
WELSH STATUTORY INSTRUMENTS

2021 No. 210

**The Health Protection (Coronavirus Restrictions)
(No. 5) (Wales) (Amendment) (No. 4) Regulations 2021**

Amendment of the Health Protection (Coronavirus Restrictions) (No. 5) (Wales) Regulations 2020

2.—(1) The Health Protection (Coronavirus Restrictions) (No. 5) (Wales) Regulations 2020(1) are amended as follows.

(2) Omit regulations 11A, 11AA and 11B.

(3) In regulation 12, for “, 9(2), 11A(2) or 11AA(2)” substitute “or 9(2)”.

(4) In regulation 14(2), omit sub-paragraph (aa).

(5) In regulation 22(4)(a), for “, 9(2), 11A(2) or 11AA(2)” substitute “or 9(2)”.

(6) In regulation 30, for “, 9(2), 11A(2) or 11AA(2)” substitute “or 9(2)”.

(7) In regulation 40—

(a) in paragraph (1)—

(i) in sub-paragraph (a), omit “, 11A(2), 11AA(2)”;

(ii) in sub-paragraph (b), for “, 9(3), 11A(3) or 11AA(3)” substitute “or 9(3)”;

(b) in paragraph (2)(a), for “, 9(3), 11A(3) or 11AA(3)” substitute “or 9(3)”.

(8) In regulation 57(5)(a), for “regulation 2 of the Smoke-free Premises etc. (Wales) Regulations 2007” substitute “regulation 3 of the Smoke-free Premises and Vehicles (Wales) Regulations 2020(2)”.

(9) In paragraph 3 of Schedule 4—

(a) in sub-paragraphs (1) and (4), in each place it occurs, for “single adult” substitute “well-being needs”;

(b) after sub-paragraph (7) insert—

“(8) In this paragraph, “well-being needs household” means—

(a) a single adult household;

(b) a household comprising of 1 or more children and no adults.”

(10) For the heading to Schedule 5 substitute “Areas and temporary modifications”.

(11) In paragraph 2 of Schedule 5—

(a) after paragraph (b) insert—

“(c) paragraph 3(8) of Schedule 4 is to be read as if after paragraph (b) there were inserted—

“(c) a household comprising of—

(1) S.I. 2020/1609 (W. 335) as amended by S.I. 2020/1610 (W. 336), S.I. 2020/1623 (W. 340), S.I. 2020/1645 (W. 345), S.I. 2021/20 (W. 7), S.I. 2021/46 (W. 10), S.I. 2021/57 (W. 13), S.I. 2021/66 (W. 15), S.I. 2021/95 (W. 26), S.I. 2021/103 (W. 28) and S.I. 2021/172 (W. 40).

(2) S.I. 2020/1211 (W. 273).

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- (i) 2 or more adults,
 - (ii) 1 or more children under the age of 1, and
 - (iii) any number of other children.””
- (b) after paragraph (c) (as inserted above) insert—
- “(d) paragraph 11 of Schedule 4 is to be read as if—
 - (i) after sub-paragraph (1) there were inserted—

“(1A) And approved premises may be open to the public to the extent that this is required for the purposes of the solemnisation of a marriage, formation of civil partnership or alternative wedding ceremony at the premises.”
 - (ii) after sub-paragraph (4) there were inserted—

“(5) In this paragraph, “approved premises” means premises approved in accordance with the Marriages and Civil Partnerships (Approved Premises) Regulations 2005(3)—
 - (a) as premises on which marriages may be solemnised in pursuance of section 26(1)(bb) of the Marriage Act 1949(4), or
 - (b) for the purposes of section 6(3A)(a) of the Civil Partnership Act 2004(5).””

(3) S.I. 2005/3168, as amended by S.I. 2011/2661, S.I. 2013/2294 and S.I. 2019/1458.

(4) 1949 c. 76; section 26 was substituted by section 3 of the Marriage (Same Sex Couples) Act 2013 (c. 30).

(5) 2004 c. 33; section 6(3A) was substituted by paragraph 2(2) of Schedule 1 to S.I. 2005/2000.