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DRAFT STATUTORY INSTRUMENTS

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**2010 No.**

**The Health Protection (Local  
Authority Powers) Regulations 2010**

**Requirement to provide details of children attending school**

**3.—**(1) A local authority may by serving notice on a headteacher of a school in its area require that headteacher to provide it with a list of the names, addresses and contact telephone numbers for all the pupils of that school, or such group of pupils attending that school as it may specify, where the condition in paragraph (2) is met.

(2) The condition is that the local authority is satisfied that—

- (a) a person (P) who is or has recently been on the school's premises is or may be infected or contaminated;
- (b) the infection or contamination is one which presents or could present significant harm to human health;
- (c) there is a risk that P may have infected or contaminated pupils at the school;
- (d) it is necessary for the local authority to have the list in order to contact those pupils with a view to ascertaining whether they are or may be infected or contaminated; and
- (e) requiring the list (and contacting those pupils which may be infected or contaminated) is a proportionate response to the risk presented by P.

(3) The notice must—

- (a) specify a time limit for meeting the requirement;
- (b) specify an address where the list is to be sent;
- (c) provide contact details for an officer of the local authority who is able to discuss the notice.

(4) It is an offence for a headteacher to fail without reasonable excuse to comply with a notice served under paragraph (1).

(5) Any person who commits an offence under this regulation shall be liable on summary conviction to a fine not exceeding level 1 on the standard scale.

(6) In this regulation, "headteacher" and "school" have the same meaning as they are given in regulation 2.