POLICY NOTE

THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (DIRECTIONS BY LOCAL AUTHORITIES) (SCOTLAND) AMENDMENT REGULATIONS 2021

SSI 2021/329

The above instrument was made in exercise of the power conferred by paragraph 1(1) of schedule 19 of the Coronavirus Act 2020. The instrument is subject to made affirmative procedure by virtue of paragraph 6(3) of schedule 19 of the Act.

These Regulations extend the expiry date of The Health Protection (Coronavirus, Restrictions) (Directions by Local Authorities) (Scotland) Regulations 2020 ("the principal regulations") to 25 March 2022.

Legislative background

1. The UK Coronavirus Act 2020 received Royal Assent on 25 March 2020. The principal regulations make provision for local authority enforcement powers in respect of businesses, premises, events and access to public outdoor places. The Health Protection (Coronavirus, Restrictions) (Directions by Local Authorities) (Scotland) Regulations 2020 ("the principal regulations") came into force on 28 August 2020 and were set to expire on 31 March 2021. The principal regulations were extended to 31 March 2021 by The Health Protection (Coronavirus) (Restrictions and Requirements) (Miscellaneous Amendments) (Scotland) (No. 2) Regulations 2021 and were subsequently extended to 30 September 2021 by the Health Protection (Coronavirus) (Restrictions and Requirements) (Miscellaneous Amendments) (Scotland) (No.2) Regulations 2021. The principal regulations will automatically expire on 30 September 2021 if action is not taken.

Policy Objectives

Extension of regulations

2. The principal regulations remain part of the response to coronavirus. The principal regulations ensure that there can be confidence that local and targeted action can be taken in response to an outbreak of coronavirus. Given current data and analysis shows that some measures remain proportionate and necessary, it is considered essential that these regulations remain in place at this time.

3. The principal regulations are required to be reviewed on a regular basis.

Consultation

4. There has been no public consultation in relation to this instrument.

Impact Assessments

5. Impact Assessments are not required for these regulations.

Scottish Government
Directorate for Covid Coordination
21 September 2021