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Issue 2 (vol.45) 2020

 > [A Brexit special issue and a pandemic](#)

Alicia Hinarejos

E.L. Rev. 2020, 45(2), 161-162

Availability: Abstract

Abstract: Introduces a special issue of European Law Review on key aspects of the Withdrawal Agreement. Discusses the uncertainties surrounding the future relationship between the UK and EU, the points of divergence identified during the first round of negotiations, and how the magnitude of the coronavirus pandemic has overshadowed the negotiations and emphasised the need for a co-ordinated EU response to the emergency.

 > [Brexit a drama: the endgame - Part I](#)

Paul Craig

E.L. Rev. 2020, 45(2), 163-182

Availability: Abstract

Abstract: Analyses the processes culminating in the UK's departure from the EU. Reviews key provisions of the first Withdrawal Agreement of November 2018, including the Political Declaration and Northern Ireland backstop, and examines the negotiating strategies of the UK and EU executives, and the response of the UK legislature. Discusses the revisions made to the initial text of the agreement, and considers the impending challenges for the UK Government.

 > [The Withdrawal Agreement: common provisions, governance and dispute settlement](#)

Alan Dashwood

E.L. Rev. 2020, 45(2), 183-192

Availability: Abstract

Abstract: Examines specific aspects of the EU Withdrawal Agreement, including the common provisions. Details their approach to issues including implementation of the agreement, the treatment of key issues both during and after the transitional period, the consistent interpretation and application of the agreement, the role of the Joint Committee, and the dispute settlement mechanism.

 > [The rights of citizens under the Withdrawal Agreement: a critical analysis](#)

Eleanor Spaventa

E.L. Rev. 2020, 45(2), 193-206

Availability: Abstract

Abstract: Examines the protection offered by the Withdrawal Agreement to UK citizens resident in EU states, and to EU citizens resident in the UK, until the end of the transition period. Reviews the agreement's scope, its approach to the right to reside, the policy on deportation, the position of family members, its procedural guarantees and the scenarios it fails to address. Discusses the EU's failure to grant free movement rights to UK citizens.

 > [Regulatory autonomy after EU membership: alignment, divergence and the discipline of law](#)

Kenneth A. Armstrong

E.L. Rev. 2020, 45(2), 207-221

Availability: Abstract

Abstract: Considers whether the ambitions of the EU and the post-Brexit UK to safeguard their regulatory autonomy can be reconciled with their plans for a comprehensive economic partnership. Reviews the "shadow membership" status of the UK during the transition period, the changing institutional landscape, the policy context of the negotiations, the progress towards a new relationship, and the implications of the UK's abandonment of free movement.

The Protocol on Ireland/Northern Ireland: protecting the EU's internal market at the expense of the UK's

Stephen Weatherill

E.L. Rev. 2020, 45(2), 222-236

Availability: Abstract

Abstract: Discusses the complexities of the Protocol on Ireland/Northern Ireland attached to the Withdrawal Agreement, and suggests how it protects the EU internal market and customs union whilst harming that of the UK. Summarises the current position, and reviews the Protocol's alleged selectivity regarding EU internal market law, the damage done to the UK internal market, and the political factors influencing the final outcome.

The Withdrawal Agreement and the EU's international agreements

Marise Cremona

E.L. Rev. 2020, 45(2), 237-250

Availability: Abstract

Abstract: Considers the approach of the Withdrawal Agreement to the EU's international agreements (IAs). Reviews the four types of EU international agreement, how they engage with the legal implications of a UK withdrawal from IAs, and key provisions of the Withdrawal Agreement itself referring to IAs, including UK obligations relating to nuclear equipment. Details the position during the transition period, and the situation once this has elapsed.