
EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Health Protection (Coronavirus) (International Travel and Operator Liability) (Scotland) Regulations 2021 (“the International Travel Regulations”).

Regulation 3 amends the definition of “WHO List vaccine” in regulation 3(1) of the International Travel Regulations to include additional vaccines (Novavax and Covovax).

Regulation 4 amends regulation 8 of the International Travel Regulations so that the requirement to possess notification of a negative test result on arrival in Scotland does not apply to eligible vaccinated arrivals.

Regulation 5 amends regulation 11 of the International Travel Regulations so that the self-isolation requirements set out in regulation 15 and 16 of those regulations will not apply to eligible vaccinated arrivals.

Regulations 6 amends regulation 14 of the International Travel Regulations to enable the use of lateral flow device tests for the detection of SARS-CoV-2 in persons who are eligible vaccinated arrivals as an alternative to existing requirements to undertake day 2 polymerase chain reaction tests.

Regulation 7 inserts new regulations 16A and 16B into the International Travel Regulations to deal with circumstances arising in cases enabled by the amendments to regulation 14 described above. New regulation 16A provides for the notification of the results of self-administered tests. New regulation 16B requires a person to undertake a confirmatory test where the conditions set out in that regulation are met.

Regulations 8 and 9 amend regulations 26 and 27 of the International Travel Regulations to remove the existing requirement for eligible vaccinated arrivals to stay in specified premises on arrival in Scotland until receiving notification of a negative test result

Regulation 10 makes consequential amendments to regulation 30 of the International Travel Regulations, arising from the insertion of new regulations 16A and 16B.

Regulation 11 adds to the list of countries which are “relevant countries” so persons who have a vaccine certificate from those countries can count as “eligible vaccinated arrivals” for the purposes of the International Travel Regulations.

Regulation 12 makes consequential amendments to the required information specified in schedule 8 of the International Travel Regulations, arising from the amendments made by these Regulations.

Regulation 13 makes savings provision to the effect that a person arriving in Scotland before these Regulations come into effect must comply with the International Travel Regulations as they had effect at the time of the person’s arrival in Scotland. The amendments made by these Regulations apply only in relation to persons arriving in Scotland at or after 4.00 a.m. on 7 January 2022, with the exception of the amendments made by regulations 6, 7 and 10 which apply only in relation to persons arriving in Scotland at or after 4.00 a.m. on 9 January 2022, and the amendments made by regulation 11 which apply only in relation to persons arriving in Scotland at or after 4.00 a.m. on 10 January 2022.