



# Public Health etc. (Scotland) Act 2008

## 2008 asp 5

### [<sup>F1</sup>PART 5A S

#### PUBLIC HEALTH PROTECTION MEASURES

##### *Public health protection regulations*

### [<sup>F1</sup>86I Review of regulations S

- (1) So long as regulations under section 86A(1) which make provision mentioned in section 86A(4) remain in effect, the Scottish Ministers must review the regulations—
  - (a) before the end of the period of 21 days beginning with the date on which the regulations came into force, and
  - (b) before the end of each subsequent period of 21 days.
- (2) Subsection (1) does not apply where the regulations make only provision of a general nature or contingent provision.
- (3) Subsection (4) applies where regulations under section 86A(1)—
  - (a) enable a special restriction or requirement to be imposed by virtue of a decision taken under the regulations, and
  - (b) the restriction or requirement is capable of remaining in force in relation to any person, thing or premises for more than a specified period.
- (4) The regulations must provide that a specified person may require the continuation of the restriction or requirement to be reviewed in accordance with the regulations at specified intervals by a person determined in accordance with the regulations.
- (5) In relation to a special restriction or requirement mentioned in section 86G(2)(c) or (d)—
  - (a) the period specified by virtue of subsection (3)(b) and the intervals specified by virtue of subsection (4) must be 21 days or less, and
  - (b) the regulations must require the continuation of the restriction or requirement to be reviewed without an application being made.
- (6) In this section, “specified” means specified in the regulations.]

---

**Changes to legislation:** *There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 86I. (See end of Document for details)*

---

---

### **Textual Amendments**

- F1** Pt. 5A inserted (1.9.2022) by [Coronavirus \(Recovery and Reform\) \(Scotland\) Act 2022 \(asp 8\)](#), ss. **1(2)**, 59(1)

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health etc. (Scotland) Act 2008, Section 86I.