \(Northern Ireland\) 1993](#) were introduced expressly to implement Directive 89/654/EEC.

See Paragraph 2 of the [Explanatory Note](#) to The Workplace (Health, Safety and Welfare) Regulations (Northern Ireland) 1993.

EU Directive	Implementing Domestic Legislation
	<p>10. The Management of Health and Safety at Work Regulations (Northern Ireland) 2000³⁰</p> <p>11. Fire Precautions (Workplace) Regulations (Northern Ireland) 2001³¹</p> <p>12. The Control of Noise at Work Regulations (Northern Ireland) 2006</p> <p>13. The Fire Safety Regulations (Northern Ireland) 2010</p> <p>14. The Building Regulations (Northern Ireland) 2012³²</p> <p>15. The Construction (Design and Management) Regulations (Northern Ireland) 2016³³</p>

³⁰ [The Management of Health and Safety at Work Regulations \(Northern Ireland\) 1992](#) were introduced expressly to implement Directive 89/654/EEC. [The Management of Health and Safety at Work Regulations \(Northern Ireland\) 2000](#) re-enact the Management of Health and Safety at Work Regulations (Northern Ireland) 1992, as amended, with modifications.

³¹ [The Fire Precautions \(Workplace\) Regulations \(Northern Ireland\) 2001](#) were introduced to give effect to Paragraphs 4 and 5 of Annex 1 to Directive 89/654/EEC and Paragraphs 4 and 5 of Annex 2 to Directive 89/654/EEC.

³² [Part D of The Building Regulations \(Northern Ireland\) 2012](#) implements Paragraph 2 of Annex 1 to Directive 89/654/EEC and Paragraph 2 of Annex 2 to Directive 89/654/EEC.

[Part E of The Building Regulations \(Northern Ireland\) 2012](#) implements Paragraphs 4 and 5 of Annex 1 to Directive 89/654/EEC and Paragraphs 4 and 5 of Annex 2 to Directive 89/654/EEC.

[Part K of The Building Regulations \(Northern Ireland\) 2012](#) implements Paragraph 6 of Annex 1 to Directive 89/654/EEC and Paragraph 6 of Annex 2 to Directive 89/654/EEC.

³³ These Regulations revoke and re-enact, with modifications, [the Construction \(Design and Management\) Regulations \(Northern Ireland\) 2007](#). See in particular [Part 4 of The Construction \(Design and Management\) Regulations \(Northern Ireland\) 2016](#) and [Schedule 3 of The Construction \(Design and Management\) Regulations \(Northern Ireland\) 2016](#).

EU Directive	Implementing Domestic Legislation
	16. Disability Discrimination Act 1995 ³⁴
<p>Council Directive 92/13/EEC of 25 February 1992 coordinating the laws, regulations and administrative provisions relating to the application of Community rules on the procurement procedures of entities operating in the water, energy, transport and telecommunications sectors</p>	<ol style="list-style-type: none"> 1. The Utilities Supply and Works Contracts Regulations 1992 2. The Utilities Contracts Regulations 1996 3. The Utilities Contracts (Amendment) Regulations 2001 4. The Utilities Contracts Regulations 2016³⁵
<p>Council Directive 92/85/EEC of 19 October 1992 on the introduction of measures to encourage improvements in the safety and health of pregnant workers and workers who have recently given birth or are breastfeeding (tenth individual Directive within the meaning of Article 16 (1) of Directive 89/391/EEC)</p>	<ol style="list-style-type: none"> 1. The Maternity Allowance and Statutory Maternity Pay Regulations (Northern Ireland) 1994 2. Industrial Relations (1993 Order) (Commencement No. 2, Order (Northern Ireland) 1994 3. Maternity and Parental Leave etc. Regulations 1999³⁶ 4. Management of Health and Safety at Work Regulations (Northern Ireland) 2000

³⁴ Although the [Disability Discrimination Act 1995](#) was not introduced to implement the Directive, the duty to make reasonable adjustments appears to be the primary method by which Paragraph 20 of Annex 1 to Directive 89/654/EEC and Paragraph 15 of Annex 2 to Directive 89/654/EEC are implemented in Northern Ireland. See in particular [Section 4A of the Disability Discrimination Act 1995](#), read together with [Section 18B \(2\) of the Disability Discrimination Act 1995](#). See also [Part III of the Disability Discrimination Act 1995](#).

³⁵ Part 5 of [The Utilities Contracts Regulations 2016](#), consolidate, with amendments, Part 9 (and some other relevant provisions) of [The Utilities Contracts Regulations 2006](#).

³⁶ As amended by [The Maternity and Parental Leave \(Amendment\) Regulations 2002](#)

EU Directive	Implementing Domestic Legislation
<p>Council Directive 97/81/EC of 15 December 1997 concerning the Framework Agreement on part-time work concluded by UNICE, CEEP and the ETUC</p>	<ol style="list-style-type: none"> 1. Part-Time Workers (Prevention of Less Favourable Treatment) Regulations (Northern Ireland) 2000³⁷ 2. Part-Time Workers (Prevention of Less Favourable Treatment) Regulations (Northern Ireland) 2001
<p>Council Directive 99/70/EC of 28 June 1999 concerning the framework agreement on fixed-term work concluded by ETUC, UNICE and CEEP</p>	<ol style="list-style-type: none"> 1. Fixed-Term Employees (Prevention of Less Favourable Treatment) Regulations (Northern Ireland) 2002³⁸
<p>Directive 2001/29/EC of the European Parliament and of the Council of 22 May 2001 on the harmonisation of certain aspects of copyright and related rights in the information society ('Infosoc Directive')</p>	<p>The following measures transpose Directive 2001/29/EC:</p> <ol style="list-style-type: none"> 1. The Copyright and Related Rights Regulations 2003 2. The Patents Act 1977 (Amendment) Regulations 2011 3. Transposition Note for The Patents Act 1977 (Amendment) Regulations 2011

³⁷ The [Explanatory Note](#) states that [The Part-Time Workers \(Prevention of Less Favourable Treatment\) Regulations \(Northern Ireland\) 2000](#) was introduced expressly to implement Directive 97/81/EC.

³⁸ The Regulations have been subject to one minor amendment, in [The Fixed-term Employees \(Prevention of Less Favourable Treatment\) \(Amendment\) Regulations 2008](#), which largely remove agency workers from the scope of the Regulations.

EU Directive	Implementing Domestic Legislation
	<ol style="list-style-type: none"> 4. The Copyright and Rights in Performances (Disability) Regulations 2014 5. The Copyright and Rights in Performances (Research, Education, Libraries and Archives) Regulations 2014 6. The Copyright and Rights in Performances (Personal Copies for Private Use) Regulations 2014 7. The Copyright and Rights in Performances (Quotation and Parody) Regulations 2014 8. The Copyright (Public Administration) Regulations 2014 <p>The UK Government has adopted the view that obligations in relation to <u>EU copyright law</u> were generally reflected in the following measure:</p> <ol style="list-style-type: none"> 9. Copyright, Designs and Patents Act 1988
<p>Directive 2003/59/EC of the European Parliament and of the Council of 15 July 2003 on the initial qualification and periodic training of drivers of certain road vehicles for the carriage of goods or passengers, amending Council Regulation (EEC) No 3820/85 and Council Directive</p>	<ol style="list-style-type: none"> 1. The Vehicle Drivers (Certificates of Professional Competence) Regulations 2007 2. The Motor Vehicles (Driving Licences) (Amendment) Regulations (Northern Ireland) 2007

EU Directive	Implementing Domestic Legislation
91/439/EEC and repealing Council Directive 76/914/EEC	3. The Motor Vehicles (Driving Licences) (Amendment) Regulations (Northern Ireland) 2009
Directive 2004/27/EC of the European Parliament and of the Council of 31 March 2004 amending Directive 2001/83/EC on the Community code relating to medicinal products for human use	<ol style="list-style-type: none"> 1. The Medicines for Human Use (Manufacturing, Wholesale Dealing and Miscellaneous Amendments) Regulations 2005 2. Medicines (Homoeopathic Medicinal Products for Human Use) Amendment Regulations 2005 3. The Medicines (Marketing Authorisations Etc.) Amendment Regulations 2005 4. The Medicines (Advertising Amendments) Regulations 2005
Council Directive 2004/83/EC of 29 April 2004 on minimum standards for the qualification and status of third country nationals or stateless persons as refugees or as persons who otherwise need international protection and the content of the protection granted	<p>The following measures, which apply to Northern Ireland, transpose Directive 2004/83/EC:</p> <ol style="list-style-type: none"> 1. The Refugee or Person in Need of International Protection (Qualification) Regulations 2006³⁹ 2. The National Health Service (Charges to Overseas Visitors) Regulations 1989

³⁹ [The Refugee or Person in Need of International Protection \(Qualification\) Regulations 2006](#) is the centrally important instrument in terms of the transposition of the obligations of Directive 2004/83/EC. Further, the [Transposition Note](#) that accompanies The Refugee or Person in Need of International Protection (Qualification) Regulations 2006 provides the detail of the manner in which the content of Directive 2004/83/EC has been transposed.

EU Directive	Implementing Domestic Legislation
	<ol style="list-style-type: none"> 3. The Children (Northern Ireland) Order 1995 4. Immigration and Asylum Act 1999 5. Nationality, Immigration and Asylum Act 2002 6. Tax Credits Act 2002 7. The Tax Credits (Immigration) Regulations 2003 8. The Education (Student Support) (Amendment) Regulations (Northern Ireland) 2005 9. Immigration, Asylum and Nationality Act 2006 10. The Education (Student Support) Regulations 2006 11. Provision of Health Services to Persons Not Ordinarily Resident Regulations (Northern Ireland) 2015 12. The Immigration Rules^{40 41}

⁴⁰ The [Immigration Rules](#) are some of the most important pieces of legislation that make up the UK's immigration law.

⁴¹ See also the [Statement of Changes to the Immigration Rules](#) which apply to Northern Ireland, are recorded by EUR-Lex as a measure which has been identified by the UK Government as a mechanism by which the Directive 2004/83/EC was transposed.

EU Directive	Implementing Domestic Legislation
<p>Directive 2006/42/EC of the European Parliament and of the Council of 17 May 2006 on machinery, and amending Directive 95/16/EC (Recast)</p> <p>NB: Directive 2009/127/EC amended Directive 2006/42/EC in somewhat limited ways.⁴²</p>	<ol style="list-style-type: none"> 1. The Supply of Machinery (Safety) Regulations 2008⁴³
<p>Directive 2006/126/EC of the European Parliament and of the Council of 20 December 2006 on driving licences (Recast)</p> <p>NB: Subsequent to Directive 2006/126/EC, Directive (EU) 2016/1106 was introduced as the 2006 Directive was considered to be outdated in terms of medical knowledge on medical conditions which affect fitness to drive.^{44 45}</p>	<ol style="list-style-type: none"> 1. Road Traffic (Northern Ireland) Order 1981 2. Motor Vehicles (Driving Licences) Regulations (Northern Ireland) 1996 3. The Motor Vehicles (Driving Licences) (Amendment) Regulations (Northern Ireland) 2012 4. The Motor Vehicles (Driving Licences) (Amendment No. 2) Regulations (Northern Ireland) 2013 5. The Motor Vehicles (Driving Licences) (Amendment) Regulations (Northern Ireland) 2015

⁴² [The Supply of Machinery \(Safety\) \(Amendment\) Regulations 2011](#) implement Directive 2009/127/EC.

⁴³ Arising from the Protocol, the Office for Product Safety and Standards has produced a [guide](#) as to how the Regulations apply in Northern Ireland from 1st January 2021.

⁴⁴ Directive 2016/1106 reflects an updated medical consensus that relaxes the rules for drivers with diabetes mellitus; if the condition is adequately controlled such drivers will not present a danger to road safety.

⁴⁵ [The Motor Vehicles \(Driving Licences\) \(Amendment\) Regulations \(Northern Ireland\) 2018](#) implement Directive (EU) 2016/1106.

EU Directive	Implementing Domestic Legislation
	<ul style="list-style-type: none"> 6. The Motor Vehicles (Driving Licences) (Amendment No. 2) Regulations (Northern Ireland) 2015 7. The Motor Vehicles (Driving Licences) (Amendment) Regulations (Northern Ireland) 2016
<p>Directive 2008/104/EC of the European Parliament and of the Council of 19 November 2008 on temporary agency work</p>	<ul style="list-style-type: none"> 1. The Agency Workers Regulations (Northern Ireland) 2011
<p>Directive 2009/73/EC of the European Parliament and of the Council of 13 July 2009 concerning common rules for the internal market in natural gas and repealing Directive 2003/55/EC ('The Gas Directive')</p>	<ul style="list-style-type: none"> 1. The Gas and Electricity (Internal Markets) Regulations (Northern Ireland) 2011⁴⁶ 2. The Gas and Electricity (Internal Markets) (Amendment) Regulations (Northern Ireland) 2013
<p>Directive 2009/136/EC of the European Parliament and of the Council of 25 November 2009 amending Directive 2002/22/EC on universal service and users' rights relating to electronic communications networks and services, Directive 2002/58/EC concerning the processing of personal data and the protection of privacy in the electronic</p>	<p>The following measures transpose Directive 2009/136/EC⁴⁸:</p> <ul style="list-style-type: none"> 1. The Communications (Personal Data and Privacy) (Amendment) Regulations 2011 2. The Communications (Universal Service and Users'

⁴⁶ See Paragraph 2.1 of the [Explanatory Memorandum](#) to [The Gas and Electricity \(Internal Markets\) Regulations \(Northern Ireland\) 2011](#) and the Transposition Note at Annex B of the Explanatory Memorandum.

⁴⁸ See also a Statement on Changes to General and Universal Service Conditions which is a [statement by OFCOM on implementing the EU Electronic Communications Framework](#).

EU Directive	Implementing Domestic Legislation
<p data-bbox="204 244 718 510">communications sector and Regulation (EC) No 2006/2004 on cooperation between national authorities responsible for the enforcement of consumer protection laws</p> <p data-bbox="204 607 770 689">NB: Directive 2009/136/EC amended Directive 2002/22/EC.⁴⁷</p>	<p data-bbox="906 244 1235 327">Rights) (Amendment) Regulations 2011</p> <p data-bbox="858 383 1350 551">3. The Electronic Communications (Universal Service) (Amendment) Order 2011</p> <p data-bbox="858 607 1372 734">4. The Electronic Communications and Wireless Telegraphy Regulations 2011</p> <p data-bbox="858 790 1378 958">5. The Privacy and Electronic Communications (EC Directive) (Amendment) Regulations 2011</p> <p data-bbox="810 1014 1334 1097">The following measures transpose Directive 2002/22/EC:</p> <p data-bbox="858 1131 1372 1299">6. The Communications Act 2003 ((Commencement: n° 1) Order 2003; SI n° 1900 (C.77) of 17/7/2003⁴⁹</p> <p data-bbox="858 1355 1350 1482">7. The Advanced Television Services Regulations 2003 (SI n° 1901 of 17/7/2003)</p> <p data-bbox="858 1538 1359 1706">8. The Electronic Communications (Market Analysis) Regulations 2003 (SI n° 330 of 19/2/2003)</p> <p data-bbox="858 1762 1327 1845">9. The Electronic Communications (Universal</p>

⁴⁷ Directive 2022/22/EC is no longer in force.

⁴⁹ [The Communications Act 2003](#) is the central legislative enactment used to transpose the obligations in Directive 2002/22/EC.

EU Directive	Implementing Domestic Legislation
	<p>Service) Order 2003 (SI n° 1904 of 17/7/2003)</p> <p>10.The Electronic Communications (Universal Service) Regulations 2003 (SI n° 33 of 9/1/2003)</p> <p>11.The Wireless Telegraphy (Limitation of Number of Licences) Order 2003 (SI n° 1902 of 17/7/2003)</p>
<p>Directive 2009/140/EC of the European Parliament and of the Council of 25 November 2009 amending Directives 2002/21/EC on a common regulatory framework for electronic communications networks and services, 2002/19/EC on access to, and interconnection of, electronic communications networks and associated facilities, and 2002/20/EC on the authorisation of electronic communications networks and services</p>	<ol style="list-style-type: none"> 1. The Communications Act 2006 (Amendment) Regulations 2011 2. The Communications (Access) (Amendment) Regulations 2011 3. The Communications (Authorisation and Licensing) (Amendment) Regulations 2011 4. The Electronic and Wireless Telegraphy Regulations 2011
<p>Directive 2010/13/EU of the European Parliament and of the Council of 10 March 2010 on the coordination of certain provisions laid down by law, regulation or administrative action in Member States concerning the provision of</p>	<p>The following measure transposes Council Directive 89/552/EC:</p> <ol style="list-style-type: none"> 1. Broadcasting Act 1990 <p>The following measures transpose Directive 2007/65/EC⁵¹:</p>

⁵¹ See also the following measures:

EU Directive	Implementing Domestic Legislation
<p>audiovisual media services (‘Audiovisual Media Services Directive’)</p> <p>NB: Directive 2010/13/EU codifies a number of earlier Directives. Council Directive 89/552/EC was the earliest measure in the codification process and Directive 2007/65/EC of the European Parliament and of the Council was the last amendment before codification⁵⁰.</p>	<ol style="list-style-type: none"> 2. The Copyright, Designs and Patents Act 1988 3. The Broadcasting Act 1996 4. The Television Broadcasting Regulations 2000 5. The Communications Act 2003 6. The Copyright and Related Rights Regulations 2003 7. The Wireless Telegraphy Act 2006 8. The Audiovisual Media Services Regulations 2009 9. The Communications Act 2003 (Disclosure of Information) Order 2010 10. The Audiovisual Media Services Regulations 2010 11. The Audiovisual Media Services (Product Placement) Regulations 2010

- An Agreement Between Her Majesty's Secretary of State for Culture, Media and Sport and the British Broadcasting Corporation (Number: Cm 6872)
- An Agreement Between Her Majesty's Secretary of State for Culture, Media and Sport and the British Broadcasting Corporation (Number: Cm 7853)
- Code on the Scheduling of Television Advertising
- The Ofcom Broadcasting Code

⁵⁰ Council Directive 89/552/EC and Directive 2007/65/EC are no longer in force.

EU Directive	Implementing Domestic Legislation
	<p>12. Audiovisual Media Services Regulations 2011</p> <p>13. The Television Broadcasting Regulations 2014</p>
<p>Council Directive 2010/18/EU of 8 March 2010 implementing the revised Framework Agreement on parental leave concluded by BUSINESSEUROPE, UEAPME, CEEP and ETUC and repealing Directive 96/34/EC</p>	<ol style="list-style-type: none"> 1. The Parental Leave (EU Directive) (Flexible Working) Regulations (Northern Ireland) 2013 2. The Parental Leave (EU Directive) (Maternity and Parental Leave) Regulations (Northern Ireland) 2013
<p>Directive 2011/36/EU of the European Parliament and of the Council of 5 April 2011 on preventing and combating trafficking in human beings and protecting its victims, and replacing Council Framework Decision 2002/629/JHA</p>	<p>The following measures, which apply to Northern Ireland, transpose Directive 2011/36/EU:</p> <ol style="list-style-type: none"> 1. Human Trafficking and Exploitation (Criminal Justice and Support for Victims) Act (Northern Ireland) 2015⁵² 2. Interpretation Act 1978 3. The Criminal Injuries Compensation (Northern Ireland) Order 2002 4. Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 5. Borders, Citizenship and Immigration Act 2009

⁵² The [Human Trafficking and Exploitation \(Criminal Justice and Support for Victims\) Act \(Northern Ireland\) 2015](#) is the central instrument in the transposition of the obligations contained in Directive 2011/36/EU in Northern Ireland.

EU Directive	Implementing Domestic Legislation
	<p data-bbox="858 315 1366 394">6. Criminal Justice Act (Northern Ireland) 2013</p> <p data-bbox="810 472 1378 958">A number of enactments apply to Northern Ireland that are equivalent, or broadly similar, to some of those which are recorded by EUR-Lex as the measures which have been identified by the UK Government as the mechanism by which the Directive 2011/36/EU was transposed. The measures which apply to Northern Ireland are as follows⁵³:</p> <p data-bbox="858 994 1366 1072">7. The Magistrates' Courts (Northern Ireland) Order 1981</p> <p data-bbox="858 1131 1331 1254">8. The Police and Criminal Evidence (Northern Ireland) Order 1989</p> <p data-bbox="858 1312 1262 1391">9. The Children (Northern Ireland) Order 1995</p> <p data-bbox="858 1449 1366 1527">10. The Proceeds of Crime (Northern Ireland) Order 1996</p> <p data-bbox="858 1585 1366 1664">11. The Criminal Justice (Children) (Northern Ireland) Order 1998</p> <p data-bbox="858 1722 1366 1800">12. The Sexual Offences (Northern Ireland) Order 2008</p>

⁵³ See also The Code for Prosecutors – Public Prosecution Service for Northern Ireland (1 July 2016) and Policy for Prosecuting Cases of Modern Slavery and Human Trafficking – Public Prosecution Service for Northern Ireland (1 October 2021) which are the Northern Ireland equivalent of measures which are recorded by EUR-Lex as measures which transpose Directive 2011/36/EU.

EU Directive	Implementing Domestic Legislation
	<p>The following legislative instrument relates to the Human Trafficking and Exploitation (Criminal Justice and Support for Victims) Act (Northern Ireland) 2015, which is the central instrument in the transposition of the obligations in Directive 2011/36/EU and is therefore likely to be relevant to the transposition of the terms of Directive 2011/36/EU:</p> <p style="padding-left: 40px;">13. The Human Trafficking and Exploitation (Criminal Justice and Support for Victims) (Independent Guardian) Regulations (Northern Ireland) 2016</p>
<p>Directive 2011/93/EU of the European Parliament and of the Council of 13 December 2011 on combating the sexual abuse and sexual exploitation of children and child pornography, and replacing Council Framework Decision 2004/68/JHA</p>	<p>EUR-Lex does not record any measures which apply to Northern Ireland and which transpose Directive 2011/93/EU.⁵⁴</p>
<p>Directive 2012/13/EU of the European Parliament and of the Council of 22 May 2012 on the right to information in criminal proceedings</p>	<p>The following measures, which apply to Northern Ireland, transpose Directive 2012/13/EU:</p>

⁵⁴ The transposition of Directive 2012/29/EU was achieved through a range of instruments which apply to Northern Ireland including [The Victim Charter \(Justice Act \(Northern Ireland\) 2015\) Order \(Northern Ireland\) 2015](#), all of which were in force on or before 31st December 2020. Some of the instruments which transpose Directive 2012/29/EU, may also transpose Directive 2011/93/EU such as the [Human Trafficking and Exploitation \(Criminal Justice and Support for Victims\) Act \(Northern Ireland\) 2015](#).

EU Directive	Implementing Domestic Legislation
	<ol style="list-style-type: none"> 1. The Police and Criminal Evidence (Northern Ireland) Order 1989^{55 56 57} 2. The Police and Criminal Evidence (1989 Order) (Codes of Practice) (Revision of Codes C and H) Order (Northern Ireland) 2014 <p>The following legislative instruments relate to The Police and Criminal Evidence (Northern Ireland) Order 1989, which is the principal mechanism for outlining the rights of criminal suspects and detained and arrested persons:</p> <ol style="list-style-type: none"> 3. The Criminal Procedure and Investigations Act 1996 (Code of Practice) (Northern Ireland) Order 2005⁵⁸ 4. The Police and Criminal Evidence (Northern Ireland) Order 1989 (Codes of Practice) Order 2015⁵⁹
<p>Directive 2012/29/EU of the European Parliament and of the Council of 25 October 2012 establishing minimum standards on</p>	<p>The following measures apply to Northern Ireland and appear on the</p>

⁵⁵ [The Police and Criminal Evidence \(Northern Ireland\) Order 1989](#) is the principal mechanism for outlining the rights of criminal suspects and detained and arrested persons.

⁵⁶ See also [PACE Code C](#) and [PACE Code H](#).

⁵⁷ The [Notice of Rights and Entitlements whilst Detained](#) (PACE Code C) may be applicable in cases of extradition.

⁵⁸ [The Criminal Procedure and Investigations Act 1996 \(Code of Practice\) \(Northern Ireland\) Order 2005](#) is the relevant legislative instrument which creates the PACE Codes of Practice.

⁵⁹ [The Police and Criminal Evidence \(Northern Ireland\) Order 1989 \(Codes of Practice\) Order 2015](#) is the most up to date statutory instrument implementing the PACE Codes of Practice.

EU Directive	Implementing Domestic Legislation
<p>the rights, support and protection of victims of crime, and replacing Council Framework Decision 2001/220/JHA</p>	<p>Transposition Note in relation to Directive 2012/29/EU:</p> <ol style="list-style-type: none"> 1. The Victim Charter (Justice Act (Northern Ireland) 2015) Order (Northern Ireland) 2015⁶⁰ 2. The Police and Criminal Evidence (Northern Ireland) Order 1989⁶¹ 3. The Children (Northern Ireland) Order 1995 4. The Protection from Harassment (Northern Ireland) Order 1997 5. The Criminal Justice (Children) (Northern Ireland) Order 1998⁶² 6. The Family Homes and Domestic Violence (Northern Ireland) Order 1998 7. The Criminal Evidence (Northern Ireland) Order 1999⁶³ 8. Youth Justice and Criminal Evidence Act 1999

⁶⁰ [The Victim Charter \(Justice Act \(Northern Ireland\) 2015\) Order \(Northern Ireland\) 2015](#) is the central legislative enactment used to transpose the obligations of Directive 2012/29/EU.

⁶¹ See in particular [Part V](#) and [Article 48](#) of The Police and Criminal Evidence (Northern Ireland) Order 1989.

⁶² See in particular [Article 35 \(1\) of The Criminal Justice \(Children\) \(Northern Ireland\) Order 1998](#).

⁶³ See in particular [Part II of The Criminal Evidence \(Northern Ireland\) Order 1999](#) and [Part III of The Criminal Evidence \(Northern Ireland\) Order 1999](#).

EU Directive	Implementing Domestic Legislation
	<p>9. The Protection of Children and Vulnerable Adults (Northern Ireland) Order 2003</p> <p>10. The Prisoner Release Victim Information (Northern Ireland) Scheme 2003</p> <p>11. The Probation Board for Northern Ireland Victim Information Scheme 2005</p> <p>12. Forced Marriage (Civil Protection) Act 2007</p> <p>13. The Criminal Justice (Northern Ireland) Order 2008⁶⁴</p> <p>14. Victims of Mentally Disordered Offenders Information (Northern Ireland) Scheme 2008</p> <p>15. Justice Act (Northern Ireland) 2011⁶⁵</p> <p>16. The Sexual Offences Act 2003 (Notification Requirements) Regulations (Northern Ireland) 2014⁶⁶</p>

⁶⁴ See in particular [Article 14 of The Criminal Justice \(Northern Ireland\) Order 2008](#) which grounds compensation orders and [Article 50\(2A\) of The Criminal Justice \(Northern Ireland\) Order 2008](#) as amended by [Section 48 \(3\) of the Justice Act \(Northern Ireland\) 2015](#).

⁶⁵ See in particular [Chapter 2 of Justice Act \(Northern Ireland\) 2011](#).

⁶⁶ [The Sexual Offences Act 2003 \(Notification Requirements\) Regulations \(Northern Ireland\) 2014](#) may be considered to be referenced in the Transposition Note by reference therein to “Notification Requirements under the Sexual Offences Act 2003”.

EU Directive	Implementing Domestic Legislation
	<p>17.The Criminal Justice (European Protection Order) (Northern Ireland) Regulations 2014</p> <p>18.Justice Act (Northern Ireland) 2015</p> <p>The following measures apply to Northern Ireland and are recorded by EUR-Lex as transposing the Directive 2012/29/EU (though these measures do not appear on the Transposition Note):</p> <p>19.Disability Discrimination Act 1995</p> <p>20.Data Protection Act 1998⁶⁷</p> <p>21.Northern Ireland Act 1998</p> <p>22.The Housing (Northern Ireland) Order 2008</p> <p>23.Health and Social Care (Reform) Act (Northern Ireland) 2009</p> <p>24.Welfare Reform Act (Northern Ireland) 2010</p> <p>25.Health and Social Care (Amendment) Act (Northern Ireland) 2014</p> <p>26.Human Trafficking and Exploitation (Criminal Justice</p>

⁶⁷ The [Data Protection Act 1998](#) has now been replaced by the [Data Protection Act 2018](#).

EU Directive	Implementing Domestic Legislation
	<p>and Support for Victims) Act (Northern Ireland) 2015⁶⁸</p> <p>27. The Disclosure of Victims' and Witnesses' Information (Prescribed Bodies) Regulations (Northern Ireland) 2015</p> <p>The following measures are capable of being considered transpositions of obligations in Directive 2012/29/EU notwithstanding that they do not appear on the Transposition Note nor are they recorded by EUR-Lex:</p> <p>28. Criminal Injuries Compensation (Northern Ireland) Order 2002</p> <p>29. The Youth Conference Rules (Northern Ireland) 2003⁶⁹</p> <p>30. The Safeguarding Vulnerable Groups (Northern Ireland) Order 2007⁷⁰</p> <p>31. The Human Trafficking and Exploitation (Criminal Justice and Support for Victims) (Independent Guardian) Regulations (Northern Ireland) 2016</p>

⁶⁸ See in particular [Part 3 of the Human Trafficking and Exploitation \(Criminal Justice and Support for Victims\) Act \(Northern Ireland\) 2015](#), [Part 4 of the Human Trafficking and Exploitation \(Criminal Justice and Support for Victims\) Act \(Northern Ireland\) 2015](#), Part 4A of the Human Trafficking and Exploitation (Criminal Justice and Support for Victims) Act (Northern Ireland) 2015, [Schedule 3 of the Human Trafficking and Exploitation \(Criminal Justice and Support for Victims\) Act \(Northern Ireland\) 2015](#) and [Schedule 2 of the Human Trafficking and Exploitation \(Criminal Justice and Support for Victims\) Act \(Northern Ireland\) 2015](#).

⁶⁹ See [Rule 8 of The Youth Conference Rules \(Northern Ireland\) 2003](#).

⁷⁰ [The Safeguarding Vulnerable Groups \(Northern Ireland\) Order 2007](#) repealed and replaced [The Protection of Children and Vulnerable Adults \(Northern Ireland\) Order 2003](#), along with the 'Barred Lists' which are maintained by the Disclosure and Barring Service and which are the near-equivalent of disqualification orders.

EU Directive	Implementing Domestic Legislation
	32.PACE Code B ⁷¹
Directive 2014/24/EU of the European Parliament and of the Council of 26 February 2014 on public procurement and repealing Directive 2004/18/EC	1. The Public Contracts Regulations 2015
Directive 2014/25/EU of the European Parliament and of the Council of 26 February 2014 on procurement by entities operating in the water, energy, transport and postal services sectors and repealing Directive 2004/17/EC ('Utilities Directive')	1. The Utilities Contracts Regulations 2016 ⁷²
Directive 2014/33/EU of the European Parliament and of the Council of 26 February 2014 on the harmonisation of the laws of the Member States relating to lifts and safety components for lifts	1. The Lifts Regulations 2016 ⁷³ 2. The Lifts (Amendment) Regulations 2016
Directive 2014/53/EU of the European Parliament and of the Council of 16 April 2014 on the harmonisation of the laws of the Member States relating to the making available on the market of	1. The Radio Equipment Regulations 2017 ⁷⁴

⁷¹ See Section 7 of [PACE Code B](#), which is grounded on or linked to, the [Criminal Justice and Police Act 2001](#) (Sections 50, 51, 53, 58 and 61).

⁷² Parts 1-4 of [The Utilities Contracts Regulations 2016](#), implement Directive 2014/25/EU in Northern Ireland.

⁷³ Arising from the Protocol, the Office for Product Safety and Standards has produced a [guide](#) as to how the Regulations apply in Northern Ireland from 1st January 2021.

⁷⁴ Arising from the Protocol, the Office for Product Safety and Standards has produced a [guide](#) as to how the Regulations apply in Northern Ireland from 1st January 2021.

EU Directive	Implementing Domestic Legislation
<p>radio equipment and repealing Directive 1999/5/EC</p>	
<p>Directive (EU) 2015/2366 of the European Parliament and of the Council of 25 November 2015 on payment services in the internal market, amending Directives 2002/65/EC, 2009/110/EC and 2013/36/EU and Regulation (EU) No 1093/2010, and repealing Directive 2007/64/EC ('Revised Payment Services Directive')</p>	<p>The following measures, which are relevant to Northern Ireland, transpose Directive (EU) 2015/2366:</p> <ol style="list-style-type: none"> 1. The Payment Services Regulations 2017⁷⁵ 2. The Payment Services and Systems and Electronic Money (Miscellaneous Amendments) Regulations 2017 3. The Payment Services and Electronic Money (Amendment) Regulations 2020 <p>The following measures are also capable of being considered transpositions of obligations in Directive (EU) 2015/2366 notwithstanding that they do not appear on the Transposition Note nor are they recorded by EUR-Lex:</p> <ol style="list-style-type: none"> 4. Financial Conduct Authority (FCA) Rules⁷⁶ 5. Financial Services and Markets Act 2000⁷⁷ 6. The Alternative Dispute Resolution for Consumer

⁷⁵ [The Payment Services Regulations 2017](#) are the principal mechanism by which Directive (EU) 2015/2366 is transposed.

⁷⁶ [The Financial Conduct Authority \(FCA\) Rules](#) are considered to transpose Article 101 of Directive (EU) 2015/2366 in relation to Dispute Resolution and Article 102 of Directive (EU) 2015/2366 in relation to Alternative Dispute Resolution.

⁷⁷ [Section 226 of the Financial Services and Markets Act 2000](#) (as amended by Schedule 8, Paragraph 2) is considered to transpose Article 102 of Directive (EU) 2015/2366 in relation to Alternative Dispute Resolution.

EU Directive	Implementing Domestic Legislation
	<p>Disputes (Competent Authorities and Information) Regulations 2015⁷⁸</p>
<p>Directive (EU) 2016/797 of the European Parliament and of the Council of 11 May 2016 on the interoperability of the rail system within the European Union</p> <p>NB: Directive (EU) 2016/797 recast Directive 2008/57/EC and the various Directives which amended it⁷⁹.</p>	<p>The following measures transpose Directive 2008/57/EC:</p> <ol style="list-style-type: none"> 1. The Railways (Interoperability) Regulations 2011⁸⁰ 2. The Channel Tunnel (Safety) (Amendment) Order 2013⁸¹ 3. Interoperability Article 20 Notification 4. The Rail Vehicle Accessibility Regulations (Northern Ireland) 2014⁸²
<p>Directive (EU) 2016/2102 of the European Parliament and of the Council of 26 October 2016 on the accessibility of the websites and mobile applications of public sector bodies</p>	<ol style="list-style-type: none"> 1. The Public Sector Bodies (Websites and Mobile Applications) (No. 2) Accessibility Regulations 2018
<p>Directive (EU) 2017/1564 of the European Parliament and of the Council of 13 September 2017 on</p>	<ol style="list-style-type: none"> 1. The Copyright and Related Rights (Marrakesh Treaty etc.)

⁷⁸ [Regulation 14 \(a\) of The Alternative Dispute Resolution for Consumer Disputes \(Competent Authorities and Information\) Regulations 2015](#) is considered to transpose Article 102 of the Directive (EU) 2015/2366 in relation to Alternative Dispute Resolution.

⁷⁹ Directive 2008/57/EC is no longer in force.

⁸⁰ Article 45 of [The Railways \(Interoperability\) Regulations 2011](#) implements the salient obligation in *both* Directive (EU) 2016/797 and Directive 2008/57/EC.

⁸¹ [The Channel Tunnel \(Safety\) \(Amendment\) Order 2013](#) amends [The Channel Tunnel \(Safety\) Order 2007](#).

⁸² [The Rail Vehicle Accessibility Regulations \(Northern Ireland\) 2014](#) apply in cases which are not covered by Directive 2008/57/EC.

EU Directive	Implementing Domestic Legislation
<p>certain permitted uses of certain works and other subject matter protected by copyright and related rights for the benefit of persons who are blind, visually impaired or otherwise print-disabled and amending Directive 2001/29/EC on the harmonisation of certain aspects of copyright and related rights in the information society</p>	<p>(Amendment) Regulations 2018</p>
<p>Directive (EU) 2017/2108 of the European Parliament and of the Council of 15 November 2017 amended Directive 2009/45/EC on safety rules and standards for passenger ships</p> <p>NB: Directive (EU) 2017/2108 amended Directive 2009/45/EC. Further, Directive 2009/45/EC recast a number of earlier Directives.</p>	<ol style="list-style-type: none"> 1. The Merchant Shipping (Fire Protection: Small Ships) Regulations 1998 2. The Merchant Shipping (Fire Protection: Large Ships) Regulations 1998 3. The Merchant Shipping (Passenger Ships on Domestic Voyages) Regulations 2000 4. The Merchant Shipping (High Speed Craft) Regulations 2004 5. The Merchant Shipping (Survey and Certification) Regulations 2015 6. The Merchant Shipping (Marine Equipment) Regulations 2016 7. The Merchant Shipping (Safety Standards for Passenger Ships on Domestic Voyages) (Miscellaneous Amendments) Regulations 2020

EU Directive	Implementing Domestic Legislation
<p>Directive (EU) 2017/2110 of the European Parliament and of the Council of 15 November 2017 on a system of inspections for the safe operation of ro-ro passenger ships and high-speed passenger craft in regular service and amending Directive 2009/16/EC and repealing Council Directive 1999/35/EC</p>	<p>The following measure, which applies to Northern Ireland, transposes Directive (EU) 2017/2110:</p> <ol style="list-style-type: none"> 1. The Merchant Shipping (Mandatory Surveys for Ro-Ro Ferry and High-Speed Passenger Craft) Regulations 2001
<p>Directive (EU) 2018/1808 of the European Parliament and of the Council of 14 November 2018 amending Directive 2010/13/EU on the coordination of certain provisions laid down by law, regulation or administration action in Member States concerning the provision of audiovisual medial services ('Audiovisual Media Services Directive') in view of changing market realities</p>	<ol style="list-style-type: none"> 1. The Audiovisual Media Services Regulations 2020⁸³ 2. The Communications Act 2003⁸⁴
<p>Directive (EU) 2018/1972 of the European Parliament and of the Council of 11 December 2018 establishing the European Electronic Communications Code (Recast)</p>	<ol style="list-style-type: none"> 1. The Electronic Communications and Wireless Telegraphy (Amendment) (European Electronic Communications Code and EU Exit) Regulations 2020⁸⁵

⁸³ [The Audiovisual Media Services Regulations 2020](#) are the principal mechanism by which the relevant features of Directive (EU) 2018/1808 are transposed.

⁸⁴ See also the [Ofcom broadcasting codes](#): proposed amendments to the Broadcasting Code and the Code on the Scheduling of Television Advertising which sets amendments Ofcom made to the Broadcasting Code and the Code on the Scheduling of Television Advertising as a result of The Audiovisual Media Services Regulations 2020.

⁸⁵ [The Electronic Communications and Wireless Telegraphy \(Amendment\) \(European Electronic Communications Code and EU Exit\) Regulations 2020](#) are regarded as a central legislative enactment in terms of transposing obligations.

EU Directive	Implementing Domestic Legislation
<p>Council Directive 2001/55/EC of 20 July 2001 on minimum standards for giving temporary protection in the event of a mass influx of displaced persons and on measures promoting a balance of efforts between Member States in receiving such persons and bearing the consequences thereof</p>	<ol style="list-style-type: none"> 1. The Displaced Persons (Temporary Protection) Regulations 2005 2. The Immigration Rules
<p>Council Directive 2005/85/EC of 1 December 2005 on minimum standards on procedures in Member States for granting and withdrawing refugee status</p>	<ol style="list-style-type: none"> 1. Immigration Act 1971 2. The Detention Centre Rules 2001 3. Nationality, Immigration and Asylum Act 2002 4. Asylum and Immigration (Treatment of Claimants, etc.) Act 2004 5. Immigration, Asylum and Nationality Act 2006 6. The Community Legal Service (Financial) (Amendment) Regulations 2007 7. The Immigration Rules
<p>Directive 2010/64/EU of the European Parliament and of the Council of 20 October 2010 on the right to interpretation and translation in criminal proceedings</p>	<ol style="list-style-type: none"> 1. Human Rights Act 1998⁸⁶ 2. The Legal Aid for Crown Court Proceedings (Costs) Rules (Northern Ireland) 2005⁸⁷

⁸⁶ See [Section 6 of the Human Rights Act 1998](#)

⁸⁷ See [Rule 7](#) and [Rule 9](#) of the Legal Aid for Crown Court Proceedings (Costs) Rules (Northern Ireland) 2005

EU Directive	Implementing Domestic Legislation
	<ul style="list-style-type: none"> <li data-bbox="858 248 1391 421">3. The Magistrates' Courts and County Court Appeals (Criminal Legal Aid) (Costs) Rules (Northern Ireland) 2009 <li data-bbox="858 472 1391 600">4. The Court Martial Appeal Court (Interpretation and Translation) Rules 2013 <li data-bbox="858 651 1391 736">5. Policing Policy and Strategy Division Circular 10/2013

November 2022

Equality Commission for Northern Ireland

Northern Ireland Human Rights Commission