



BRIEFING PAPER

Number 7702 | 12 September 2017

Brexit reading list: legal and constitutional issues

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Summary

In the referendum on 23 June 2016, a majority of the UK electorate voted to leave the EU. UK withdrawal from the EU – usually described as ‘Brexit’ – has been the subject of a great deal of comment in books, journal articles, press reports and blogs.

This paper provides information on and/or links to a selection of analysis and comment on:

- the EU referendum (for a pre-referendum reading list, see Commons Briefing Paper 7220, [Reading list on UK-EU relations 2013-16: reform, renegotiation, withdrawal](#), 24 June 2016)
- constitutional and legal issues surrounding UK withdrawal
- the triggering of Article 50 of the *Treaty on European Union* (TEU), which will start the withdrawal process
- the High Court Judgement on *Miller v. Secretary of State for Exiting the European Union*
- the role of the UK Parliament in triggering the process and in the negotiations
- the possibility of a second referendum on a withdrawal agreement
- issues for Scotland, Wales and Northern Ireland.

There is also a list of miscellaneous Library briefing papers and parliamentary committee reports.

This paper will be updated periodically.

1. The EU referendum

[Lessons learned from the EU Referendum](#), Twelfth Report of Session 2016–17, Public Administration and Constitutional Affairs Committee, HC 496, 12 April 2017

Noel Dempsey, [Brexit: votes by constituency](#), House of Commons Library blog, 6 February 2016

Anand Menon and John-Paul Salter, [Brexit: initial reflections](#), Chatham House, November 2016

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Aftab Ali, [Remain and Leave students say universities failed to provide adequate information on impact of Brexit result](#), Independent, 29 June 2016

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2. Article 50 of the Treaty on European Union: role of UK Parliament

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[European Union \(Notification of Withdrawal\) Bill: Summary of Commons Second Reading Debate](#), Lords In Focus LIF-2017-0013, 3 February 2017

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Arabella Lang, Jack Simson Caird and Terry McGuinness, [Brexit & Miller: what next for Parliament?](#) House of Commons Library blog, 24 January 2017

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Piet Eeckhout and Eleni Frantziou, [Brexit and article 50 TEU: a constitutionalist reading](#), UCL European Institute, December 2016

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Oliver Garner, [Referring Brexit to the Court of Justice of the European Union: Why Revoking an Article 50 Notice Should be Left to the United Kingdom](#), European Law Blog, 14 November 2016

Mikolaj Barczentewicz, [The Supreme Court Should Not Refer to the EU Court of Justice on Article 50](#), UK Constitutional Law Association, 11 November 2016

Paul Craig, [Brexit: Foundational Constitutional and Interpretive Principles: II](#), Oxford Human Rights Hub, 28 October 2016

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[Article 50 process on Brexit faces legal challenge to ensure parliamentary involvement](#), Mishcon de Reya, 3 July 2016, and [Q&A: Article 50 Legal Challenge](#)

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Jill Rutter and Hannah White, [Planning Brexit: Silence is not a strategy](#), Institute for Government Briefing paper, September 2016

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[Scotland knows what it wants with the EU, while London seems still not to know](#), Centre for European Policy Studies, 24 December 2016

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Kirsty Hughes, [Scotland's choice: Brexit with the UK, independence, or a special deal?](#) Friends of Europe, November 2016

[Long-term Economic Implications of Brexit](#), University of Strathclyde/Fraser of Allander Institute, 6 October 2016

Alan Page, [The implications of EU withdrawal for the devolution settlement](#), Scottish Parliament European and External Relations Committee, 4 October 2016

Iain Mclver, [The United Kingdom’s Departure from the EU: the latest developments](#), Scottish Parliamentary Information Centre, 22 September 2016; [update](#), 15 September

James Mitchell, [What does Brexit mean for Scottish politics?](#) London School of Economics, 16 July 2016

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David Eiser, [Fiscal implications for the Scottish Government](#), Fraser of Allander Institute, 6 July 2016

Eve Hepburn, [We want to stay in the EU – how can we do it?](#) The National, 29 June 2016

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Daniel Evans, [Wales and the Brexit vote: a case of turkeys voting for Christmas?](#) LSE Blog, 4 August 2016

Ian Jones, [What will Brexit mean for Wales?](#) Public Policy Institute for Wales, 28 July 2016

Jo Hunt, [Brexit and Wales: what happens now?](#) The UK in a Changing Europe, 6 July 2016

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Etain Tannam, [The UK position paper on Northern Ireland and Ireland is both conciliatory and vague](#), London School of Economics Brexit Blog, 17 August 2017

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Dick Roche, [Is the Irish border question really 'intractable'?](#) Euractiv, 14 August 2017

Edward Burke, [Brexit's threat to Northern Ireland](#), Chatham House, August/September 2017

[Brexit Negotiations: The Irish border question](#), House of Commons Library CBP-8042, 17 July 2017

James Black, [Northern Ireland is now at the forefront of Brexit](#), Rand Europe, 29 June 2017

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[Getting the Best Deal for Northern Ireland from the UK leaving the EU](#), The DUP Manifesto for the 2017 Westminster Election (Chapter 6 Page 18), 31 May 2017

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[Securing designated special status for the North within the EU](#), Sinn Féin, April 2017

[The case For the North to achieve special designated status within the EU](#), Sinn Féin, April 2017

Katy Hayward, [Frictionless or Fantasy? The post-Brexit future of UK/Ireland borders](#), Queen's University Belfast, April 2017

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Janice Morphet, [Northern Ireland illustrates the threat Brexit poses for the UK's political stability](#), EUROPP, 8 March 2017

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Dagmar Schiek, ["Hard Brexit" - How to address the new conundrum for the Island of Ireland?](#) Queen's University, Belfast, February 2017.

[Northern Ireland and the EU Referendum: Government Response to the Committee's First Report](#), First Special Report of Session 2016–17, Northern Ireland Affairs Committee, HC 924, 16 January 2016

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[A vision for Northern Ireland outside the EU](#), Ulster Unionist Party, September 2016

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Dick Roche, [Brexit: The Northern Ireland conundrum](#), EurActiv.com, 28 July 2016

Kevin Meagher, [Brexit is the beginning of the end for Northern Ireland](#), New Statesman, 27 July 2016

Christine Bell, [England's opportunity is \(Northern\) Ireland's difficulty](#), Economic and Social Research Council, 24 June 2016

[Northern Ireland and the EU referendum](#), First Report of Session 2016–17, Northern Ireland Affairs Committee, HC 48, 26 May 2016

9. Miscellaneous Library papers and Parliamentary reports

9.1 Library papers

CBP-7912, [Brexit: a reading list of post-EU referendum publications by parliament and the devolved assemblies](#), 11 September 2017

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CBP-7960, [Brexit timeline: events leading to the UK's exit from the European Union](#), 2 May 2017

CBP-7840, [Brexit Glossary](#), 13 March 2017

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[Equipping the Government for Brexit: Government Response to the Committee's Second Report](#), Fifth Special Report of Session 2016–17, Foreign Affairs Committee, HC 704, 19 December 2016

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