



# Public Health etc. (Scotland) Act 2008

## 2008 asp 5

### [<sup>F1</sup>PART 5A

#### PUBLIC HEALTH PROTECTION MEASURES

##### *Public health protection regulations*

#### [<sup>F1</sup>86G Special restrictions and requirements

- (1) In this Part, a “special restriction or requirement” means a restriction or requirement mentioned in [subsections \(2\) to \(5\)](#).
- (2) In relation to a person, the restriction or requirement referred to in subsection (1) is that the person—
  - (a) submit to medical examination,
  - (b) be removed to a hospital or other suitable establishment,
  - (c) be detained in a hospital or other suitable establishment,
  - (d) be kept in quarantine (within the meaning of section 39(4)),
  - (e) be disinfected or decontaminated,
  - (f) wear protective clothing,
  - (g) provide information or answer questions about the person’s health or other circumstances,
  - (h) has the person’s health monitored and the results reported,
  - (i) attend training or advice sessions on how to reduce the risk of infecting or contaminating others,
  - (j) be subject to restrictions as to where the person may go or with whom the person has contact,
  - (k) abstain from working or trading.
- (3) Where regulations enable the imposition of a requirement to submit to medical examination, section 35 applies to that examination in the same way as it applies to an examination authorised by virtue of an order under section 34(1).
- (4) In relation to a thing, the restriction or requirement referred to in subsection (1) is—
  - (a) that the thing be seized or detained,

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*Changes to legislation: There are currently no known outstanding effects for the  
Public Health etc. (Scotland) Act 2008, Section 86G. (See end of Document for details)*

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- (b) that the thing be kept in quarantine,
  - (c) that the thing be disinfected or decontaminated,
  - (d) that the vector, agent or source of any infection or contamination be removed,
  - (e) in the case of a dead body, that the body be buried or cremated,
  - (f) in any other case, that the thing be destroyed or disposed of.
- (5) In relation to premises, the restriction or requirement referred to in subsection (1) is—
- (a) that the premises be closed,
  - (b) that, in the case of a vehicle or movable structure, the premises be detained,
  - (c) that the premises be disinfected or decontaminated,
  - (d) that the vector, agent or source of any infection or contamination be removed,
  - (e) that, in the case of a building, structure, mobile home or vehicle, the premises be destroyed.]

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**Textual Amendments**

- F1** Pt. 5A inserted (1.9.2022) by Coronavirus (Recovery and Reform) (Scotland) Act 2022 (asp 8), ss. 1(2), 59(1)

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 86G.