
STATUTORY INSTRUMENTS

2020 No. 791

The Health Protection (Coronavirus, Wearing of Face Coverings in a Relevant Place) (England) Regulations 2020

PART 3

Enforcement

Enforcement of requirement to wear a face covering whilst entering or remaining within a relevant place

5.—(1) Where a relevant person considers that another person is, at the time of entering the relevant place, not wearing a face covering, in contravention of the requirement in regulation 3, the relevant person may deny entry to the relevant place to that person.

(2) Where a relevant person considers that a person is not wearing a face covering, in contravention of the requirement in regulation 3, the relevant person may—

- (a) direct that person to wear such a covering;
- (b) direct that person to leave the relevant place.

(3) Where a person does not comply with a direction given to them by a constable under paragraph (2)(b), the constable may remove them from the relevant place.

(4) A constable exercising the power in paragraph (3) may use reasonable force, if necessary, in the exercise of the power.

(5) Where a relevant person has reasonable grounds to believe that a relevant child is failing to comply with the requirement in regulation 3, the relevant person may direct any individual who has responsibility for the relevant child to secure, so far as reasonably practicable, that the child complies with the requirement.

(6) For the purposes of this regulation, an individual has responsibility for a relevant child if the individual—

- (a) has custody or charge of the child for the time being, or
- (b) has parental responsibility for the child within the meaning given in section 3 of the Children Act 1989⁽¹⁾.

(7) A person may only exercise a power in paragraph (2) or (3) if they consider it necessary and proportionate to ensure compliance with the requirement in regulation 3.

(8) In this regulation, “relevant child” means a child who is aged 11 or over.

(9) In these Regulations—

“relevant person” means—

- (a) a constable;
- (b) a police community support officer;

(1) 1989 c. 41.

- (c) in relation to any transport hub from or to which a TfL public transport service is provided, a TfL officer;
 - (d) a person designated by the Secretary of State for the purposes of this regulation.
- (10) For the purposes of these Regulations—
- “TfL public transport service” means a public transport service provided by TfL or a TfL contractor;
 - “TfL” means—
 - (a) Transport for London⁽²⁾, or
 - (b) a subsidiary (within the meaning of section 1159 of the Companies Act 2006⁽³⁾) of Transport for London;
 - “TfL contractor” means a contractor who provides a public transport service on behalf of TfL;
 - “TfL officer” means any of the following whilst acting in the course of their duties—
 - (a) an employee or agent of TfL;
 - (b) an employee or agent of a TfL contractor.

⁽²⁾ Transport for London is a body corporate established by section 154 of the Greater London Authority Act 1999 (c. 29).

⁽³⁾ 2006 c. 46.