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STATUTORY INSTRUMENTS

2023 No. 4

PUBLIC HEALTH, ENGLAND

The Health Protection (Coronavirus, International Travel from China) (England) (Amendment) Regulations 2023

<i>Made</i>	- - - -	<i>at 11.35 a.m. on 6th January 2023</i>
<i>Laid before Parliament</i>		<i>at 2.00 p.m. on 6th January 2023</i>
<i>Coming into force</i>	- -	<i>at 4.00 p.m. on 6th January 2023</i>

The Secretary of State makes the following Regulations in exercise of the powers conferred by sections 45B, 45F(2) and 45P(2) of the Public Health (Control of Disease) Act 1984⁽¹⁾.

Citation, commencement, extent, application and interpretation

1.—(1) These Regulations may be cited as the Health Protection (Coronavirus, International Travel from China) (England) (Amendment) Regulations 2023.

(2) These Regulations come into force at 4.00 p.m. on 6th January 2023.

(3) These Regulations extend to England and Wales, and apply in relation to England only.

(4) In these Regulations, “the China Regulations” means the Health Protection (Coronavirus, International Travel from China) (England) Regulations 2023⁽²⁾.

Amendment of the China Regulations

2.—(1) In regulation 2 of the China Regulations—

(a) in paragraph (3)(a)(ii), for “having arrived in a country or territory (“the third country or territory”) on a flight which departed from mainland China” substitute “in a country or territory other than mainland China (“a third country or territory”) in the course of P’s journey from mainland China to England”;

(b) in paragraph (4)—

(1) 1984 c. 22. Part 2A was inserted by section 129 of the Health and Social Care Act 2008 (c. 14).

(2) S.I. 2023/2.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- (i) in the words before sub-paragraph (a), after “flight”, insert “in the course of P’s journey from mainland China to England”;
- (ii) for sub-paragraphs (a) to (c), substitute—
 - “(a) P continues their journey to England on a flight—
 - (i) with the same flight operator as the other flights in P’s journey, or
 - (ii) with a different flight operator under an arrangement by which the entire journey to England is treated as a single journey, and
 - (b) P remains, at all times whilst waiting to depart from a third country or territory, within the airport at which they arrived and departs on a flight from that airport without first passing through immigration control.”

At 11.35 a.m. on 6th January 2023

Mark Harper
Secretary of State
Department for Transport

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Health Protection (Coronavirus, International Travel from China) (England) Regulations 2023 to correct an error in regulation 2 of those regulations. The effect of the error would be to limit the application of Part 2 of those Regulations to indirect arrivals from China whose journey involved no more than one stop, which is not in line with the policy intention.

An impact assessment has not been produced for this instrument.