
STATUTORY INSTRUMENTS

2021 No. 97

The Health Protection (Coronavirus, Restrictions) (All Tiers and Self-Isolation) (England) (Amendment) Regulations 2021

The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020

2.—(1) The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 are amended as follows.

(2) In regulation 12—

- (a) in paragraph (1), in the opening words, after “paragraphs” insert “(3A),”;
- (b) in paragraph (2), for “paragraph (1)” substitute “this regulation”;
- (c) in paragraph (3), after sub-paragraph (a), insert—

“*(aa)* these Regulations, if the notice was issued to the person in respect of a large gathering offence;”;

(d) after paragraph (3), insert—

“(3A) In the case of a fixed penalty notice issued to a person in respect of a large gathering offence, the amount of the fixed penalty to be specified under regulation 11(5) (c) is as follows—

- (a) if the fixed penalty notice is the first one issued to the person in respect of a large gathering offence, the amount is—
 - (i) £400, if the amount is paid before the end of the period of 14 days following the date of the notice;
 - (ii) otherwise, £800;
- (b) if the fixed penalty notice is not the first one issued to the person in respect of a large gathering offence, the amount is—
 - (i) £1,600, if it is the second fixed penalty notice so issued;
 - (ii) £3,200, if it is the third fixed penalty notice so issued;
 - (iii) £6,400, if it is the fourth or any subsequent fixed penalty notice so issued.

(3B) In this regulation, a “large gathering offence” means an offence under regulation 10(1)(a) of contravening a gathering restriction, where the contravention consists of participation in a gathering which—

- (a) consists of more than 15 people, and
- (b) takes place—
 - (i) in a private dwelling,
 - (ii) in educational accommodation, or
 - (iii) indoors if the gathering would be a gathering of the kind mentioned in section 63(1) of the Criminal Justice and Public Order Act 1994 (powers to remove persons attending or preparing for a rave) if it consisted of more than 20 people and took place in the open air.

(3C) In paragraph (3B), a “gathering restriction” means—

- (a) a Tier 1 restriction imposed by paragraph 1 of Schedule 1,
- (b) a Tier 2 restriction imposed by paragraph 1 or 2 of Schedule 2,
- (c) a Tier 3 restriction imposed by paragraph 1 or 2 of Schedule 3, or
- (d) a Tier 4 restriction imposed by paragraph 3 or 4 of Schedule 3A.”.

(3) In regulation 13, after “these Regulations” insert “or under any of the Regulations listed in Schedule 6”.

(4) In paragraph 1(3) of Schedule 1—

- (a) at the end of paragraph (a), omit “or”;
- (b) at the end of paragraph (b), insert—

“or

(c) paragraph 3(2) or 4(2) of Schedule 3A.”.

(5) After Schedule 5, insert—

“SCHEDULE 6

Regulation 13

Prosecutions

1. The Health Protection (Coronavirus, Restrictions) (England) (No.4) Regulations 2020(1).
2. The Health Protection (Coronavirus, Local COVID-19 Alert Level) (Very High) (England) Regulations 2020(2).
3. The Health Protection (Coronavirus, Local COVID-19 Alert Level) (High) (England) Regulations 2020(3).
4. The Health Protection (Coronavirus, Local COVID-19 Alert Level) (Medium) (England) Regulations 2020(4).
5. The Health Protection (Coronavirus, Restrictions) (Self-Isolation) (England) Regulations 2020(5).
6. The Health Protection (Coronavirus, Restrictions) (North East and North West of England) Regulations 2020(6).
7. The Health Protection (Coronavirus, Collection of Contact Details etc and Related Requirements) Regulations 2020(7).
8. The Health Protection (Coronavirus, Restrictions) (Birmingham, Sandwell and Solihull) Regulations 2020(8).
9. The Health Protection (Coronavirus, Restrictions on Gatherings) (North of England) Regulations 2020(9).
10. The Health Protection (Coronavirus, Restrictions) (Leicester) (No. 2) Regulations 2020(10).

(1) [S.I. 2020/1200](#).

(2) [S.I. 2020/1105](#), revoked in part by [S.I. 2020/1200](#).

(3) [S.I. 2020/1104](#), revoked in part by [S.I. 2020/1200](#).

(4) [S.I. 2020/1103](#), revoked in part by [S.I. 2020/1200](#).

(5) [S.I. 2020/1045](#).

(6) [S.I. 2020/1010](#), revoked by [S.I. 2020/1104](#).

(7) [S.I. 2020/1005](#).

(8) [S.I. 2020/988](#), revoked by [S.I. 2020/1104](#).

(9) [S.I. 2020/828](#), revoked by [S.I. 2020/1104](#).

(10) [S.I. 2020/824](#), revoked by [S.I. 2020/1104](#).

11. The Health Protection (Coronavirus, Restrictions) (Blackburn with Darwen and Bradford) Regulations 2020**(11)**.

12. The Health Protection (Coronavirus, Restrictions) (Leicester) Regulations 2020**(12)**.”

(11) [S.I. 2020/822](#), revoked by [S.I. 2020/1019](#).

(12) [S.I. 2020/685](#), revoked by [S.I. 2020/824](#).