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Provide that Community treaties, Community instruments and Community obligations shall only be binding in legal proceedings in the United Kingdom insofar as they do not conflict with a subsequent, expressly inconsistent enactment of the Parliament of the United Kingdom.

**B**E IT ENACTED by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

**1 European Union Treaties and the United Kingdom Parliament**

- (1) Community treaties, Community instruments and Community obligations shall be binding in legal proceedings in the United Kingdom only insofar as they do not conflict with an enactment to which subsection (2) applies.
- (2) This subsection applies to any enactment which includes the words: “The provisions of this enactment shall take effect notwithstanding the provisions of the European Communities Act 1972.”. 5
- (3) In this section—
- “Community instrument” has the same meaning as in Part 2 of Schedule 1 to the European Communities Act 1972 (c. 68); 10
  - “Community obligation” has the same meaning as in Part 2 of Schedule 1 to the European Communities Act 1972;
  - “Community treaties” has the same meaning as in section 1(2) of the European Communities Act 1972;
  - “enactment” means any Act passed by the Parliament of the United Kingdom or any statutory instrument made under such an Act. 15

**2 Short title**

This Act may be cited as the European Communities Act 1972 (Disapplication) Act 2005.

# European Communities Act 1972 (Disapplication) Bill

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To provide that Community treaties, Community instruments and Community obligations shall only be binding in legal proceedings in the United Kingdom insofar as they do not conflict with a subsequent, expressly inconsistent enactment of the Parliament of the United Kingdom.

*Presented by Mr Owen Paterson  
supported by  
Mr William Cash, Mr David Heathcoat-Amory,  
Mr Frank Field, Mrs Gwyneth Dunwoody,  
Nick Harvey, Mr Edward Leigh,  
Mr Desmond Swayne, Mr Richard Shepherd,  
Angela Watkinson, Mrs Theresa Villiers  
and Mr Robert Goodwill.*

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*Ordered, by The House of Commons,  
to be printed, 22nd June 2005.*

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