

## SCHEDULE 5

### Consequential amendments and transitional and saving provisions

## PART 1

### Consequential amendments

1. In the Health Protection (Coronavirus, Restrictions) (No. 2) (England) Regulations 2020, in regulation 9(9), after sub-paragraph (n) insert—

“(o) the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, other than notices issued in respect of a business restriction offence as defined by regulation 12(7) of those Regulations or an offence of contravening a restriction or requirement imposed by paragraph 2 of Schedule 1, paragraph 3 of Schedule 2 or paragraph 3 of Schedule 3 to those Regulations.”.

#### Commencement Information

**I1** Sch. 5 para. 1 in force at 2.12.2020, see reg. 1(2)

2.—(1) Regulation 14 of the Health Protection (Coronavirus, Restrictions) (England) (No. 3) Regulations 2020 is amended as follows.

(2) In paragraph (7C), after sub-paragraph (g) insert—

“(h) the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, if the notice was issued in respect of a business restriction offence as defined by regulation 12(7) of those Regulations.”.

(3) In paragraph (8), after sub-paragraph (n) insert—

“(o) the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020.”.

(4) In paragraph (8A), after sub-paragraph (f) insert—

“(g) the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, if the notice was issued to the person in respect of a business restriction offence as defined by regulation 12(7) of those Regulations or an offence of contravening a restriction or requirement imposed by paragraph 2 of Schedule 1, paragraph 3 of Schedule 2 or paragraph 3 of Schedule 3 to those Regulations.”.

#### Commencement Information

**I2** Sch. 5 para. 2 in force at 2.12.2020, see reg. 1(2)

3. In the Health Protection (Coronavirus, Collection of Contact Details etc and Related Requirements) Regulations 2020, in regulation 18(7A), after sub-paragraph (g) insert—

“(h) the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, where the fixed penalty notice relates to a business restriction offence as defined by regulation 12(7) of those Regulations.”.

**Commencement Information**

**I3** Sch. 5 para. 3 in force at 2.12.2020, see reg. 1(2)

**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)—

(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 ”;

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, PART 1. (See end of Document for details)

- (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 ”.

---

**Commencement Information**

**I4** Sch. 5 para. 4 in force at 2.12.2020, see reg. 1(2)

**Changes to legislation:**

There are currently no known outstanding effects for the The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020, PART 1.