
WELSH STATUTORY INSTRUMENTS

2020 No. 1011

The Health Protection (Coronavirus Restrictions) (Functions of Local Authorities etc.) (Wales) Regulations 2020

PART 2

Local authority directions in relation to premises, events and public places

CHAPTER 2

Form and procedure

Appeals and representations

- 12.**—(1) In this regulation, “interested person” means—
- (a) in the case of a premises direction—
 - (i) a person carrying on a business from the premises to which the direction relates;
 - (ii) (if different) a person who owns or occupies the premises;
 - (b) in the case of an event direction—
 - (i) a person involved in organising the event to which the direction relates;
 - (ii) (if different) a person who owns or occupies the premises at which the event takes place or is proposed to take place;
 - (c) in the case of a public place direction—
 - (i) a person carrying on a business from premises within the public place to which the direction relates;
 - (ii) a person who owns, occupies or is responsible for any premises in the public place.
- (2) An interested person may—
- (a) appeal against the direction to a magistrates’ court by way of complaint for an order, and the Magistrates’ Courts Act 1980(1) applies to the proceedings;
 - (b) make representations to the Welsh Ministers about the direction.
- (3) Where an interested person makes representations to the Welsh Ministers under this regulation the Welsh Ministers must—
- (a) consider the representations as soon as is reasonably practicable, and
 - (b) decide whether it would be appropriate to exercise the power in regulation 13(1).
- (4) The Welsh Ministers must provide written reasons for the decision in paragraph (3)(b) to—
- (a) the interested person, and
 - (b) the local authority which gave the direction.

(5) Making representations under paragraph (2)(b) does not affect an interested person's right of appeal under paragraph (2)(a).