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STATUTORY RULES OF NORTHERN IRELAND

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**2020 No. 150**

**The Health Protection (Coronavirus, Restrictions)  
(No. 2) Regulations (Northern Ireland) 2020 (revoked)**

**Enforcement of requirement**

7.—(1) A relevant person may take such action as is necessary to enforce any requirement imposed by regulation 4, 5 or 6 [<sup>F1</sup>or paragraph 2 of schedule 2].

(2) A relevant person may give a prohibition notice to a person if the relevant person reasonably believes that—

- (a) the person is contravening a requirement in regulation 4, 5 or 6 [<sup>F2</sup>or paragraph 2 of schedule 2], and
- (b) it is necessary and proportionate to give the prohibition notice for the purpose of preventing that person from continuing to contravene the requirement.

(3) Where a relevant person considers that there is a gathering in contravention of regulation 5 or 6 [<sup>F3</sup>or paragraph 2 of schedule 2], the relevant person may—

- (a) direct the gathering to disperse;
- (b) direct any person in the gathering to return to the place where they are living; or
- (c) remove any person from the gathering.

(4) A relevant person exercising the power in paragraph (3) to remove a person from a gathering may use reasonable force, if necessary, in exercise of the power.

(5) Where a person who is in a gathering in contravention of regulation 5 or 6 [<sup>F4</sup>or paragraph 2 of schedule 2] is a child accompanied by an individual who has responsibility for the child—

- (a) the relevant person may direct that individual to take the child to the place where the child is living, and
- (b) that individual must, so far as reasonably practicable, ensure that the child complies with any direction or instruction given by the relevant person to the child.

(6) Where a relevant person has reasonable grounds to believe that a child is repeatedly failing to comply with the restriction in regulation 5 or 6, the relevant person may direct any individual who has responsibility for the child to secure, so far as reasonably practicable, that the child complies with that restriction.

(7) A relevant person may only exercise the power in paragraph (3), (4), (5) or (6) if the relevant person considers that it is a necessary and proportionate means of ensuring compliance with the restriction in regulation 5 or 6.

(8) A relevant person exercising a power under paragraph (3), (5) or (6) may give the person concerned any reasonable instructions they consider to be necessary.

(9) For the purposes of this regulation—

- (a) “child” means a person under the age of 18;
- (b) an individual has responsibility for a child if the individual—

*Status: Point in time view as at 16/09/2020. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the The Health Protection (Coronavirus, Restrictions) (No. 2) Regulations (Northern Ireland) 2020 (revoked), Section 7. (See end of Document for details)*

- (i) has custody or charge of the child for the time being, or
  - (ii) has parental responsibility for the child (within the meaning of the Children (Northern Ireland) Order 1995 <sup>M1</sup>).
- (c) a “relevant person” means—
- (i) a constable, or
  - (ii) a person designated by the Department of Health for the purposes of this regulation;
- (d) references to a requirement include references to a restriction.

#### **Textual Amendments**

- F1** Words in [reg. 7\(1\)](#) inserted (16.9.2020 at 12.30 p.m.) by [The Health Protection \(Coronavirus, Restrictions\) \(No. 2\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/198\)](#), regs. 1(2), **2(4)**
- F2** Words in [reg. 7\(2\)](#) inserted (16.9.2020 at 12.30 p.m.) by [The Health Protection \(Coronavirus, Restrictions\) \(No. 2\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/198\)](#), regs. 1(2), **2(4)**
- F3** Words in [reg. 7\(3\)](#) inserted (16.9.2020 at 12.30 p.m.) by [The Health Protection \(Coronavirus, Restrictions\) \(No. 2\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/198\)](#), regs. 1(2), **2(5)**
- F4** Words in [reg. 7\(5\)](#) inserted (16.9.2020 at 12.30 p.m.) by [The Health Protection \(Coronavirus, Restrictions\) \(No. 2\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2020 \(S.R. 2020/198\)](#), regs. 1(2), **2(5)**

#### **Marginal Citations**

- M1** [S.I. 1995/755 \(N.I. 2\)](#)

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**Changes to legislation:**

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