

## SCHEDULE 5

### Consequential amendments and transitional and saving provisions

## PART 1

### Consequential amendments

4.—(1) The Health Protection (Coronavirus, Restrictions) (Obligations of Undertakings) (England) Regulations 2020 are amended as follows.

(2) In regulation 1—

(a) omit paragraph (2A);

(b) in paragraph (3)—

(i) in sub-paragraph (b), for “the Health Protection (Coronavirus, Local COVID-19 Alert Level) (Medium) (England) Regulations 2020” substitute “the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020”;

(ii) in sub-paragraph (c), for “the Health Protection (Coronavirus, Restrictions) (England) (No. 4) Regulations 2020 ceases” substitute “the Principal Regulations cease”;

(iii) in sub-paragraph (d), for “5(5) of Schedule 1” substitute “4(2) of Schedule 1, or (in relation to the Tier 2 area) paragraph 7(2) of Schedule 2,”;

(iv) for sub-paragraphs (fa) and (fb) substitute—

“(fa) “Tier 2 area” has the meaning given by regulation 8(4)(d) of the Principal Regulations;

(fb) “Tier 3 area” has the meaning given by regulation 8(4)(f) of the Principal Regulations;”;

(v) in sub-paragraph (h) omit “for the purposes of the Tier 2 Regulations” and “for the purposes of the Tier 3 Regulations”.

(3) In regulation 1A—

(a) in paragraph (1), in the opening words, omit “for the purposes of the Tier 2 Regulations” and “for the purposes of the Tier 3 Regulations”;

(b) in paragraph (1A)—

(i) in the opening words, omit “for the purposes of the Tier 2 Regulations”;

(ii) in sub-paragraph (a)(i), for “paragraph 5 of Schedule 1 to the Tier 2 Regulations” substitute “paragraph 4 of Schedule 2 to the Principal Regulations”;

(iii) in sub-paragraph (a)(ii), for “paragraph 4 of Schedule 1 to the Tier 2 Regulations” substitute “paragraph 4 or 5 of Schedule 2 to the Principal Regulations”;

(iv) in sub-paragraph (b)(i), for “paragraph 5 of Schedule 1 to the Tier 2 Regulations” substitute “paragraph 4 of Schedule 2 to the Principal Regulations”;

(v) in sub-paragraph (b)(ii), for “paragraph 4 of Schedule 1 to the Tier 2 Regulations” substitute “paragraph 4 or 5 of Schedule 2 to the Principal Regulations”;

(vi) in sub-paragraph (c) for “Tier 2” substitute “Principal”;

(c) omit paragraph (1B).

(4) In regulation 4, in paragraph (8A)—

**Status:** This is the original version (as it was originally made).

- (a) in sub-paragraph (d), for “the Principal Regulations” substitute “the Health Protection (Coronavirus, Local COVID-19 Alert Level) (Medium) (England) Regulations 2020”;
  - (b) in sub-paragraph (e), for “the Tier 2 Regulations” substitute “the Health Protection (Coronavirus, Local COVID-19 Alert Level) (High) (England) Regulations 2020”;
  - (c) in sub-paragraph (f), for “the Tier 3 Regulations” substitute “the Health Protection (Coronavirus, Local COVID-19 Alert Level) (Very High) (England) Regulations 2020”;
  - (d) after sub-paragraph (g) insert—
    - “(h) the Principal Regulations, where the fixed penalty notice relates to a business restriction offence as defined by regulation 12(7) of those Regulations.”.
- (5) In regulation 8, for “6(16) or 7” substitute “11(9) or 13”.