



Brexit preparedness & contingency

**NO DEAL BREXIT: Greek
stakeholder preparations–
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Introduction

- 29 March - 23 days, less than 600 hours
- The WA, the best and only solution to an orderly withdrawal of the Union
- Ratification process ongoing in the EU
- Uncertainty remains in the UK

Consequences of a no deal

- No transition period: EU law ceases to apply in the UK on 29 March at midnight
 - Immediate end of free movement of goods, services and people
- ⇒ Need to prepare while we still have time,

Preparations are a “no regret” action: the UK will become a Third Country in any event

Preparing for no deal - A common endeavour

- At EU level:
 - **19 legislative proposals**
 - **Less than 40 delegated and implementing acts**
 - **Support and guidance through seminars and 88 notices for stakeholders**
- For national and regional authorities:
 - **Matters of national competence (e.g. short term residence permits)**
 - **Infrastructure development...**
- For business and citizens



Country Visits in all 27 MS

- Supporting public authorities, ensuring coordination and consistency between all national and the EU action plans (meetings with governments/parliaments)
- Answering questions of business and trade unions (meetings with stakeholders)
- Communicating to citizens (press briefings)

Principles for contingency action (i)

1. No replication of Membership, no substitution for the WA
 - **Contingency measures only limit the most serious disruptions taken in the interest of the 27**
e.g. aviation, 1-4th freedom only
2. Unilateral measures only
 - **No bilateral discussion with the UK outside the WA, neither at EU or national level**
 - **Most measures subject to reciprocity**
e.g. visa regulation, road haulage

Principles for contingency action (ii)

3. Temporary measures

- **Measures limited in scope but also in time to what is strictly necessary to avoid biggest disruptions in the interest of the EU 27**

E.g. cleared derivatives equivalence for 12 months

4. No compensation for lack of preparation: level playing field for business

- **Contingency only where business could not prepare**

E.g. aviation safety or road haulage

Preparedness/Contingency - State of play in selected areas

- Citizens
- Transport
- Regulatory changes for companies
- Customs & SPS
- Data
- Financial Services

Citizens

- A priority in no deal like in the WA negotiations
- Right of residence & right to travel (incl.tourists)
- Commission proposal for visa, SSC, Erasmus
- Access to health care: unilateral, no EHIC

Transport

- Maintaining basic connectivity with the UK
- Air transport: first-fourth freedoms
- Rail transport: safety certification of the Channel tunnel
- Road transport: unilateral, limited and temporary extension of licences

Regulatory changes for companies

Authorisations at EU level

No longer valid in the UK

E.g. centrally authorised medicines, chemicals

National authorisations / certifications with EU wide effect

UK authorisations cease to be valid in the EU
Need to apply for an authorisation in EU27 before WD

E.g. Industrial products, medical devices, financial services passports

Mutual recognition of national decisions

No mutual recognition after WD. Recognition decisions already taken remain valid

E.g. Professional qualifications, civil judgements

Customs & SPS (i)

- UCC provides the framework for dealing with TC
- SPS rules foresee TC imports into the EU
- Operational challenge for countries with a maritime border with the UK
 - **Recruitments**
 - **IT**
 - **Infrastructure**
 - **Traffic management**

Customs & SPS (ii)

- Stakeholder action:
 - **Companies currently doing only intra-Union trade will have to adapt if trading with UK**
 - **Economic operators with UK authorisations/ UK Economic Operator Registration and Identification (EORI) will have to apply for EU27 equivalent**
 - **Submit applications for authorisations or registrations as soon as possible**
 - **Commission's customs guide:**
https://ec.europa.eu/taxation_customs/uk_withdrawal_en

Data protection

- Transfers of personal data from the EU to the UK will be subject to rules in General Data Protection Regulation on international transfers
- Broad toolbox for data transfers to third countries for both private entities and public authorities, such as:
 - **Standard Contractual Clauses**
 - **Binding Corporate Rules**
 - **Legally binding instruments between public authorities**
 - **Administrative arrangements**

Financial services

- Limited impact for financial stability
- 4 Commission measures
- Complementary national measures
 - **Limited in time**
 - **Limited in scope to ensure orderly winding down of existing contracts**
 - **No cross-border services for banking & insurance**

Conclusion

- WA remains the best and only solution to an orderly Brexit
- Preparations are urgent and are “no regret” measures
- Same cohesion and unity of all levels remains a **MUST**



European
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Thank you for your attention!