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WELSH STATUTORY INSTRUMENTS

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**2020 No. 1149**

**The Health Protection (Coronavirus Restrictions)  
(No. 3) (Wales) Regulations 2020 (expired)**

**PART 4**

Minimising risk of exposure to coronavirus

**Requirement to wear face covering on public transport**

**18.**—(1) A person (“P”) who is travelling as a passenger on a vehicle used to provide a public transport service must wear a face covering.

(2) But this is not required—

- (a) where an exemption applies under paragraph (3);
- (b) where P has a reasonable excuse not to wear a face covering, as to which see paragraph (4).

(3) An exemption to the requirement to wear a face covering applies—

- (a) where P is a child under the age of 11;
- (b) on a vehicle providing a school transport service;
- (c) on a ferry where—
  - (i) the part of the ferry which is open to passengers is entirely outdoors, or
  - (ii) a distance of at least 2 metres can be maintained between persons on the part of the ferry which is open to passengers;
- (d) on a cruise ship;
- (e) where P is allocated a cabin, berth or other similar accommodation on the vehicle, at any time when P is in that accommodation—
  - (i) alone, or
  - (ii) only with members of P's household or a member of the household's carer;
- (f) where—
  - (i) P is permitted, or ordinarily required, to board and to stay in a vehicle when using the public transport service,
  - (ii) the vehicle is not itself used for the provision of a public transport service, and
  - (iii) P stays in that vehicle;
- (g) on an aircraft which neither took off from, nor is to land at, a place in Wales;
- (h) on a vessel which does not dock at a port in Wales.

(4) The circumstances in which P has a reasonable excuse to not wear a face covering include—

- (a) where P is unable to put on, wear or remove a face covering because of a physical or mental illness or impairment, or a disability (within the meaning of section 6 of the Equality Act 2010);

- (b) where P has to remove the face covering to communicate with another person who has difficulty communicating (in relation to speech, language or otherwise);
  - (c) where P has to remove the face covering in order to avoid harm or injury, or the risk of harm or injury, to themselves or others;
  - (d) where P is travelling to avoid injury, or to escape a risk of harm, and does not have a face covering;
  - (e) where P has to remove the face covering to—
    - (i) take medication;
    - (ii) eat or drink, if this is allowed on the vehicle and is reasonably necessary (for example due to the length of the journey);
  - (f) where P is asked to remove the face covering by—
    - (i) an enforcement officer, or
    - (ii) the operator of the public transport service, an employee of the operator or a person authorised by the operator.
- (5) An operator of a public transport service to which paragraph (1) applies must provide information to passengers about the requirement to wear face coverings on their vehicles.
- (6) For the purposes of this regulation a “school transport service” means any transport service provided solely for the purpose of—
- (a) carrying a person to and from the school or other place at which the person receives education or training, or
  - (b) otherwise facilitating a person's attendance at a school or other place at which the person receives education or training.

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**Commencement Information**

**II** Reg. 18 in force at 23.10.2020 at 6.00 p.m., see reg. 1(3)

**Changes to legislation:**

There are currently no known outstanding effects for the The Health Protection (Coronavirus Restrictions) (No. 3) (Wales) Regulations 2020 (expired), Section 18.