

Regulations made by the Scottish Ministers and laid before the Scottish Parliament under section 122(6) and (7) of the Public Health etc. (Scotland) Act 2008 for approval by resolution of the Scottish Parliament within 28 days beginning with the day on which the Regulations were made, not taking into account any period of dissolution or recess for more than 4 days.

SCOTTISH STATUTORY INSTRUMENTS

2020 No. 358

PUBLIC HEALTH

The Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 22) Regulations 2020

<i>Made</i>	- - - -	<i>at 0.55 a.m. on 7th November 2020</i>
<i>Laid before the Scottish Parliament</i>	- - - -	<i>9th November 2020 at 4.00 a.m. on 7th November 2020</i>
<i>Coming into force</i>	- -	

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 94(1)(b)(i) and 122(2)(b) of the Public Health etc. (Scotland) Act 2008⁽¹⁾, and all other powers enabling them to do so.

In accordance with section 122(6) of that Act, the Scottish Ministers consider that these Regulations need to be made urgently, without a draft having been laid before, and approved by resolution of, the Scottish Parliament.

Citation and commencement

1.—(1) These Regulations may be cited as the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 22) Regulations 2020.

(2) These Regulations come into force at 4.00 a.m. on 7 November 2020.

Amendment of the Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020

2.—(1) The Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020⁽²⁾ are amended as follows.

(1) 2008 asp 5.

(2) S.S.I. 2020/169, as amended by S.S.I. 2020/171, S.S.I. 2020/184, S.S.I. 2020/209, S.S.I. 2020/221, S.S.I. 2020/224, S.S.I. 2020/229, S.S.I. 2020/233, S.S.I. 2020/235, S.S.I. 2020/242, S.S.I. 2020/252, S.S.I. 2020/263, S.S.I. 2020/271, S.S.I. 2020/274, S.S.I. 2020/280, S.S.I. 2020/288, S.S.I. 2020/301, S.S.I. 2020/307, S.S.I. 2020/326, S.S.I. 2020/330, S.S.I. 2020/343, S.S.I. 2020/354 and S.I. 2020/942.

- (2) In regulation 3—
- (a) in paragraph (4), at the beginning, insert “Subject to paragraph (7)”,
 - (b) after paragraph (6), insert—
 - “(7) Paragraphs (4)(c), (d) and (e) do not apply to a person who has departed from, or transited through, Denmark.”.
- (3) In regulation 6—
- (a) in the title, after “travellers” insert “or others”,
 - (b) in paragraph (1), for “This regulation applies”, substitute “Paragraph (2) applies”,
 - (c) after paragraph (1), insert—
 - “(1A) Paragraph (2A) applies where a person (“D”) is residing at an address where P is required to stay in accordance with paragraph (2) because P has arrived in Scotland having departed from, or transited through, Denmark.”.
 - (d) after paragraph (2), insert—
 - “(2A) D must not leave the place where they are residing with P except to the extent that a defence would be available under regulation 9(6) until the end of the period during which, according to paragraph (2), P is required to remain in that place.”.
- (4) In regulation 7—
- (a) the existing text becomes paragraph (1),
 - (b) at the beginning of paragraph (1) insert “Subject to paragraph (2)”,
 - (c) after paragraph (1), insert—
 - “(2) Paragraph (1)(c), (ca), (cba), (cb), (cc) and (d) do not apply to a person who has, at any time in the period beginning with the 14th day before the date of their arrival in Scotland, departed from, or transited through, Denmark.”.
- (5) In regulation 9(1)(a), after “6(2)” insert “or 6(2A)”.

Saving

3. The amendments made by these Regulations do not apply in relation to any person who arrived in Scotland during the period beginning at 12.01 a.m. on 8 June 2020 and ending immediately prior to the coming into force of these Regulations, and the Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020 continue to apply to such persons as if the amendments made by these Regulations had not been made.

St Andrew’s House,
Edinburgh
At 0.55 a.m. on 7th November 2020

HUMZA YOUSAF
A member of the Scottish Government

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020 to—

- a) remove exemptions from the requirement to stay in specified premises for people who have arrived in Scotland from Denmark or who have arrived in Scotland from elsewhere and, during the 14 days preceding their arrival in Scotland, have been in or transited through Denmark (“Denmark arrivals”).
- b) require people residing at the same address as Denmark arrivals to self-isolate.

An impact assessment has not been produced for this instrument.