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*Status: Point in time view as at 26/11/2021.*

*Changes to legislation: There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)*

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STATUTORY RULES OF NORTHERN IRELAND

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**2021 No. 99**

**PUBLIC HEALTH**

The Health Protection (Coronavirus, International  
Travel) Regulations (Northern Ireland) 2021

Made - - - - 15th April 2021  
at 4.00 a.m. on 16th  
Coming into operation April 2021

The Department of Health <sup>M1</sup>, makes the following Regulations in exercise of the powers conferred by sections 25B and 25F(2) of the Public Health Act (Northern Ireland) 1967 <sup>M2</sup>.

**Marginal Citations**

- M1** Formerly the Department of Health, Social Services and Public Safety; see [2016 c. 5 \(N.I.\), s. 1\(5\)](#)  
**M2** [1967 c. 36 \(N.I.\)](#). Part 1A was inserted by section 48 of, and Schedule 18 to, the [Coronavirus Act 2020 \(c. 7\)](#)

**PART 1**

General

**Citation and commencement**

1.—(1) These Regulations may be cited as the Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021.

(2) These Regulations come into operation at 4 a.m. on 16th April 2021.

**Interpretation**

2.—(1) In these Regulations—

“child” means a person under the age of 18,

“coronavirus” means severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2),

“coronavirus disease” means COVID-19 (the official designation of the disease which can be caused by coronavirus),

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[<sup>F1</sup>“cruise ship” means a vessel, certified to carry more than 200 passengers, engaged on a voyage primarily for leisure or recreation during which passengers stay overnight on board for at least two nights;]

[<sup>F2</sup>“day 2 LFD test” means a test for coronavirus which complies with, and is undertaken in the circumstances described in Schedule;]

“Department” means the Department of Health,

[<sup>F3</sup>“eligible”, in relation to a non-red list arrival, is to be read in accordance with regulation 3A(2),]

[<sup>F4</sup>“EU Digital COVID Certificate” means a certificate of COVID-19 records issued by either a member state of the European Union, European Economic Area or the European Free Trade Association, or a European microstate;

“European microstate” means Andorra, Monaco, San Marino, the Sovereign Order of St John, or the Vatican City State.]

“government department” means—

- (a) a United Kingdom Government Department,
- (b) Northern Ireland department,
- (c) a part of the Scottish Administration,
- (d) the Welsh Government,

“immigration officer” means a person appointed by the Secretary of State as an immigration officer under paragraph 1 of Schedule 2 to the Immigration Act 1971 <sup>M3</sup>,

[<sup>F5</sup>“isolation” means, as the context requires—

- (a) self-isolation (see regulations 10 to 13, and Schedule 6 where it applies),
- (b) self-isolation in respect of workforce tests (see Schedule 6A), or
- (c) managed isolation (see regulations 14 and 15, Schedule 7 and Schedule 6 where it applies).]

[<sup>F3</sup>“non-eligible”, in relation to a non-red list arrival, is to be read in accordance with regulation 3A(3),]

[<sup>F3</sup>“non-red list arrival” and “non-red list country” have the meanings given by regulation 3,]

[<sup>F6</sup>“North American Certificate” has the meaning given in Schedule 2B;]

“passenger information” has the meaning given in regulation 4(2) together with Schedule 3,

“Passenger Locator Form” means the form published electronically by the United Kingdom Government, and as may be from time to time amended, for the provision of passenger information, and unless the context otherwise requires, a reference to a Passenger Locator Form includes a reference to a Passenger Locator Form completed in accordance with an enactment in Scotland, Wales or England <sup>M4</sup>,

“qualifying test” means a test that is a qualifying test for the purposes of regulation 6 (and see in particular paragraph 1 of Schedule 5).

[<sup>F3</sup>“red list arrival” and “red list country” have the meanings given by regulation 3,]

(2) For the purposes of these Regulations, an individual has responsibility for a child if the individual—

- (a) has custody or charge of the child for the time being, or
- (b) has parental responsibility for the child within the meaning of the Children (Northern Ireland) Order 1995 <sup>M5</sup>.

(3) In these Regulations any reference to infection or contamination is a reference to infection or contamination with coronavirus which presents or could present significant harm to human health.

[<sup>F7</sup>(4) For the purposes of these Regulations an LFD is a device—

- (a) that can be put into service in accordance with Part 4 of the Medical Devices Regulations 2002,
- (b) has been validated no more than 18 months before being used by or on a person,
- (c) has been confirmed as having the required sensitivity and specificity using at least 150 positive clinical samples and 250 negative clinical samples against a laboratory based RT-PCR test that is itself within the performance specification of the target product profile published by the Medicines and Healthcare Products Regulatory Agency for laboratory based SARS-CoV-2 PCR tests, by—
  - (i) the Secretary of State, or
  - (ii) a laboratory which is accredited to ISO standard 15189 or ISO/IEC standard 17025 by the United Kingdom Accreditation Service (“UKAS”) or an accreditation body that is a signatory to the International Laboratory Accreditation Cooperation (“ILAC”) Mutual Recognition Arrangement or the European Co-operation for Accreditation (“EA”) Multilateral Agreement, other than a laboratory which processes tests provided by the test provider for the purposes of these Regulations or is owned by the person carrying out an LFD test or the device manufacturer, or
- (d) a laboratory which is accredited by UKAS to ISO standard 15189 or ISO/TEC standard 17025, other than a laboratory which processes LFD tests for the purposes of these Regulations or is owned by the person carrying out that test or the device manufacturer.]

#### Textual Amendments

- F1** Words in reg. 2(1) inserted (22.9.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/262), regs. 1(2), **3**
- F2** Words in reg. 2(1) inserted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/293), regs. 1(2), **3(2)** (with reg. 1(4))
- F3** Words in reg. 2(1) inserted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/278), regs. 1(2), **3** (with reg. 1(4))
- F4** Words in reg. 2(1) inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/301), regs. 1(2), **3(a)** (with reg. 1(3))
- F5** Words in reg. 2(1) substituted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/225), regs. 1(2), **2** (with reg. 11)
- F6** Words in reg. 2(1) inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/301), regs. 1(2), **3(b)** (with reg. 1(3))
- F7** Reg. 2(4) inserted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/293), regs. 1(2), **3(3)** (with reg. 1(4))

#### Marginal Citations

- M3** 1971 c. 77. Paragraph 1 was amended by paragraph 3 of Schedule 3 to the [Health Protection Agency Act 2004](#) (c. 17), and by [S.I. 1993/1813](#)

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- M4** The Passenger Locator Form is available on [www.gov.uk](http://www.gov.uk). No hard copy version is available but, where a person arrives at a place staffed by Immigration Officers, they will be provided with the ability to complete the form electronically on their arrival in Northern Ireland if not completed in advance; assistance will be available for completion of the electronic form if required
- M5** [S.I. 1995/755 \(N.I. 2\)](#)

### Interpretation: [<sup>F8</sup>red list and non-red list] countries and arrivals

#### 3.—(1) In these Regulations—

“red list country” means a country or territory listed in Schedule 1 (red list countries),

[<sup>F9</sup>“non-red list country” means a country or territory which is not a red list country and not in the common travel area,]

<sup>F10</sup>  
...

<sup>F10</sup>  
...

<sup>F10</sup>  
...

“the common travel area” has the meaning given in section 1(3) of the Immigration Act 1971 <sup>M6</sup> (the United Kingdom, the Channel Islands, the Isle of Man and the Republic of Ireland).

#### (2) In these Regulations—

“red list arrival” means a person who has—

- (a) arrived in Northern Ireland, and
- (b) <sup>F11</sup>... arrived in, departed from or transited through a red list country at any time in the period beginning with the 10th day before the date of their arrival in Northern Ireland,

[<sup>F12</sup>“non-red list arrival” means a person who—

- (a) has arrived in Northern Ireland,
- (b) has been outside the common travel area at any time in the period beginning with the 10th day before the date of their arrival in Northern Ireland, and
- (c) is not a red list arrival.]

<sup>F13</sup>  
...

<sup>F13</sup>  
...

[<sup>F14</sup>(3) For the purposes of these Regulations, a person (P) is not treated as arriving in, departing from or transiting through a country or territory, or part of a country or territory, if P arrives in and leaves that country, territory or part thereof by air or sea and—

- (a) at all times whilst there remains on the vessel upon which P arrived and no other passenger is permitted to be taken on board, or
- (b) at all times whilst there remains on the aircraft upon which P arrived, or
- (c) remains at all times whilst waiting for a flight departing from the airport at which P disembarked from an aircraft, within that airport, and departs on a flight from that airport without first passing through immigration control.]

[<sup>F15</sup>(4) A reference to a country does not include a reference to the overseas territories and dependencies of that country unless otherwise stated.]

**Textual Amendments**

- F8** Words in reg. 3 heading substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **4(2)** (with reg. 1(4))
- F9** Words in reg. 3(1) inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **4(3)(a)** (with reg. 1(4))
- F10** Words in reg. 3(1) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **4(3)(b)** (with reg. 1(4))
- F11** Word in reg. 3(2) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **4(4)(a)** (with reg. 1(4))
- F12** Words in reg. 3(2) inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **4(4)(b)** (with reg. 1(4))
- F13** Words in reg. 3(2) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **4(4)(c)** (with reg. 1(4))
- F14** Reg. 3(3) substituted (1.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(3), **4** (with reg. 1(4))
- F15** Reg. 3(4) inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **4** (with reg. 1(3))

**Marginal Citations**

- M6** 1971 c. 77

[<sup>F16</sup>[<sup>F17</sup>“**Eligible**” and “**non-eligible**” **non-red list arrivals**]

**3A.**—<sup>F18</sup>(1) . . . . .

(2) [<sup>F19</sup>A person (P) who is a non-red list arrival is an “eligible” arrival for the purposes of these Regulations if] P meets the criteria set out in Schedule 2B.

[<sup>F20</sup>(3) A person who is a non-red list arrival is a “non-eligible” arrival for the purposes of these Regulations if that person is not an eligible arrival (within the meaning given by paragraph (2)).]

**Textual Amendments**

- F16** Reg. 3A inserted (2.8.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 4) Regulations (Northern Ireland) 2021 (S.R. 2021/225), regs. 1(2), **4(1)** (with reg. 11)
- F17** Reg. 3A heading substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(2)** (with reg. 1(4))
- F18** Reg. 3A(1) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(3)** (with reg. 1(4))

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- F19** Words in reg. 3A(2) substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(4)** (with reg. 1(4))
- F20** Reg. 3A(3) inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(5)** (with reg. 1(4))

## PART 2

### Obligations on persons arriving in Northern Ireland and others

#### *Provide information*

#### **Requirement to provide information**

- 4.—(1) This regulation applies in respect of a person (P) who is—
- (a) a red list arrival, <sup>F21</sup>or]
  - <sup>F22</sup>(aa) a non-red list arrival.]
  - <sup>F23</sup>(b) .....
  - <sup>F24</sup>(c) .....
- (2) P must provide the information set out in Schedule 3 (“passenger information”) on the Passenger Locator Form.
- (3) Where P is an adult, P must provide the passenger information for any child for whom P has responsibility and with whom P is travelling.
- (4) Where P is a child and is unaccompanied by an adult, then an adult who has responsibility for P must provide the passenger information on behalf of P.
- (5) The passenger information must be provided—
- (a) on arrival, or
  - (b) in the 48 hours before arrival.
- (6) This regulation is satisfied where—
- (a) P arrives in Northern Ireland from Scotland, Wales or England,
  - (b) a Passenger Locator Form in respect of P has been completed in accordance with an enactment in Scotland, Wales or England, and
  - (c) an address in Northern Ireland has been specified where P intends to isolate (in the case of a person who is required to isolate) or stay (in any other case).
- <sup>F25</sup>(6A) A person described in paragraph (1), (3) or (4) is treated as having complied with those paragraphs (as applicable) if they provide the specified passenger information on the Passenger Locator Form—
- (a) in the case of a person arriving in Northern Ireland on a cruise ship, in the 21 days before they are required to provide the information, or
  - (b) in any other case, in the 48 hours before they are required to provide the information.]
- (7) Where the passenger information is provided in the 48 hours before arrival, the person who has provided it must provide evidence that they have done so if requested by an immigration officer.

(8) If passenger information changes or becomes available in the 10 days after arrival in Northern Ireland, the person who has provided it must, as soon as practicable, take all reasonable steps to update the passenger information on the Passenger Locator Form.

(9) Nothing in this regulation requires a person to provide any information if that information is not within their possession or control.

#### Textual Amendments

- F21** Word in reg. 4(1)(a) inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **6(1)(a)** (with reg. 1(4))
- F22** Reg. 4(1)(aa) inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **6(1)(b)** (with reg. 1(4))
- F23** Reg. 4(1)(b) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **6(1)(c)** (with reg. 1(4))
- F24** Reg. 4(1)(c) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **6(1)(c)** (with reg. 1(4))
- F25** Reg. 4(6A) inserted (1.10.2021) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 6) Regulations (Northern Ireland) 2021 (S.R. 2021/262), regs. 1(3), **4**

#### Persons exempt from requirement to provide information

5. Schedule 4 sets out the persons who are exempt from regulation 4.

#### Negative test result

#### Requirement to possess notification of negative test result

6.—(1) This regulation applies in respect of a person (P) who is—

(a) a red list arrival, [<sup>F26</sup>or]

[<sup>F27</sup>(aa) a non-eligible non-red list arrival.]

<sup>F28</sup>(b) .....

<sup>F29</sup>(c) .....

(2) This regulation does not apply if P is aged under 11.

(3) P must possess on arrival a valid notification of a negative result from a qualifying test.

(4) Where P is an adult, P must possess on arrival a valid notification of a negative result from a qualifying test taken by any child aged 11 or over for whom P has responsibility and with whom P is travelling.

(5) A test is a qualifying test if it complies with paragraph 1 of Schedule 5.

(6) A person who possesses a valid notification of a negative test result from a qualifying test must produce that notification physically or digitally, if required to do so by an immigration officer.

(7) A notification of a negative result is [<sup>F30</sup>valid if—

(a) it is provided through the EU Digital [<sup>F31</sup>COVID] Certificate, or



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(b) it includes the information specified in paragraph 3 of Schedule 5.]

(8) A child is to be treated as possessing valid notification of a negative test result from a qualifying test taken by that child even if that notification is possessed by a person who is travelling with, and has responsibility for, that child.

**Textual Amendments**

- F26** Word in reg. 6(1)(a) inserted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **7(a)** (with reg. 1(4))
- F27** Reg. 6(1)(aa) inserted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **7(b)** (with reg. 1(4))
- F28** Reg. 6(1)(b) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **7(c)** (with reg. 1(4))
- F29** Reg. 6(1)(c) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **7(c)** (with reg. 1(4))
- F30** Words in reg. 6(7) substituted (11.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/282\)](#), regs. 1(2), **3** (with reg. 1(3))
- F31** Word in reg. 6(7)(a) substituted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **5** (with reg. 1(3))

**Persons exempt from requirement to possess notification of a negative test result**

7. Schedule 4 sets out the persons who are exempt from regulation 6.

*Book and undertake tests*

**Requirement to book and undertake tests**

8.—(1) This regulation applies in respect of a person (P) who is—

- (a) a red list arrival, [<sup>F32</sup>or]
- [<sup>F33</sup>(aa) a non-red list arrival.]
- <sup>F34</sup>(b) .....
- <sup>F35</sup>(c) .....

(2) Where P is an adult, P must on arrival in Northern Ireland possess a testing package—

- (a) for P, and
- (b) for a child aged 5 or older for whom P has responsibility and with whom P is travelling.

(3) Where P is an adult who arrives in Northern Ireland without possessing a testing package required under paragraph (2), P must as soon as practicable obtain a testing package.

(4) Where P is a child aged 5 or older and is unaccompanied by an adult, then an adult who has responsibility for P must obtain a testing package as soon as practicable after P arrives in Northern Ireland.

(5) Subject to paragraph (6), where P—



- (a) is an adult, they must undertake the tests in accordance with their testing package;
  - (b) is a child aged 5 or older, an adult with responsibility for P must, so far as reasonably practicable, ensure that P undertakes the tests in accordance with the testing package.
- (6) Where P's day 2 test generates a positive result, P is not required to undertake a day 8 test.
- (7) Where P does not undertake a test as required by this regulation by reason of a reasonable excuse (see regulation 25), P must, as soon as practicable after the matters giving rise to the reasonable excuse no longer apply, undertake a test (“a replacement test”) complying with the requirements that apply to the test that was missed.
- (8) Where a replacement test is undertaken instead of—
- (a) a day 2 test, P is to be treated as if they had undertaken a day 2 test in accordance with this regulation,
  - (b) a day 8 test, P is to be treated as if they had undertaken a day 8 test in accordance with this regulation.
- (9) Schedule 6 makes further provision about day 2 and day 8 tests (including isolating if a test generates a positive result).
- (10) A person who possesses a testing package must provide evidence of it if requested by an immigration officer or a constable.
- (11) In this regulation—
- “day 2 test” means a test which complies with paragraph 6 of Schedule 6 and is undertaken in the circumstances described in paragraph 8 of that Schedule,
- “day 8 test” means a test which complies with paragraph 7 of Schedule 6 and is undertaken in the circumstances described in paragraph 8 of that Schedule,
- “testing package” means—
- (a) in respect of a red list arrival <sup>F36</sup>, or a non-eligible non-red list arrival,] a booking for a day 2 test and a day 8 test where both tests are provided, or arranged to be provided, by the same test provider,
  - (b) in respect of <sup>F37</sup>an eligible non-red list arrival<sup>F38</sup>... , a booking for a day 2 test.

#### Textual Amendments

- F32** Word in reg. 8(1)(a) inserted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(2)(a)** (with reg. 1(4))
- F33** Reg. 8(1)(aa) inserted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(2)(b)** (with reg. 1(4))
- F34** Reg. 8(1)(b) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(2)(c)** (with reg. 1(4))
- F35** Reg. 8(1)(c) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(2)(c)** (with reg. 1(4))
- F36** Words in reg. 8(11) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(3)(a)** (with reg. 1(4))
- F37** Words in reg. 8(11) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(3)(b)** (with reg. 1(4))

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**F38** Words in reg. 8(11)(b) revoked (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **10(a)(i)** (with reg. 11)

## Persons exempt from requirement to book and undertake tests

9. Schedule 4 sets out the persons who are exempt from regulation 8.

### *[<sup>F39</sup>Workforce tests*

#### Textual Amendments

**F39** Reg. 9A and cross-heading inserted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **5(1)** (with reg. 11)

## Requirement to undertake workforce tests

**9A.**—(1) This paragraph applies in respect of a person (P) who is exempt, by virtue of one of the provisions of Part 2 of Schedule 4 set out in paragraph (2), from the requirement to book and undertake tests under regulation 8.

(2) Those provisions are—

- (a) paragraph 14 (Crown servants (border work)),
- (b) paragraph 15 (Crown servants (defence), armed forces, visiting forces),
- (c) paragraph 17 (seamen and masters) other than seamen and masters of fishing vessels within the meaning of the Merchant Shipping Act 1995,
- (d) paragraph 18 (pilots (maritime)),
- (e) paragraph 19 (ship inspectors),
- (f) paragraph 20 (air crew),
- (g) paragraph 22 (road haulage workers),
- (h) paragraph 34 (official repatriating a prisoner),
- (i) paragraph 35 (official escorting extradition subject),
- (j) paragraph 36 (foreign official collecting extradition subject),
- (k) paragraph 42 (specialist aerospace engineer or worker),
- (l) paragraph 49 (medical courier),
- (m) paragraph 67 (seasonal agricultural worker) [<sup>F40</sup>,]  
[ paragraph 73 (seasonal poultry worker).]

<sup>F41</sup>(n)

(3) Subject to paragraphs (6) and (8)—

- (a) where P is [<sup>F42</sup>an eligible non-red] list arrival, P must undertake a workforce test for day 2,
- (b) in all other cases, P must undertake a workforce test for day 2, day 5 and day 8.

(4) Where P does not undertake a workforce test as required by this regulation by reason of a reasonable excuse (see regulation 25A), P must, as soon as practicable after the matters giving rise to the reasonable excuse no longer apply, undertake a replacement workforce test.

- (5) Where a replacement workforce test is undertaken instead of—
- (a) a workforce test for day 2, P is to be treated as if P had undertaken a workforce test for day 2 in accordance with this regulation,
  - (b) a workforce test for day 5, P is to be treated as if P had undertaken a workforce test for day 5 in accordance with this regulation,
  - (c) a workforce test for day 8, P is to be treated as if P had undertaken a workforce test for day 8 in accordance with this regulation.
- (6) Subject to paragraph (8), for any period during which P is a recurring work traveller, paragraph (3) does not apply and instead P must undertake a workforce test—
- (a) before the end of the second day after the day P first arrives in Northern Ireland during the period during which P is a recurring work traveller, or as soon as reasonably practicable during the time P is next in Northern Ireland after the end of the second day,
  - (b) subsequently, within each successive period of three days, beginning with the day after the day on which P undertook the previous workforce test.
- (7) P is a “recurring work traveller” where—
- (a) P is undertaking work that requires P to enter and leave Northern Ireland on a daily basis, or at intervals of no greater than two days, and is entering and leaving accordingly, and
  - (b) P is not a road haulage worker, within the meaning of paragraph 22 of Schedule 4.
- (8) Paragraphs (3) and (6) do not apply where—
- (a) P is a person described in any of the following paragraphs of Part 2 of Schedule 4—
    - (i) paragraph 17 (seamen and masters),
    - (ii) paragraph 18 (pilots (maritime)),
    - (iii) paragraph 19 (ship inspectors),
    - (iv) paragraph 20 (air crew),
  - (b) P meets the exempt (no access to passengers condition) set out in paragraph 8(1) and (3) of Part 1 of Schedule 4, and
  - (c) P—
    - (i) does not disembark from or leave the conveyance on which P travelled to Northern Ireland at any time when the conveyance is moored at a port in Northern Ireland or is otherwise stationary in Northern Ireland, or
    - (ii) travelled to Northern Ireland on the same conveyance on which they left Northern Ireland and did not disembark from or leave that conveyance at any time when it was moored at a port in a country outside the common travel area or was otherwise stationary in such a country.
- (9) In these Regulations—
- (a) “a replacement workforce test” means a workforce test complying with the requirements that apply to the workforce test that was missed,
  - (b) “a workforce test” means a test for the detection of coronavirus which is provided or administered under the Health and Personal Social Services (Northern Ireland) Order 1972,
  - (c) “a workforce test for day 2” means a workforce test which is undertaken no later than the end of the second day after the day on which P arrived in Northern Ireland,
  - (d) “a workforce test for day 5” means a workforce test which is undertaken—
    - (i) after a workforce test for day 2,

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- (ii) no earlier than the end of the second day after the day on which P arrived in Northern Ireland, and
  - (iii) before the end of the fifth day after the day on which P arrived in Northern Ireland.
  - (e) “a workforce test for day 8” means a workforce test which is undertaken—
    - (i) after a workforce test for day 5,
    - (ii) no earlier than the end of the fourth day after the day on which P arrived in Northern Ireland, and
    - (iii) before the end of the eighth day after the day on which P arrived in Northern Ireland.
- (10) Schedule 6A (workforce tests) makes further provision about workforce tests (including the consequences of testing.)]

**Textual Amendments**

**F40** Reg. 9A(2)(m): comma substituted for full stop (15.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/284\)](#), regs. 1(2), **3(a)** (with reg. 1(3))

**F41** Reg. 9A(2)(n) inserted (15.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/284\)](#), regs. 1(2), **3(b)** (with reg. 1(3))

**F42** Words in reg. 9A(3)(a) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **9** (with reg. 1(4))

*Self-isolation*

**Requirement to self-isolate**

- 10.**—(1) This regulation applies in respect of a person (P) who is [<sup>F43</sup>a non-eligible non-red list arrival.]<sup>F44</sup>....
- (2) P must enter into and remain in self-isolation from others in accordance with—
    - (a) regulations 10 to 13, and
    - (b) Schedule 6 (where that Schedule applies).
  - (3) P must, on their arrival in Northern Ireland, travel directly to the place at which they are to self-isolate, and must then self-isolate until whichever is the earlier of—
    - (a) the end of the 10th day after the day on which they arrive in the common travel area, or
    - (b) their departure from Northern Ireland.
- <sup>F45</sup>(4) .....

**Textual Amendments**

**F43** Words in [reg. 10\(1\)](#) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **10** (with reg. 1(4))

**F44** Words in [reg. 10\(1\)](#) revoked (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **10(a)(ii)** (with reg. 11)

**F45** Reg. 10(4) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), 6 (with reg. 1(3))

**Limitations to, and exceptions from, requirement to self-isolate**

**11.**—(1) This regulation sets out the limitations to, and exceptions from, the requirement to self-isolate for a person (P).

(2) Regulation 10 does not require P to remain in self-isolation—

- (a) from any person with whom they were travelling when they arrived in Northern Ireland and who is also self-isolating in the place where P is self-isolating,
- (b) where P is self-isolating in their home, from any member of their household,
- (c) where P is self-isolating in the home of a friend or family member, from any member of the household of that friend or family member,
- (d) from any person who is staying in the place where P is self-isolating whose assistance P reasonably requires by reason of—

<sup>F46</sup>(i) . . . . .

(ii) any disability of P's,

- (e) where P leaves, or is outside of, the place where P is self-isolating for the purposes of, or connected with, undertaking a test in accordance with Schedule 6, from any person whose assistance P reasonably requires in order to undertake the test, by reason of—

<sup>F47</sup>(i) . . . . .

(ii) any disability of P's.

(3) Regulation 10 does not require P to remain in isolation from a person (V) when V is at the place where P is self-isolating—

- (a) to provide emergency assistance,
- (b) to provide care or assistance, including personal care within the meaning of paragraph 1(1B) or 7(3B) of Schedule 2 to the Safeguarding Vulnerable Groups (Northern Ireland) Order 2007 <sup>M7</sup>, to P or to any other person who is living in the place where P is self-isolating,
- (c) to provide medical assistance including to provide any of the services mentioned in paragraph (4)(b), to P or to any other person who is living in the place where P is self-isolating, where this is required urgently or on the advice of a registered medical practitioner,
- (d) to provide veterinary services, where this is required urgently or on the advice of a veterinary surgeon,
- (e) to provide critical public services, including those mentioned in paragraph (4)(i).

(4) During the period of their self-isolation, P may not leave, or be outside of, the place where P is self-isolating except—

- (a) to travel in order to leave Northern Ireland, provided that they do so directly, but this is subject to paragraphs 4 and 5 of Schedule 6 (consequences of positive test result),
- (b) to seek medical assistance, where this is required urgently or on the advice of a registered medical practitioner, including to access services from dentists, opticians, audiologists, chiropodists, chiropractors, osteopaths and other medical or health practitioners, including services relating to mental health,

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- (c) to access veterinary services where this is required urgently or on the advice of a veterinary surgeon,
- (d) to fulfil a legal obligation, including attending court or satisfying bail conditions, or to participate in legal proceedings,
- (e) to avoid injury or illness or to escape a risk of harm,
- (f) on compassionate grounds including to attend a funeral of—
  - (i) a member of P's household,
  - (ii) a close family member, or
  - (iii) if no-one within sub-paragraphs (i) or (ii) are attending, a friend,
- (g) to move to a different place for self-isolation specified on a Passenger Locator Form completed by or in respect of P,
- (h) in exceptional circumstances such as—
  - (i) to obtain basic necessities such as food and medical supplies for those in the same household (including any pets or animals in the household) where it is not possible to obtain these provisions in any other manner,
  - (ii) to move to a different place for self-isolation where it becomes impracticable to remain at the address at which they are self-isolating,
- (i) to access critical public services, including—
  - (i) social services,
  - (ii) services provided to victims (such as victims of crime),
- (j) in the case of a minister of religion or worship leader, to go to their place of worship alone provided they will be there alone,
- (k) to take exercise alone or with members of P's household,
- (l) to visit a burial ground to pay respects to a member of P's household, family member or friend provided they are doing so alone,
- (m) for the purposes of, or connected with, undertaking a test in accordance with Schedule 6.

#### Textual Amendments

- F46** Reg. 11(2)(d)(i) omitted (22.11.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), 7 (with reg. 1(3))
- F47** Reg. 11(2)(e)(i) omitted (22.11.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), 7 (with reg. 1(3))

#### Marginal Citations

- M7** 2007 S.I. 1351 (N.I. 11)

### Place where a person must self-isolate

- 12.—**(1) This regulation sets out the place where a person (P) must self-isolate.
- (2) P must self-isolate at the address specified in P's Passenger Locator Form, but this is subject to the other provisions of this regulation.

(3) Where it is not possible for P to self-isolate in accordance with paragraph (2), P must self-isolate in accommodation facilitated by the United Kingdom Government for the purposes of P's self-isolation.

(4) Where P is an asylum seeker, P must self-isolate in accommodation provided or arranged under section 4, 95 or 98 of the Immigration and Asylum Act 1999 <sup>M8</sup>.

(5) Where P is a person described in paragraph 9(1) of the Schedule 10 to the Immigration Act 2016 <sup>M9</sup> (powers of Secretary of State to enable person to meet bail conditions), P must self-isolate in accommodation provided or arranged under that paragraph.

(6) The address specified by P in the Passenger Locator Form must be—

- (a) their home,
- (b) the home of a friend or family member, or
- (c) a hotel, hostel, bed and breakfast accommodation or other suitable place.

(7) Where P has not specified an address on a Passenger Locator Form where they intend to self-isolate, they must self-isolate at a place described in paragraph (6)(a) to (c).

(8) More than one address may be specified as the place at which P intends to self-isolate in the Passenger Locator Form, where—

- (a) a legal obligation requires P to change addresses, or
- (b) it is necessary for P to stay overnight at an address on their arrival in Northern Ireland before travelling directly to another address at which they will be self-isolating.

(9) The place referred to in this regulation includes the premises where P is self-isolating together with any garden, yard, passage, stair, garage, outhouse or other appurtenance of the premises.

#### Marginal Citations

**M8** 1999 c. 33. Section 4 was amended by section 49 of the [Nationality, Immigration and Asylum Act 2002 \(c. 41\)](#), by section 10(1) of the [Asylum and Immigration \(Treatment of Claimants, etc.\) Act 2004 \(c. 19\)](#), by section 43(7) of the [Immigration, Asylum and Nationality Act 2006 \(c. 13\)](#), and by paragraph 1 of Schedule 11 to the [Immigration Act 2016 \(c. 19\)](#). Section 95 was amended by section 50(1) of the [Nationality, Immigration and Asylum Act 2002](#) and by paragraph 29 of Schedule 10 to the [Immigration Act 2016](#)

**M9** 2016 c. 19

### Persons exempt from requirement to self-isolate

13. Schedule 4 sets out the persons who are exempt from regulation 10.

#### *Managed isolation*

### Requirement to comply with managed isolation

14.—(1) This regulation applies in respect of a person (P) who is a red list arrival.

(2) Schedule 7 sets out the requirement to comply with managed isolation, along with additional measures, applying in respect of P.

### Persons exempt from the requirement to comply with managed isolation

15. Schedule 4 sets out the persons who are exempt from regulation 14.



## PART 3

### Prohibition on the arrival of aircraft and vessels into Northern Ireland

#### Interpretation of Part 3

**16.**—(1) In this Part—

“operator” means—

- (a) in relation to a commercially operated aircraft or vessel, the person who has management control over the aircraft or vessel when it arrives in Northern Ireland,
- (b) in relation to any other aircraft or vessel, the person who has physical control over the aircraft or vessel when it arrives in Northern Ireland,

“passenger” means a person carried in or on an aircraft or vessel other than a member of the aircraft's or vessel's crew,

“port” has the same meaning as in the Merchant Shipping Act 1995<sup>M10</sup>.

(2) In the definition of “operator” in paragraph (1), “arrives” means—

- (a) in relation to an aircraft, lands,
- (b) in relation to a vessel, moors at a port.

#### Marginal Citations

**M10** 1995 c. 21

#### Prohibition on arrival of aircraft into Northern Ireland

**17.**—(1) Subject to paragraph (2), this regulation applies in relation to an aircraft whose last point of departure was in a country or territory listed in paragraph 1 of Schedule 8 (“a relevant aircraft”).

(2) This regulation does not apply in relation to—

- (a) a commercially operated aircraft carrying no passengers,
- (b) an aircraft operated by or in support of Her Majesty's Government in the United Kingdom,
- (c) an aircraft operated by or in support of a foreign country or territory where, prior to its arrival in Northern Ireland, a United Kingdom Government Department has provided written confirmation to the operator that the aircraft is carrying passengers who are travelling to conduct official business within the United Kingdom.

(3) The operator must not cause or permit a relevant aircraft to land in Northern Ireland unless—

- (a) landing in Northern Ireland is reasonably necessary to secure the safety of the aircraft or the health and safety of any person aboard it,
- (b) the landing is only for the purposes or refuelling or aircraft maintenance, and no passengers are permitted to board, or disembark from, the aircraft, or
- (c) the aircraft is an air ambulance and landing for the purposes of transporting a person for medical treatment.

[<sup>F48</sup>(4) Regulation 7(2)(c) of the Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) Regulations (Northern Ireland) 2021 does not apply in the period starting at 4.00 p.m. on 26th November 2021 and ending on 4.00 a.m. on 28th November 2021.]

### Textual Amendments

**F48** Reg. 17(4) inserted (26.11.2021 at 4.00 p.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/312\)](#), regs. 1(2), 3 (with reg. 1(3))

### Prohibition on arrival of vessels into Northern Ireland

**18.**—(1) Subject to paragraph (2), this regulation applies in relation to a vessel whose last point of departure was a port in a country or territory listed in paragraph 2 of Schedule 8 (“a relevant vessel”).

(2) This regulation does not apply in relation to—

- (a) a commercially operated vessel carrying no passengers,
- (b) a vessel operated by or in support of Her Majesty's Government in the United Kingdom,
- (c) a vessel operated by or in support of a foreign country or territory where, prior to its arrival in Northern Ireland, a United Kingdom Government Department has provided written confirmation to the operator that the vessel is carrying passengers who are travelling to conduct official business within the United Kingdom.

(3) An operator must not cause or permit a relevant vessel to moor at a port in Northern Ireland unless mooring at a port in Northern Ireland—

- (a) is reasonably necessary to secure the safety of the vessel or health and safety of any person aboard it, or
- (b) is otherwise required pursuant to a direction issued under Schedule 3A to the Merchant Shipping Act 1995.

## PART 4

### Enforcement

#### *Enforcement powers*

### Enforcement of requirement to isolate

**19.**—(1) Where a constable has reasonable grounds to believe that a person (P) has left or is outside of the place where they are isolating in contravention of these Regulations, the constable may—

- (a) direct P to return to the place where P is isolating,
- (b) remove P to the place where P is isolating,
- (c) where it is not practicable or appropriate in the circumstances to take the action in subparagraph (a) or (b), remove P to accommodation facilitated by the United Kingdom Government for the purposes of P's isolation.

(2) Paragraphs (1)(b) and (c) do not apply where P is a diplomat within the meaning of Schedule 4.

(3) A constable exercising the power in paragraph (1)(b) or (c) may use reasonable force, if necessary, in the exercise of the power.

(4) Where P is a child [<sup>F49</sup>who has arrived in Northern Ireland from a red list country], and has left or is outside of the place where they are isolating and accompanied by an individual who has responsibility for them—

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- (a) a constable may direct that individual to take P to the place where P is isolating, and
- (b) that individual must, so far as reasonably practicable, ensure that P complies with any direction given by the constable to P.

(5) Where P is a child [<sup>F50</sup>who has arrived in Northern Ireland from a red list country], and a constable has reasonable grounds to believe that P is repeatedly failing to comply with the requirement to isolate, the constable may direct any individual who has responsibility for P to ensure, so far as reasonably practicable, that P so complies.

(6) A constable may only exercise a power in paragraph (1), (4) or (5) if the constable considers that it is a necessary and proportionate means of ensuring compliance with the requirement to isolate.

#### Textual Amendments

- F49** Words in reg. 19(4) inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **8(a)** (with reg. 1(3))
- F50** Words in reg. 19(5) inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **8(b)** (with reg. 1(3))

#### Additional enforcement powers in respect of managed isolation

**20.**—(1) This regulation sets out additional enforcement powers in respect of managed isolation under regulations 14 and 15 and Schedule 7 (“the managed isolation provisions”).

(2) Where an authorised person has reasonable grounds to believe that P is subject to the managed isolation provisions, the authorised person may do any of the following for the purpose of ensuring that P complies with those provisions—

- (a) give a direction to P, including a direction—
  - (i) that P remain in a particular area of a port to await transportation to accommodation designed for the purposes of those provisions,
  - (ii) that P move to a particular place to board transportation designated for the purposes of those provisions,
  - (iii) that P board transportation designated for the purposes of those provisions to travel to accommodation designated for the purposes of those provisions,
  - (iv) that P remain in the place where P is isolating,
- (b) remove P to accommodation designated for the purposes of those provisions.

(3) This regulation does not apply where P is a diplomat within the meaning of Schedule 4.

(4) An authorised person exercising the power in paragraph (2)(b) may use reasonable force, if necessary, in the exercise of the power.

(5) An authorised person may only exercise a power in this regulation if the authorised person considers that it is a necessary and proportionate means of ensuring compliance with the managed isolation provisions.

- (6) For the purposes of this regulation, “authorised person” means—
  - (a) a constable, or
  - (b) an immigration officer.

### Additional enforcement powers in respect of red list arrivals

- 21.**—(1) This regulation sets out additional enforcement powers in respect of red list arrivals.
- (2) Where an authorised person has reasonable grounds to believe that P is a red list arrival and that P has committed an offence under regulation 23(1)(a) or 23(4), the authorised person may—
- (a) require P to produce their passport or travel document for examination,
  - (b) detain P for up to three hours,
  - (c) search P and any baggage belonging to P or under P's control, or any vehicle in which P has travelled, for evidence, other than items subject to legal privilege, that relates to the possible commission of an offence under regulation 23(4),
  - (d) seize and retain any document or article recovered by a search under sub-paragraph (c).
- (3) Paragraph (2) does not confer a power to detain or search an unaccompanied child.
- (4) Any search under paragraph (2) must be conducted by an authorised person of the same gender as P.
- (5) Paragraph (2) does not confer a power to conduct an intimate search.
- (6) This regulation does not apply where P is a diplomat within the meaning of Schedule 4.
- (7) An authorised person exercising the power in this regulation may use reasonable force, if necessary, in the exercise of the power.
- (8) An authorised person may only exercise a power in this regulation if the authorised person considers that it is a necessary and proportionate means of ensuring compliance with the managed isolation provisions.
- (9) For the purposes of this regulation, “authorised person” means—
- (a) a constable, or
  - (b) an immigration officer.

### Power of entry in respect of managed isolation

- 22.**—(1) A constable may enter premises in order—
- (a) to search for a person who is suspected of committing an offence of contravening the requirement in paragraph 8 of Schedule 7,
  - (b) to remove a person of the description in sub-paragraph (a) to accommodation designated by the Department for the purposes of Schedule 7.
- (2) The power in paragraph (1) is exercisable if the constable—
- (a) has reasonable grounds to believe that a person of the description in paragraph (1)(a) is in or on the premises, and
  - (b) has a reasonable belief that it is necessary and proportionate to enter the premises for the purposes specified in paragraph (1)(b).
- (3) But the power in paragraph (1) does not authorise entry to any part of the premises which is used as a private dwelling, unless a magistrates' court has issued a warrant authorising this under paragraph (6).
- (4) A constable exercising the power in paragraph (1) or executing a warrant under paragraph (6)
- (a) may use reasonable force if necessary, and
  - (b) may be accompanied by a community support officer (within the meaning of the Police (Northern Ireland) Act 2003<sup>M11</sup>).

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- (5) A constable exercising the power in paragraph (1) or executing a warrant under paragraph (6)
- 
- (a) if asked by a person on the premises, must show evidence of the constable's identity and outline the purpose for which the power is being exercised, and
  - (b) if the premises are unoccupied or the occupier is temporarily absent, must leave the premises as effectively secured against unauthorised entry as when the constable found them.
- (6) If it is shown to the satisfaction of a magistrates' court on sworn information in writing that—
- (a) there are reasonable grounds to believe that a person of the description in paragraph (1)
    - (a) is in or on the premises, and
    - (b) it is necessary and proportionate to enter the premises for the purposes specified in paragraph (1)(b),
- then the court may by signed warrant authorise a constable to enter the premises.
- (7) In this regulation, “premises” includes any building or structure and any land.

#### Marginal Citations

M11 2003 c.6

### Offences

#### Offences and penalties

- 23.—(1) A person who—
- (a) without reasonable excuse contravenes a requirement in regulation 4,
  - (b) without reasonable excuse contravenes a requirement in regulation 6,
  - (c) without reasonable excuse contravenes a requirement in regulation 8,
  - [<sup>F51</sup>(ca) without reasonable excuse contravenes a requirement in regulation 9A,
  - (cb) without reasonable excuse contravenes a requirement in paragraph 3 of Schedule 6A,
  - (cc) without reasonable excuse contravenes a requirement in schedule 6A, other than paragraph 3,]
  - (d) contravenes a requirement in regulation 10,
  - (e) without reasonable excuse contravenes a requirement in paragraph 4 or 14(a) of Schedule 7,
  - (f) contravenes a requirement in any paragraph of Schedule 7 other than paragraph 4, 13 or 14(a),
  - (g) without reasonable excuse contravenes a requirement in or imposed under regulation 19 or regulation 21, or
  - (h) without reasonable excuse contravenes a requirement in or imposed under regulation 20,
- commits an offence.
- (2) But a person does not commit an offence where they contravene a requirement in—
- (a) regulation 6, if they reasonably believed at the time of the contravention that the notification of a negative result was valid and from a qualifying test,

- (b) Schedule 7, if the accommodation or transport booked is no longer available for reasons beyond the person's control.
- (3) A person who, without reasonable excuse, intentionally obstructs any person carrying out a function under these Regulations commits an offence.
- (4) A person who intentionally or recklessly provides false or misleading passenger information commits an offence.
- (5) An operator (within the meaning of regulation 16) who contravenes regulation 17(3) or 18(3) commits an offence.
- (6) An offence under these Regulations is punishable on summary conviction by a fine—
- (a) not exceeding £10,000 in respect of a managed isolation offence, or a managed isolation (ports and travel information) offence, within the meaning of regulation 27,
  - (b) not exceeding level 5 on the standard scale in respect of any other offences.
- (7) Article 26 of the Police and Criminal Evidence (Northern Ireland) Order 1989 <sup>M12</sup> (arrest without warrant: constables) applies in relation to an offence under this regulation as if the reasons in paragraph (5) of that Article included to maintain public health.

#### Textual Amendments

- F51** Reg. 23(1)(ca)-(cc) inserted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **6(1)** (with reg. 11)

#### Marginal Citations

- M12** [S.I. 1989/1341 \(N.I.12\)](#)

### Reasonable excuses: contravention of regulation 6

**24.** For the purposes of regulation 23(1)(b), reasonable excuses for contravening regulation 6 include, in particular, where—

- (a) a person was medically unfit to provide a sample for a qualifying test and possessed a document, in English or accompanied by a certified English translation, signed by a medical practitioner entitled to practise in the country or territory in which that practitioner was based, to that effect,
- (b) it was not reasonably practicable for a person to obtain a qualifying test due to a disability,
- (c) a person required medical treatment with such urgency that obtaining a qualifying test was not reasonably practicable,
- (d) a person contracted coronavirus and required emergency medical treatment,
- (e) a person was accompanying, in order to provide support, whether medical or otherwise, a person described in paragraph (c) or (d) where it was not reasonably practicable for the accompanying person to obtain a qualifying test,
- (f) a person began their journey to Northern Ireland in a country or territory in which a qualifying test was not available to the public, with or without payment, or in which it was not reasonably practicable for a person to obtain a qualifying test due to lack of reasonable access to a qualifying test or testing facility and it was not reasonably practicable for them to obtain a qualifying test in their last point of departure if this was different to where they began their journey,

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- (g) the time it has taken a person to travel from the country or territory where they began their journey to the country or territory of their last point of departure prior to arriving in Northern Ireland meant that it was not reasonably practicable for them to meet the requirement in paragraph 1(c) of Schedule 5, and it was not reasonably practicable for them to obtain a qualifying test in their last point of departure [<sup>F52</sup>;
- [<sup>F53</sup>(h) a person undertook a qualifying test on board the cruise ship on which that person arrived in Northern Ireland, the result of that test was positive, and it was not reasonably practicable for that person to disembark in a country or territory other than Northern Ireland.]

#### Textual Amendments

- F52** Reg. 24(g): semicolon substituted for full stop (22.9.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/262\)](#), regs. 1(2), **5(a)**
- F53** Reg. 24(h) inserted (22.9.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/262\)](#), regs. 1(2), **5(b)**

#### Reasonable excuses: contravention of regulation 8

**25.—(1)** For the purposes of regulation 23(1)(c), reasonable excuses for contravening regulation 8(2), (3) or (4) include, in particular, where—

- (a) it was not reasonably practicable for a person to book a test due to a disability,
- (b) a person reasonably considered before arriving in Northern Ireland that it would not be reasonably practicable for the person (or, as the case may be, the child for whom the person has responsibility) to provide a sample for a test in accordance with regulation 8 due to a disability,
- (c) a person required medical treatment with such urgency that booking a test was not reasonably practicable,
- (d) a person was accompanying, in order to provide support, whether medical or otherwise, a person described in sub-paragraph (a) or (c) where it was not reasonably practicable for the accompanying person to book a test,
- (e) a person began their journey to Northern Ireland in a country or territory in which the person did not have reasonable access to the facilities or services required to book a test, with or without payment, and such facilities or services were not reasonably accessible in their last point of departure if this was different to where they began their journey.

**(2)** For the purposes of regulation 23(1)(c), reasonable excuses for contravening regulation 8(5) include, in particular, where—

- (a) it is not reasonably practicable for a person to undertake a test due to a disability,
- (b) a person requires medical treatment with such urgency that undertaking a test is not reasonably practicable,
- (c) a test is cancelled for reasons beyond the person's control,
- (d) a person has left Northern Ireland in accordance with regulation 10(3)(b), or left the common travel area in accordance with paragraph 11(1)(a) of Schedule 7.



[<sup>F54</sup> **Reasonable excuses: contravention of regulation 9A**

**25A.** For the purposes of regulation 23(1)(ca), reasonable excuses for contravening regulation 9A include, in particular, where—

- (a) it was not reasonably practicable for a person to undertake a test due to a disability,
- (b) a person required medical treatment with such urgency that undertaking a test was not reasonably practicable,
- (c) a test was cancelled for reasons beyond a person’s control,
- (d) a person has left Northern Ireland,
- (e) a person is employed as air crew and is undertaking a rest period for a continuous, uninterrupted and defined period of time, following duty or prior to duty, during which the person is free of all duties, standby or reserve (and for these purposes, “duties” “standby” and “reserve” have the meanings given in paragraph ORO.FTL.105 of [Commission Regulation \(EU\) No. 965/2012](#).)]

**Textual Amendments**

**F54** Reg. 25A inserted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **6(2)** (with reg. 11)

*Fixed penalty notices*

**Fixed penalty notices**

**26.—(1)** An authorised person may issue a fixed penalty notice to anyone that the authorised person has reasonable grounds to believe—

- (a) has committed an offence under these Regulations, and
- (b) is aged 18 or over.

(2) A fixed penalty notice is a notice offering the person to whom it is issued the opportunity of discharging any liability to conviction for the offence by payment of a fixed penalty to the clerk of petty sessions.

(3) Where a person is issued with a notice under this regulation in respect of an offence—

- (a) no proceedings may be taken for the offence before the end of the period of 28 days following the date of the notice,
- (b) the person may not be convicted of the offence if the person pays the fixed penalty before the end of that period.

(4) A fixed penalty notice must—

- (a) give reasonably detailed particulars of the circumstances alleged to constitute the offence,
- (b) state the period during which (because of paragraph (3)(a)) proceedings will not be taken for the offence,
- (c) specify the amount of the fixed penalty,
- (d) state the name and address of the person to whom the fixed penalty may be paid,
- (e) specify permissible methods of payment, and
- (f) inform the person to whom it is given of the right to ask to be tried for the offence.

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(5) Whatever other method may be specified under paragraph (4)(e), payment of a fixed penalty may be made by pre-paying and posting to the person whose name is stated under paragraph (4)(d), at the stated address, a letter containing the amount of the penalty (in cash or otherwise).

(6) Where a letter is sent as described in paragraph (5), payment is regarded as having been made at the time at which that letter would be delivered in the ordinary course of post.

(7) In any proceedings, a certificate that—

- (a) purports to be signed by or on behalf of the clerk of petty sessions, and
- (b) states that the payment of a fixed penalty was, or was not, received by the date specified in the certificate,

is evidence of the facts stated.

(1) In this regulation, “authorised person” means—

- (a) a constable, or
- (b) an immigration officer, but only in relation to the issue of a fixed penalty notice in respect of—
  - (i) an information offence, within the meaning of regulation 27,
  - (ii) an offence described in regulation 23(1)(b), (1)(c), (1)(e), (1)(f), (1)(g), (1)(h).

### **Amount of fixed penalty**

**27.**—(1) This regulation sets out the amount which must be specified, in accordance with regulation 26(4)(c), in a fixed penalty notice, in respect of different offences—

(2) Where the fixed penalty notice is issued in respect of an obstruction offence ([<sup>F55</sup>non-eligible non-red] list arrivals) then the amount specified must be £1,000.

(3) For the purposes of this regulation an obstruction offence ([<sup>F56</sup>non-eligible non-red] list arrivals) means an offence described in—

- (a) regulation 23(1)(g) (except in so far as it relates to a red list arrival), or
- (b) regulation 23(3) where the person is believed to have intentionally obstructed a person carrying out a function in relation to regulations 10 to 13, or regulation 19 (except in relation to a red list arrival).

(4) Where the fixed penalty notice is issued in respect of a self-isolation offence then the amount specified must be £1,000.

(5) For the purposes of this regulation a self-isolation offence means an offence described in

- [<sup>F57</sup>(a) regulation 23(1)(cc), or
- (b) regulation 23(1)(d).]

(6) Where the fixed penalty notice is issued to a person in respect of a managed isolation offence then the amount specified must be—

- (a) in the case of the first fixed penalty notice, £5,000,
- (b) in the case of the second fixed penalty notice, £8,000,
- (c) in the case of the third and subsequent fixed penalty notice, £10,000.

(7) For the purposes of this regulation a managed isolation offence means an offence described in—

- (a) regulation 23(1)(e) or (1)(f) (except in the case of a contravention of a requirement in paragraph 2 of Schedule 7),
- (b) regulation 23(1)(g) (except in so far as it relates to [<sup>F58</sup>non-eligible non-red] list arrivals),

- (c) regulation 23(1)(h), or
  - (d) regulation 23(3) where the person is [<sup>F59</sup>reasonably] believed to have intentionally obstructed any person carrying out a function relating to a red list arrival.
- (8) Where the fixed penalty notice is issued in respect of a managed isolation (ports and travel information) offence then the amount specified must be £10,000.
- (9) For the purposes of this regulation a managed isolation (ports and travel information) offence means an offence described in—
- (a) regulation 23(1)(f), in respect of the requirement under paragraph 2 of Schedule 7, or
  - (b) regulation 23(4), in respect of information relating to the person's travel history in relation to a red list country.
- (10) Subject to paragraph (8), where the fixed penalty notice is issued in respect of an information offence, then the amount specified must be—
- (a) in the case of the first fixed penalty notice, £500
  - (b) in the case of the second fixed penalty notice, £1,000
  - (c) in the case of the third fixed penalty notice, £2,000
  - (d) in the case of the fourth and subsequent fixed penalty notices, £4,000.
- (11) For the purposes of this regulation an information offence means an offence described in—
- (a) regulation 23(1)(a),
  - (b) regulation 23(3), where the person is believed to have intentionally obstructed a person carrying out a function in relation to regulation 4,
  - (c) regulation 23(4).
- (12) Where the fixed penalty notice is issued in respect of a possession of negative test result offence then the amount specified must be—
- (a) in the case of the first fixed penalty notice, £500,
  - (b) in the case of the second fixed penalty notice, £1,000,
  - (c) in the case of the third fixed penalty notice, £2,000,
  - (d) in the case of the fourth and subsequent fixed penalty notices, £4,000.
- (13) For the purposes of this regulation, a possession of negative test result offence means an offence described in—
- (a) regulation 23(1)(b), or
  - (b) regulation 23(3) where the person is believed to have intentionally obstructed any person carrying out a function in relation to regulation 6.
- (14) Where the fixed penalty notice is issued in respect of a book and test offence, then the amount specified must be—
- (a) in the case of a fixed penalty notice issued in respect of a failure to possess a testing package in accordance with regulation 8(2), £1,000,
  - (b) in the case of a fixed penalty notice issued in respect of a failure to obtain a testing package in accordance with regulation 8(3), £2,000,
  - (c) in the case of a fixed penalty notice issued in respect of a failure to obtain a testing package in accordance with regulation 8(4), £1,000,
  - (d) in the case of a fixed penalty notice issued in respect of a failure to undertake a test in accordance with regulation 8(5) or (7), [<sup>F60</sup>£1,000],

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(e) in the case of the second fixed penalty notice issued in respect of a failure to undertake a test in accordance with regulation 8(5) or (7), £2,000.

(15) For the purposes of this regulation, a book and test offence means an offence described in regulation 23(1)(c).

[<sup>F61</sup>(16) Where the fixed penalty notice is issued in respect of a workforce test offence then the amount specified must be—

(a) in the case of the first fixed penalty notice, £1,000,

(b) in the case of the second fixed penalty notice, £2,000,

(c) in the case of the third and subsequent fixed penalty notices, £3,000.

(17) For the purposes of this regulation a workforce test offence means an offence described in regulation 23(1)(ca).

(18) Where the fixed penalty notice is issued in respect of an employers' obligation workforce test offence then the amount specified must be—

(a) in the case of the first fixed penalty notice, £1,000,

(b) in the case of the second fixed penalty notice, £2,000,

(c) in the case of the third fixed penalty notice, £4,000,

(d) in the case of the fourth and subsequent fixed penalty notices, £10,000.

(19) For the purposes of this regulation an employers' obligation workforce test offence means an offence described in regulation 23(1)(cb).]

#### Textual Amendments

- F55** Words in [reg. 27\(2\)](#) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), [regs. 1\(2\)](#), **11(a)** (with [reg. 1\(4\)](#))
- F56** Words in [reg. 27\(3\)](#) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), [regs. 1\(2\)](#), **11(b)** (with [reg. 1\(4\)](#))
- F57** [Reg. 27\(5\)\(a\)\(b\)](#) substituted for words (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), [regs. 1\(2\)](#), **6(3)(a)** (with [reg. 11](#))
- F58** Words in [reg. 27\(7\)\(b\)](#) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), [regs. 1\(2\)](#), **11(e)** (with [reg. 1\(4\)](#))
- F59** Word in [reg. 27\(7\)\(d\)](#) inserted (12.5.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/121\)](#), [regs. 1\(1\)](#), **3**
- F60** Sum in [reg. 27\(14\)\(d\)](#) substituted (8.6.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/154\)](#), [regs. 1\(1\)](#), **3**
- F61** [Reg. 27\(16\)-\(19\)](#) inserted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), [regs. 1\(2\)](#), **6(3)(b)** (with [reg. 11](#))

### **Amount of fixed penalty: offences committed under statutory provisions revoked by these Regulations**

**28.**—(1) This regulation applies for the purposes of determining, in accordance with regulation 27, how many fixed penalty notices a person (P) has received in respect of an offence under these Regulations.

(2) An information offence, within the meaning of the Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2020 is to be treated as an information offence within the meaning of regulation 27.

(3) But, in determining how many fixed penalty notices P has received in respect of an information offence, no account is to be taken of any such fixed penalty notice issued to P before 4.00 am on 30th January 2021.

(4) An offence described in regulation 7(6A) of the Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2020 is to be treated as a possession of a negative test result offence within the meaning of regulation 27.

### **Effect of fixed penalty notice**

**29.**—(1) This regulation applies if a fixed penalty notice is given to any person under regulation 26.

(2) If the person asks to be tried for the alleged offence, proceedings may be brought against the person.

(3) If by the end of the period mentioned in regulation 26(3)(a)—

- (a) the penalty has not been paid, and
- (b) the person has not made a request to be tried,

a sum equal to one and a half times the amount of the penalty (“the enhanced sum”) may be registered under regulation 31 for enforcement against that person as a fine.

(4) But the enhanced sum must not exceed £10,000.

#### *Procedure where a fixed penalty notice has not been paid*

### **Registration certificates**

**30.**—(1) This regulation and regulation 31 apply where by virtue of regulation 29 the enhanced sum may be registered under regulation 31 for enforcement against any person as a fine.

(2) In this regulation and regulation 31—

- (a) that sum is referred to as a “sum payable in default”, and
- (b) the person against whom that sum may be so registered is referred to as the “defaulter”.

(3) The Chief Constable or an immigration officer—

- (a) may, in respect of any sum payable in default, issue a certificate (a “registration certificate”) stating that the sum is registrable under regulation 31 for enforcement against the defaulter as a fine; and
- (b) must cause any certificate so issued to be sent to the clerk of petty sessions.

(4) The Chief Constable may authorise a person to carry out the functions of the Chief Constable under paragraph (3).

(5) A registration certificate must—

- (a) give particulars of the offence to which the penalty notice relates; and

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- (b) state the name and last known address of the defaulter and the amount of the sum payable in default.

### Registration of penalty

**31.**—(1) Where the clerk of petty sessions receives a registration certificate in respect of any sum payable in default, the clerk must register that sum for enforcement as a fine by entering it in the Order Book of a court of summary jurisdiction.

(2) On registering any sum under this regulation for enforcement as a fine, the clerk of petty sessions must give to the defaulter notice of registration—

- (a) specifying the amount of that sum and requiring payment of it by such date, not less than 28 days from the date of registration, as may be specified in the notice, and
- (b) giving the information with respect to the offence included in the registration certificate by virtue of regulation 30(5)(a).

(3) On the registration of any sum in the Order Book of a court of summary jurisdiction by virtue of this regulation, any statutory provision referring (in whatever terms) to a fine imposed or a sum adjudged to be paid on a conviction of such court is to have effect in the case in question as if the sum so registered were a fine imposed by that court on the conviction of the defaulter on the date of the registration.

(4) The clerk of petty sessions must refer the case to a district judge (magistrates' courts) for the judge to consider whether to make a collection order under section 3 of the Justice Act (Northern Ireland) 2016 <sup>M13</sup>, and the order may be made without a court hearing.

(5) Where a collection order is made in that case, the date specified in the order as the date by which the sum due must be paid must, unless the court directs otherwise, be the same as the date specified in the notice of registration under paragraph (2)(a).

#### Marginal Citations

M13 2016 c. 21 (N.I.)

### Challenge to notice

**32.**—(1) This regulation applies where—

- (a) a person who has received notice of the registration of a sum under regulation 31 for enforcement against that person as a fine makes a statutory declaration to the effect mentioned in paragraph (2), and
- (b) that declaration is, within 21 days of the date on which the person making it received notice of the registration, served on the clerk of petty sessions.

(2) The statutory declaration must state—

- (a) that the person making the declaration was not the person to whom the relevant fixed penalty notice was given, or
- (b) that the person gave notice requesting to be tried in respect of the alleged offence as permitted by the fixed penalty notice before the end of the period of 28 days following the date of the fixed penalty notice.

(3) In any case within paragraph (2)(a), the relevant fixed penalty notice, the registration and any proceedings taken before the declaration was served for enforcing payment of the sum registered are void.

(4) In any case within paragraph (2)(b)—

- (a) the registration and any proceedings taken before the declaration was served for enforcing payment of the sum registered are void, and
  - (b) the case is to be treated after the declaration is served as if the person making the declaration had given notice requesting to be tried in respect of the alleged offence as stated in the declaration.
- (5) References in this regulation to the relevant fixed penalty notice are to the fixed penalty notice relating to the penalty concerned.
- (6) In any case within paragraph (2)(b), Article 19(1)(a) of the Magistrates' Courts (Northern Ireland) Order 1981 <sup>M14</sup> (limitation of time) has effect as if for the reference to the time when the offence was committed there were substituted a reference to the date of the statutory declaration made for the purposes of paragraph (1).
- (7) Paragraph (8) applies where, on the application of a person who has received notice of the registration of a sum under regulation 31 for enforcement against that person as a fine, it appears to a court of summary jurisdiction that it was not reasonable to expect that person to serve, within 21 days of the date on which that person received the notice, a statutory declaration to the effect mentioned in paragraph (2).
- (8) The court may accept service of such a declaration by that person after that period has expired; and a statutory declaration so accepted is to be taken to have been served as required by paragraph (1).
- (9) In this regulation references to proceedings for enforcing payment of the sum registered are references to any process issued or other proceedings taken for or in connection with enforcing payment of that sum (including the making of a collection order).
- (10) For the purposes of this regulation, a person is to be taken to receive notice of the registration of a sum under regulation 31 for enforcement against that person as a fine when that person receives notice either of the registration as such or of any proceedings for enforcing payment of the sum registered.
- (11) Nothing in this regulation is to be read as prejudicing any rights a person may otherwise have by virtue of the invalidity of any action purportedly taken under these Regulations which is not in fact authorised by these Regulations in the circumstances of the case.
- (12) Accordingly, references in this regulation to the registration of any sum or to any other action taken under these Regulations are not to be read as implying that the registration or action was validly made or taken.

**Marginal Citations**

M14 S.I. 1981/1675 (N.I.26)

**Setting aside of sum enforceable under regulation 31**

**33.—**(1) A court of summary jurisdiction may, in the interests of justice, set aside a sum enforceable as a fine as a result of regulation 31.

- (2) Where a court sets aside such a sum, it must give a direction that either—
  - (a) no further action is to be taken in respect of the alleged offence that gave rise to the fixed penalty notice concerned, or
  - (b) that the case is to be treated as if the person concerned had given notice requesting to be tried in respect of the offence.
- (3) Where a court gives a direction under paragraph (2)(a), the fixed penalty notice concerned, the registration and any proceedings taken for enforcing payment of the sum registered are void.



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- (4) Where a court gives a direction under paragraph (2)(b)—
- (a) the registration and any proceedings taken for enforcing payment of the sum registered are void; and
  - (b) Article 19(1)(a) of the Magistrates' Courts (Northern Ireland) Order 1981 (limitation of time) has effect as if for the reference to the time when the offence was committed there were substituted a reference to the date of the setting aside.
- (5) In this regulation references to proceedings for enforcing payment of the sum registered are references to any process issued or other proceedings taken for or in connection with enforcing payment of that sum (including the making of a collection order).

## PART 5

### Information sharing

#### **Power to use and disclose information**

**34.**—(1) This regulation applies to a person (P) who holds information described in paragraph (2) (“relevant information”), including where P holds that information as a result of disclosure made in accordance with paragraph (4).

- (2) The information referred to in paragraph (1) is—
- (a) information provided on the Passenger Locator Form, or
  - (b) DA information received for a purpose described in paragraph (4)(a)(i),
  - (c) where a person (B) is required to isolate under these Regulations—
    - (i) the details of any such period of isolation (including the start and end dates of that period and the reason it was imposed),
    - (ii) a copy of any notice given to B which contains information about the requirement to isolate,
    - (iii) information generated where B books, or attempts to book, accommodation as part of a managed isolation package,
    - (iv) the details of any location in which B undertakes any period of managed isolation (including the name and address of the location),
    - (v) information relating to B obtained by P in the course of providing accommodation to B pursuant to a managed isolation package (including B's room number, the personal details of any of B's co-habitants, and the details of any absence of B, authorised or otherwise, from the place where B is isolating),
    - (vi) information relating to B obtained by P in the course of providing transport to a location at which B undertakes, or is due to undertake, any period of managed isolation,
    - (vii) information relating to B obtained by P in the course of providing any service in connection with a managed isolation package,
  - (d) where B is required to obtain a testing package or undertake a test under regulation 8 or Schedule 6—
    - (i) information generated where B books, or attempts to book, a testing package for the purposes of regulation 8,
    - (ii) a copy of any notice given to B which contains information about the requirement to book a testing package or to undertake a test,

- (iii) information P obtained under paragraph 8(3) or (4) of Schedule 6,
  - (iv) the results of a test undertaken by B in accordance with Schedule 6 (whether or not that test was provided as part of a testing package),
  - (v) information obtained by P in the course of providing a test that falls within paragraph (iv) and is undertaken, or in the course of arranging for such a test to be undertaken, by B (including confirmation that the test was undertaken, details of when and where it was undertaken, any reasons for a test not being undertaken and the details of any replacement test to be undertaken),
- (e) information provided to an immigration officer pursuant to regulations 4(7), 6(6), 8(10), or paragraph 16 of Schedule 7, or
- (f) where a sample taken in respect of a day 2 test under regulation 8 has been sequenced, [F62 or a sample taken in respect of a further test required under paragraph 2(1)(a) of Schedule 6A has been sequenced,] the sorted BAM file relating to that sample containing all reads aligning to the SARS-CoV-2 reference genome with unaligned and human reads removed.
- (3) P may only use relevant information where it is necessary—
- (a) for the purpose of carrying out a function under these Regulations or the Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) Regulations (Northern Ireland) 2021,
  - (b) for the purpose of—
    - (i) preventing danger to public health as a result of the spread of infection or contamination,
    - (ii) monitoring the spread of infection or contamination, or
    - (iii) giving effect to any international agreement or arrangement relating to the spread of infection or contamination, or
  - (c) for a purpose connected with, or otherwise incidental to, a purpose described in sub-paragraph (a) or (b).
- (4) Subject to paragraph (7), P may only disclose relevant information to another person (the “recipient”) where it is necessary for the recipient to have the information—
- (a) for the purpose of carrying out a function of the recipient under—
    - (i) these Regulations or the Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) Regulations (Northern Ireland) 2021, or
    - (ii) an enactment which, in England, Scotland, or Wales, has the effect of requiring the isolation or quarantine of persons who have been outside the common travel area, for any of the purposes described in sub-paragraph (b),
  - (b) for the purpose of—
    - (i) preventing danger to public health as a result of the spread of infection or contamination,
    - (ii) monitoring the spread of infection or contamination, or
    - (iii) giving effect to any international agreement or arrangement relating to the spread of infection or contamination, or
  - (c) for a purpose connected with, or otherwise incidental to, a purpose described in sub-paragraph (a) or (b).
- (5) A constable or a person responsible for arranging or providing services (including security services) in respect of accommodation as part of a managed isolation package may, where necessary

*Status: Point in time view as at 26/11/2021.*

*Changes to legislation: There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)*

for the purpose of carrying out a function under these Regulations, request from B the following information—

- (a) confirmation that B possesses a testing package for the purposes of regulation 8 and the details of that testing package (including the time and date of the tests),
  - (b) confirmation that B has undertaken any test in accordance with a testing package and, if not, an account of the reasons,
  - (c) the result of any test B has undertaken in accordance with a testing package.
- (6) Subject to paragraph (8), disclosure which is authorised by this regulation does not breach—
- (a) an obligation of confidence owed by the person making the disclosure, or
  - (b) any other restriction on the disclosure of information (however imposed).
- (7) This regulation does not limit the circumstances in which information may otherwise lawfully be disclosed under any other enactment or rule of law.
- (8) Nothing in this regulation authorises the use or disclosure of personal data where doing so contravenes the data protection legislation.
- (9) For the purposes of this regulation—
- “data protection legislation” and “personal data” have the same meanings as in section 3 of the Data Protection Act 2018 <sup>M15</sup>,
- “DA information” means information provided in accordance with, or as described in, an enactment which, in England, Scotland or Wales, has the effect of requiring the isolation or quarantine of persons who have been outside the common travel area, for any of the purposes described in paragraph (3)(b).

#### Textual Amendments

**F62** Words in [reg. 34\(2\)\(f\)](#) inserted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), 7 (with [reg. 11](#))

#### Marginal Citations

**M15** 2018 c. 12

### Self-incrimination

**35.**—(1) Information provided by a person in accordance with, or as described in, regulation 4 may be used in evidence against the person, subject to paragraphs (2) to (4).

- (2) In criminal proceedings against the person—
  - (a) no evidence relating to the information may be adduced by or on behalf of the prosecution, and
  - (b) no question relating to the information may be asked by or on behalf of the prosecution.
- (3) Paragraph (2) does not apply if the proceedings are for—
  - (a) an offence under these Regulations,
  - (b) an offence under the Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2020,
  - (c) an offence under Article 10 the Perjury (Northern Ireland) Order 1979 <sup>M16</sup> (false statements made otherwise than on oath),

- (d) an offence under section 1 of the Fraud Act 2006.
- (4) Paragraph (2) does not apply if, in the proceedings—
  - (a) evidence relating to the information is adduced by or on behalf of the person who provided it, or
  - (b) a question relating to the information is asked by or on behalf of that person.

**Marginal Citations**

M16 [S.I. 1979/1714 \(N.I.19\)](#)

## PART 6

### Review and expiry of these Regulations

#### Review of need for restrictions

36.—(1) The Department must review the need for the requirements imposed by these Regulations at least once every 28 days.

(2) Any amendment to these Regulations will be considered to be a review for the purposes of this regulation.

#### Expiry of these Regulations

37.—(1) These Regulations expire on 24th March 2022.

(2) The expiry of these Regulations does not affect the validity of anything done pursuant to these Regulations before they expire.

## PART 7

### Final provisions

#### Revocations

38.—(1) The Regulations specified in Part 1 of Schedule 9 are revoked.

(2) The Regulations specified in Part 2 of Schedule 9 are revoked to the extent specified.

#### Transitional provisions

39.—(1) Paragraph (2) applies where—

- (a) a certification, authorisation, confirmation in writing or other thing done was done in accordance with a statutory provision that has been revoked by these Regulations,
- (b) that certification, authorisation, confirmation in writing or other thing done was in force immediately before these Regulations came into operation, and
- (c) these Regulations make corresponding provision to the revoked statutory provision.

(2) Where this paragraph applies, the certification, authorisation, confirmation in writing or other thing done is to be treated as a certification, authorisation, confirmation in writing or other thing done in accordance with the corresponding provision in these Regulations.

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**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

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**Relationship between these Regulations and the Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) Regulations (Northern Ireland) 2021**

**40.** These Regulations have effect, and are deemed to have effect, at the same time as the Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) Regulations (Northern Ireland) 2021.

Sealed with the Official Seal of the Department of Health on 15th April 2021

L.S.

*Robin Swann*  
Minister of Health

## SCHEDULES

### SCHEDULE 1

Regulation 3

#### Red list countries

F63 ...

#### Textual Amendments

**F63** Words in Sch. 1 omitted (26.11.2021 at 4.00 p.m.) by virtue of [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/312\)](#), regs. 1(2), **4(a)** (with reg. 1(3))

[<sup>F64</sup>Botswana]

#### Textual Amendments

**F64** Words in Sch. 1 inserted (26.11.2021 at 4.00 p.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/312\)](#), regs. 1(2), **4(b)** (with reg. 1(3))

[<sup>F64</sup>Eswatini]

[<sup>F64</sup>Lesotho]

[<sup>F64</sup>Malawi]

[<sup>F64</sup>Mozambique]

[<sup>F64</sup>Namibia]

[<sup>F64</sup>South Africa]

[<sup>F64</sup>Zimbabwe]

#### Textual Amendments

**F63** Words in Sch. 1 omitted (26.11.2021 at 4.00 p.m.) by virtue of [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/312\)](#), regs. 1(2), **4(a)** (with reg. 1(3))

**F64** Words in Sch. 1 inserted (26.11.2021 at 4.00 p.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/312\)](#), regs. 1(2), **4(b)** (with reg. 1(3))

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

F65 SCHEDULE 2

Regulation 3

**Textual Amendments**

F65 Sch. 2 omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), 4(5) (with reg. 1(4))

F66 SCHEDULE 2A

Regulation 3(1)

Amber plus list countries

**Textual Amendments**

F66 Sch. 2A omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), 4(5) (with reg. 1(4))

[F67] SCHEDULE 2B

Regulation 3A(2)

Criteria to be [F68]an eligible] arrival

**Textual Amendments**

F67 Sch. 2B inserted (2.8.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 4) Regulations (Northern Ireland) 2021 (S.R. 2021/225), regs. 1(2), 4(2) (with reg. 11)

F68 Words in Sch. 2B heading substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), 5(7) (with reg. 1(4))

1. P is [F69]an “eligible”] arrival if P complies with any of paragraphs 2 to 6.

**Textual Amendments**

F69 Words in Sch. 2B para. 1 substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), 5(8) (with reg. 1(4))

2. P complies with this paragraph if P—



- (a) has completed a course of doses of an authorised vaccine with the final dose having been received before the start of the period beginning with the 14th day before the date of P’s arrival in Northern Ireland,
- <sup>F70</sup>(b) .....
- <sup>F71</sup>(c) .....
- (d) is able to provide proof, if required by an immigration officer or the operator of the relevant service on which P travels to Northern Ireland, of meeting the requirement in sub-paragraph (a) through—
  - (i) the NHS COVID pass, certification issued by the Department of Health, or equivalent from NHS Scotland or NHS Wales,
  - (ii) the EU Digital COVID Certificate, <sup>F72</sup>...
    - [ a North American Certificate;
    - <sup>F73</sup>(iia)
    - (iib) a certificate of COVID-19 records issued by an approved third country or territory;]
    - (iii) the Centres for Disease Control and Prevention vaccination card, <sup>F74</sup> ...
      - [ a vaccine certificate [<sup>F76</sup>, and]]
      - <sup>F75</sup>(iv)
  - <sup>F77</sup>(e) .....
  - (f) has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria <sup>F78</sup>....

**Textual Amendments**

- F70** Sch. 2B para. 2(b) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(a)(i)** (with reg. 1(3))
- F71** Sch. 2B para. 2(c) omitted (31.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(2)** (with reg. 1(4))
- F72** Word in Sch. 2B para. 2(d)(ii) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(9)(a)** (with reg. 1(4))
- F73** Sch. 2B para. 2(d)(iia)(iib) inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(a)(ii)** (with reg. 1(3))
- F74** Word in Sch. 2B para. 2(d)(iii) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(a)(iii)** (with reg. 1(3))
- F75** Sch. 2B para. 2(d)(iv) inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(9)(c)** (with reg. 1(4))
- F76** Word in Sch. 2B para. 2(d)(iv) substituted for comma (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(a)(iv)** (with reg. 1(3))
- F77** Sch. 2B para. 2(e) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(a)(v)** (with reg. 1(3))

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

**F78** Words in Sch. 2B para. 2(f) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **5(9)(d)** (with reg. 1(4))

- 3. P complies with this paragraph if P [<sup>F79</sup>is ordinarily resident in Northern Ireland and]—
  - (a) has participated, or is participating, in a clinical trial of a vaccine for vaccination against coronavirus carried out in accordance with the requirements of the Medicines for Human Use (Clinical Trials) Regulations 2004,
  - (b) is able to provide proof of such participation, if required by an immigration officer or the operator of the relevant service on which P travels to Northern Ireland, and
  - (c) has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria <sup>F80</sup> ....

**Textual Amendments**

**F79** Words in Sch. 2B para. 3 inserted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/293\)](#), regs. 1(2), **6(3)** (with reg. 1(4))

**F80** Words in Sch. 2B para. 3(c) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **5(10)** (with reg. 1(4))

- 4. P complies with this paragraph if P—
  - (a) has participated, or is participating, in a clinical trial regulated in the United States of America by the Food and Drugs Administration of a vaccine for vaccination against coronavirus,
  - (b) is able, if required by an immigration officer or the operator of the relevant service on which P travels to Northern Ireland, to provide proof of such participation through the Centres for Disease Control and Prevention vaccination card, [<sup>F81</sup>and]
  - (c) has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria <sup>F82</sup> ... <sup>F83</sup> ...

<sup>F84</sup>(d) .....

**Textual Amendments**

**F81** Word in Sch. 2B para. 4(b) inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **9(b)(i)** (with reg. 1(3))

**F82** Words in Sch. 2B para. 4(c) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **5(11)** (with reg. 1(4))

**F83** Word in Sch. 2B para. 4(c) omitted (22.11.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **9(b)(ii)** (with reg. 1(3))

**F84** Sch. 2B para. 4(d) omitted (22.11.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **9(b)(iii)** (with reg. 1(3))

[

- <sup>F85</sup>4A.—(1) P meets the conditions of this regulation if P—
- (a) has participated. or is participating in, phase 2 (therapeutic exploratory studies) or phase 3 (clinical efficacy and safety studies) of a clinical trial of a vaccine for vaccination against coronavirus which is regulated by—
    - (i) the European Medicines Agency, or
    - (ii) a regulatory authority (other than such an authority in the United Kingdom or the United States of America) which is designated as a Stringent Regulatory Authority by the World Health Organisation;
  - (b) if required by an immigration officer or the operator of the relevant service on which P travels to Northern Ireland is able to provide proof of such participation through a participation document, and
  - (c) has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria.
- (2) For the purposes of this regulation “participation document” means a document in English, French or Spanish issued by a relevant person which confirms—
- (a) P’s full name;
  - (b) P’s date of birth;
  - (c) the name and manufacturer of the vaccine;
  - (d) the country or territory in which the clinical trial is taking, or took, place;
  - (e) the regulatory authority responsible for the regulation of the clinical trial;
  - (f) the phase of the clinical trial in which P is participating or participated.
- (3) For the purposes of paragraph (2) “relevant person” means—
- (a) the competent health authority of the country or territory in which the relevant clinical trial is being, or was, carried out, or
  - (b) the person who is conducting, or conducted, the relevant clinical trial.]

**Textual Amendments**

**F85** Sch. 2B para. 4A inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(4)** (with reg. 1(4))

5. P complies with this paragraph if P is—
- (a) under the age of 18 years upon arrival in Northern Ireland <sup>F86</sup> ...
  - <sup>F87</sup>(b) .....

**Textual Amendments**

**F86** Word in Sch. 2B para. 5(a) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(c)(i)** (with reg. 1(3))

**F87** Sch. 2B para. 5(b) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(c)(ii)** (with reg. 1(3))

6. P complies with this paragraph if P is <sup>F88</sup> ...—

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- (a) a person who—
  - (i) has completed a course of doses of a vaccine under the United Kingdom vaccine roll-out overseas, with the final dose having been received before the start of the period beginning with the 14th day before the date of their arrival in Northern Ireland,
  - (ii) is able to provide proof, if required by an immigration officer or the operator of the relevant service on which P travels to Northern Ireland, of meeting the requirements in paragraph (i), and
  - (iii) has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria <sup>F89</sup> ... <sup>F90</sup> ...

<sup>F91</sup>(b) .....

**Textual Amendments**

**F88** Word in Sch. 2B para. 6 omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(d)(i)** (with reg. 1(3))

**F89** Words in Sch. 2B para. 6(a)(iii) omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(12)** (with reg. 1(4))

**F90** Word in Sch. 2B para. 6(a) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(d)(ii)** (with reg. 1(3))

**F91** Sch. 2B para. 6(b) omitted (22.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(d)(iii)** (with reg. 1(3))

- [<sup>F92</sup>7.—(1) For the purposes of paragraph 2—
- (a) P has completed a course of doses if P has received the complete course of doses specified—
    - (i) in the summary of product characteristics approved as part of the marketing authorisation for the authorised vaccine, or
    - (ii) in the instructions for usage approved as part of the authorisation by the licensing authority on a temporary basis under regulation 174 (supply in response to spread of pathogenic agents etc) of the Human Medicines Regulations 2012 for the authorised vaccine;
  - [<sup>F93</sup>(aa) if P has received at least 2 doses of any of the vaccines referred to in sub-paragraph (c) of the definition of “authorised vaccine” in paragraph 10, P is deemed to have completed a course of doses of an authorised vaccine.]
  - (b) if P has received a dose of one authorised vaccine and a dose of a different authorised vaccine, P is deemed to have completed a course of doses of an authorised vaccine.]

**Textual Amendments**

**F92** Sch. 2B para. 7 substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(13)** (with reg. 1(4))

**F93** Sch. 2B para. 7(1)(aa) inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(e)** (with reg. 1(3))

**F94** 7A. ....

**Textual Amendments**

**F94** Sch. 2B para. 7A omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(14)** (with reg. 1(4))

[  
**F95** 7B.—(1) For the purposes of paragraph 6—

(a) P has completed a course of doses of a vaccine if P has received the complete course of doses of the vaccine as specified in the manufacturer’s guidance for that vaccine;

[ if P has received a dose of an authorised vaccine in a relevant country, and a dose of  
**F96**(aa) a vaccine under the United Kingdom vaccine roll-out overseas, P is deemed to have completed a course of doses of an authorised vaccine;]

(b) where P has received a dose of an authorised vaccine **F97**... and a dose of a vaccine under the United Kingdom vaccine roll-out overseas, P is deemed to have completed a course of doses of a vaccine under the United Kingdom vaccine roll-out overseas;

(c) where P has received a dose of one vaccine under the United Kingdom vaccine roll-out overseas, and a dose of a different vaccine under the United Kingdom vaccine roll-out overseas, P is deemed to have completed a course of doses of a vaccine under the United Kingdom vaccine roll-out overseas.]

[  
**F98**(2) Where P is a person described in paragraph (1)(b), the proof which P provides for the purposes of paragraph 6(1)(a)(ii) must include proof of having received the dose of an authorised vaccine through—

(a) the NHS COVID pass, certification issued by the Department of Health, or equivalent from NHS Scotland or NHS Wales;

(b) the EU Digital COVID certificate;

[ a North American Certificate;

**F99**(ba)

(bb) a certificate of COVID-19 records issued by an approved third country or territory;]

(c) the Center for Disease Control and Prevention vaccination card; or

(d) a vaccine certificate.]

**Textual Amendments**

**F95** Sch. 2B para. 7B inserted by virtue of (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(15)** (with reg. 1(4))

**F96** Sch. 2B para. 7B(1)(aa) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(5)(a)** (with reg. 1(4))

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- F97** Words in Sch. 2B para. 7B(1)(b) omitted (31.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(5)(b)** (with reg. 1(4))
- F98** Sch. 2B para. 7B(2) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(5)(c)** (with reg. 1(4))
- F99** Sch. 2B para. 7B(2)(ba)(bb) inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(f)** (with reg. 1(3))

**F100**8. ....

**Textual Amendments**

**F100** Sch. 2B para. 8 omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(14)** (with reg. 1(4))

**F101**8A. ....

**Textual Amendments**

**F101** Sch. 2B para. 8A omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(14)** (with reg. 1(4))

9. For the purposes of this Schedule a child is to be treated as making a declaration on a Passenger Locator Form, and providing any proof required, if that declaration is made, and the proof provided, by a person who is travelling with and has responsibility for that child.

10. In this Schedule—

“authorised vaccine” means a medicinal product for vaccination against coronavirus [<sup>F102</sup>which—

- (a) in relation to doses received in the United Kingdom [<sup>F103</sup>, is authorised]—
  - (i) for supply in the United Kingdom in accordance with a marketing authorisation, or
  - (ii) by the licensing authority on a temporary basis under regulation 174 of the Human Medicines Regulations 2012;
- (b) [<sup>F104</sup>in relation to doses received in a relevant country listed in the table in paragraph 11, is authorised for supply in that relevant country following evaluation by the regulator for that relevant country,
- (c) in relation to doses received [<sup>F105</sup>any other country or territory (including a relevant country listed in paragraph 12)], [<sup>F106</sup>—
  - (i) would be authorised as provided for in sub-paragraph (a)(i) or (ii) if the doses were received in the United Kingdom, or
  - (ii) are listed in lines 10, 11 or 13 of the guidance document “Status of COVID-19 Vaccines within WHO EUL/PQ Evaluation Process” published by the World Health Organisation on 11th November 2021<sup>F107</sup>, and authorised or certified in a regulated country listed in paragraph 12,]]

“clinical trial” has the meaning given in regulation 2(1) of the Medicines for Human Use (Clinical Trials) Regulations 2004,

[<sup>F108</sup>“the COVID-19 vaccination eligibility criteria” means the conditions in any of paragraphs 2 to 6,]

“Crown servant” has the meaning given in section 12(1)(a) to (e) of the Official Secrets Act 1989,

“government contractor” has the meaning given in section 12(2) of the Official Secrets Act 1989,

“the licensing authority” has the meaning given in regulation 6(2) (the licensing authority and the Ministers) of the Human Medicines Regulations 2012,

“marketing authorisation”—

(a) in relation to a vaccine authorised for supply in the United Kingdom or in a member State, has the meaning given in regulation 8(1) (general interpretation) of the Human Medicines Regulations 2012,

(b) in relation to a vaccine authorised for supply in a relevant country [<sup>F109</sup>listed in the table in paragraph 11] other than a member State, means a marketing authorisation granted by [<sup>F110</sup>the regulator for that relevant country],

“medicinal product” has the meaning given in regulation 2 (medicinal products) of the Human Medicines Regulations 2012,

“NHS COVID pass” means the COVID-19 records [<sup>F111</sup>available] on the NHS smartphone app developed and operated by the Secretary of State, through the website at NHS.uk or [<sup>F112</sup>in] a COVID-19 post vaccination letter obtained from the NHS,

“NHS” means the health service continued under section 1(1) of the National Health Service Act 2006,

“NHS Scotland” means the health service continued under section 1(1) of the National Health Service (Scotland) Act 1978,

“NHS Wales” means the health service continued under section 1(1) of the National Health Service (Wales) Act 2006,

[<sup>F113</sup>“North American Certificate” means, in relation to a State, District or Province listed in the table in paragraph 10B, the certificate identified in the corresponding row of the second column of that table;]

[<sup>F114</sup>“regulator”, in relation to a relevant country listed in the table in paragraph 11, means the regulator identified in the corresponding row of the second column of the table in that paragraph, and a reference to a regulator in that table is a reference to the regulatory authority of that name designated as a Stringent Regulatory Authority by the World Health Organization pursuant to the operation of the COVAX Facility,]

“relevant country” means a country listed in the first column of the table in paragraph 11 [<sup>F115</sup>or a country or territory listed in paragraph 12],

<sup>F116</sup> ...

“relevant service” means a commercial transport service carrying passengers to Northern Ireland from outside the common travel area,

“United Kingdom vaccine roll-out overseas” means the administration of vaccination against coronavirus to—



**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (a) Crown servants, government contractors or other personnel posted or based overseas and their dependants under the scheme known as the Foreign, Commonwealth and Development Office staff COVID-19 vaccination programme;<sup>[F117]</sup>or
- (b) <sup>F118</sup> ...
- (c) military or civilian personnel, government contractors and their dependants at a military posting overseas, including the British overseas territories, the Channel Islands and the Isle of Man, under the vaccination scheme provided or approved by the UK Defence Medical Services.

<sup>[F119]</sup>“vaccine certificate” means a certificate in English, French or Spanish issued by the competent health authority of a relevant country <sup>[F120]</sup>, other than a European country listed in the table in paragraph 11 or the United States of America,] which contains—

- (a) P’s full name;
- (b) P’s date of birth;
- (c) the name and manufacturer of the vaccine that P received;
- (d) the date that P received each dose of the vaccine;
- (e) details of either the identity of the issuer of the certificate or the country of vaccination, or both.]

#### Textual Amendments

- F102** Word in Sch. 2B para. 10 substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(a)(i)** (with reg. 1(4))
- F103** Words in Sch. 2B para. 10 inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(a)(ii)** (with reg. 1(4))
- F104** Words in Sch. 2B para. 10 substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(a)(iii)** (with reg. 1(4))
- F105** Words in Sch. 2B para. 10 substituted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(6)(a)** (with reg. 1(4))
- F106** Words in Sch. 2B para. 10 substituted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(g)(i)** (with reg. 1(3))
- F107** A copy may be downloaded from [https://extranet.who.int/pqweb/sites/default/files/documents/Status\\_COVID\\_VAX\\_11Nov2021.pdf](https://extranet.who.int/pqweb/sites/default/files/documents/Status_COVID_VAX_11Nov2021.pdf). A hard copy may be obtained from the Department of Health and Social Care, 39 Victoria Street, London, SW1H 0EU
- F108** Words in Sch. 2B para. 10 inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(b)** (with reg. 1(4))
- F109** Words in Sch. 2B para. 10 inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(c)(i)** (with reg. 1(4))
- F110** Words in Sch. 2B para. 10 substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(c)(ii)** (with reg. 1(4))



- F111** Word in Sch. 2B para. 10 inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(g)(ii)(aa)** (with reg. 1(3))
- F112** Word in Sch. 2B para. 10 inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(g)(ii)(bb)** (with reg. 1(3))
- F113** Words in Sch. 2B para. 10 inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(g)(iii)** (with reg. 1(3))
- F114** Words in Sch. 2B para. 10 inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(d)** (with reg. 1(4))
- F115** Words in Sch. 2B para. 10 inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(e)** (with reg. 1(4))
- F116** Words in Sch. 2B para. 10 omitted (4.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(f)** (with reg. 1(4))
- F117** Word in Sch. 2B para. 10 inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(6)(b)(i)** (with reg. 1(4))
- F118** Words in Sch. 2B para. 10 omitted (31.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **6(6)(b)(ii)** (with reg. 1(4))
- F119** Words in Sch. 2B para. 10 inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(16)(g)** (with reg. 1(4))
- F120** Words in Sch. 2B para. 10 inserted (11.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/282), regs. 1(2), **5(2)** (with reg. 1(3))

**F121** 10A. The following countries and territories are approved third countries or territories for the purposes of this Schedule—

Albania  
Armenia  
Faroe Islands  
Israel  
Morocco  
North Macedonia  
Panama  
Turkey  
Ukraine.

#### Textual Amendments

- F121** Sch. 2B paras. 10A, 10B inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(h)** (with reg. 1(3))

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

10B. The table referred to in the definition of “North American Certificate” in paragraph 10 is—

<i>State, District or Province</i>	<i>Certificate Name</i>
New York	Excelsior Pass Plus
California	Digital COVID-19 Vaccine Record
Washington State	WA Verify]

#### Textual Amendments

**F121** Sch. 2B paras. 10A, 10B inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(h)** (with reg. 1(3))

11. The table referred to in [F122 paragraph 10][F123 except in the definition of “North American Certificate”] follows—

<i>Relevant country</i>	<i>Relevant regulator</i>
a member State	European Medicines Agency
Andorra	European Medicines Agency
[F124 Australia	The Therapeutic Goods Administration]
[F124 Canada	Health Canada]
Iceland	European Medicines Agency
Lichtenstein	European Medicines Agency
Monaco	European Medicines Agency
Norway	European Medicines Agency
San Marino	European Medicines Agency
Switzerland	Swissmedic
the United States of America	United States Food and Drug Administration
Vatican City State	European Medicines Agency

#### Textual Amendments

**F122** Words in Sch. 2B para. 11 substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(17)** (with reg. 1(4))

**F123** Words in Sch. 2B para. 11 inserted (22.11.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/301), regs. 1(2), **9(i)** (with reg. 1(3))

**F124** Words in Sch. 2B para. 11 inserted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **5(18)** (with reg. 1(4))

[

<sup>F125</sup>12. The countries and territories referred to in the definitions of “authorised vaccine” and “relevant country” [<sup>F126</sup>in paragraph 10] are—

[<sup>F127</sup>Albania]  
[<sup>F128</sup>Angola]  
[<sup>F128</sup>Anguilla]  
Antigua and Barbuda  
[<sup>F128</sup>Argentina]  
[<sup>F128</sup>Armenia]  
[<sup>F128</sup>Azerbaijan]  
[<sup>F127</sup>Bahamas]  
Bahrain  
[<sup>F127</sup>Bangladesh]  
Barbados  
[<sup>F129</sup>Belarus]  
[<sup>F128</sup>Belize]  
[<sup>F128</sup>Bermuda]  
[<sup>F129</sup>Bolivia]  
[<sup>F127</sup>Bosnia and Herzegovina]  
[<sup>F128</sup>Botswana]  
[<sup>F127</sup>Brazil]  
[<sup>F129</sup>British Antarctic Territory]  
[<sup>F129</sup>British Indian Ocean Territory]  
[<sup>F129</sup>British Virgin Islands]  
Brunei  
[<sup>F128</sup>Cambodia]  
[<sup>F128</sup>Cayman Islands]  
[<sup>F127</sup>Chile]  
[<sup>F127</sup>Colombia]  
[<sup>F128</sup>Costa Rica]  
[<sup>F129</sup>Democratic Republic of Congo]  
[<sup>F128</sup>Djibouti ]  
Dominica  
[<sup>F129</sup>Dominican Republic]  
[<sup>F129</sup>Ecuador]  
[<sup>F127</sup>Egypt]  
[<sup>F128</sup>Eswatini]  
[<sup>F129</sup>Falkland Islands]

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

[<sup>F127</sup>Georgia]  
[<sup>F127</sup>Ghana]  
[<sup>F128</sup>Gibraltar]  
[<sup>F127</sup>Grenada]  
[<sup>F129</sup>Guernsey]  
[<sup>F128</sup>Guyana]  
[<sup>F128</sup>Honduras]  
[<sup>F127</sup>Hong Kong]  
[<sup>F127</sup>India]  
[<sup>F127</sup>Indonesia]  
[<sup>F129</sup>Isle of Man]  
Israel  
[<sup>F127</sup>Jamaica]  
Japan  
[<sup>F129</sup>Jersey]  
[<sup>F127</sup>Jordan]  
[<sup>F127</sup>Kenya]  
[<sup>F127</sup>Kosovo]  
Kuwait  
[<sup>F129</sup>Laos]  
[<sup>F128</sup>Lebanon]  
[<sup>F128</sup>Lesotho]  
[<sup>F129</sup>Libya]  
[<sup>F128</sup>Madagascar]  
[<sup>F129</sup>Malawi]  
Malaysia  
[<sup>F127</sup>Maldives]  
[<sup>F128</sup>Mauritius]  
[<sup>F127</sup>Moldova]  
[<sup>F128</sup>Mongolia]  
[<sup>F127</sup>Montenegro]  
[<sup>F129</sup>Montserrat]  
[<sup>F127</sup>Morocco]  
[<sup>F129</sup>Mozambique]  
[<sup>F127</sup>Namibia]  
[<sup>F128</sup>Nepal]

New Zealand  
[<sup>F127</sup>Nigeria]  
[<sup>F127</sup>North Macedonia]  
[<sup>F128</sup>Occupied Palestinian Territories]  
[<sup>F127</sup>Oman]  
[<sup>F127</sup>Pakistan]  
[<sup>F128</sup>Panama]  
[<sup>F128</sup>Peru]  
[<sup>F127</sup>the Philippines]  
[<sup>F129</sup>Pitcairn, Henderson, Ducie and Oeno Islands]  
Qatar  
[<sup>F128</sup>Rwanda]  
[<sup>F129</sup>Samoa]  
Saudi Arabia  
[<sup>F129</sup>Senegal]  
[<sup>F127</sup>Serbia]  
[<sup>F128</sup>Seychelles]  
[<sup>F128</sup>Sierra Leone]  
Singapore  
[<sup>F127</sup>South Africa]  
[<sup>F129</sup>South Georgia and the South Sandwich Islands]  
[<sup>F129</sup>the Sovereign Base Areas of Akrotiri and Dhekelia in the Island of Cyprus]  
South Korea  
[<sup>F128</sup>Sri Lanka]  
[<sup>F129</sup>St Helena, Ascension and Tristan da Cunha]  
[<sup>F128</sup>Suriname]  
[<sup>F127</sup>St Kitts and Nevis]  
[<sup>F127</sup>St Lucia]  
[<sup>F127</sup>St Vincent and the Grenadines]  
Taiwan  
[<sup>F128</sup>Tanzania]  
[<sup>F127</sup>Thailand]  
[<sup>F128</sup>Trinidad and Tobago]  
[<sup>F128</sup>Tunisia]  
[<sup>F127</sup>Turkey]  
[<sup>F129</sup>Turks and Caicos Islands]

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

[<sup>F128</sup>Uganda]  
 [<sup>F127</sup>Ukraine]  
 United Arab Emirates  
 [<sup>F128</sup>Uruguay]  
 [<sup>F129</sup>Vanuatu]  
 [<sup>F127</sup>Vietnam]  
 [<sup>F129</sup>Zambia]  
 [<sup>F129</sup>Zimbabwe]]

#### Textual Amendments

- F125** Sch. 2B para. 12 inserted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **5(19)** (with reg. 1(4))
- F126** Words in Sch. 2B para. 12 inserted (11.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/282\)](#), regs. 1(2), **5(3)** (with reg. 1(3))
- F127** Words in Sch. 2B para. 12 inserted (11.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/282\)](#), regs. 1(2), **5(4)** (with reg. 1(3))
- F128** Words in Sch. 2B para. 12 inserted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/293\)](#), regs. 1(2), **6(7)** (with reg. 1(4))
- F129** Words in Sch. 2B para. 12 inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **9(j)** (with reg. 1(3))

[  
<sup>F130</sup>13.—(1) In the definition of “authorised vaccine” in paragraph 10, the reference to doses received in a relevant country listed in paragraph 12 includes doses administered to a person, otherwise than in a relevant country, by a person acting on behalf of the United Nations and authorised to administer the vaccination in that capacity.

(2) Where a course of doses of an authorised vaccine has been administered to a person, otherwise than in a relevant country, by a person acting on behalf of the United Nations and authorised to administer the vaccination in that capacity—

- (a) the person to whom the doses have been administered is to be treated for the purposes of paragraph 2 as having received those doses in a relevant country listed in paragraph 12, and
- (b) the reference in the definition of “vaccine certificate” in paragraph 10 to the competent health authority of a relevant country is to be construed as including the person acting on behalf of the United Nations.]]

#### Textual Amendments

- F130** Sch. 2B para. 13 inserted (11.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/282\)](#), regs. 1(2), **5(5)** (with reg. 1(3))

SCHEDULE 3

Regulation 4

Passenger information

*Personal details*

1. Personal details of the passenger—
  - (a) name,
  - (b) sex,
  - (c) date of birth,
  - (d) passport number, or travel document reference number (as appropriate), issue and expiry dates and issuing authority,
  - (e) telephone number,
  - (f) home address,
  - (g) email address.

*Journey details*

2. Address in the United Kingdom where passenger will be staying—
  - (a) the address or addresses in the United Kingdom at which—
    - (i) in the case of a person who is required to isolate, they intend to isolate, or
    - (ii) in the case of any other person, they intend to stay during the period of 10 days beginning on the day after the date of their arrival in the United Kingdom
  - (b) the date, or planned date, as appropriate, of their arrival at an address specified in subparagraph (a) (where required to isolate).
3. Mode of transport details of the passenger—
  - (a) the operator they are travelling with or through which their booking was made,
  - <sup>F131</sup>(b) .....
  - (c) their coach number,
  - (d) the flight number,
  - (e) the vessel name.

**Textual Amendments**

**F131** Sch. 3 para. 3(b) omitted (15.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/284), regs. 1(2), **4(a)** (with reg. 1(3))

4. Arrival details of the passenger—
  - (a) the location at which they will arrive in the United Kingdom,
  - (b) the date and time, or planned date and time, as appropriate, of their arrival in the United Kingdom.
5. Details of country that passenger's journey originated from—
  - (a) the country or territory they are travelling from,
  - <sup>F132</sup>(b) .....

**Status:** Point in time view as at 26/11/2021.

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- (c) any other country or territory they have departed from or transited through in the period beginning with the 10th day before the date of their arrival in Northern Ireland, and in this case, the dates of departing from or transiting through that country or territory,

<sup>F133</sup>(d) .....

**Textual Amendments**

**F132** Sch. 3 para. 5(b) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **6(2)** (with reg. 1(4))

**F133** Sch. 3 para. 5(d) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **6(2)** (with reg. 1(4))

6. Whether the passenger is connecting through the United Kingdom to a destination outside the United Kingdom and, if so—

- (a) the location at which they will depart from the United Kingdom,
- (b) their final destination country or territory,
- (c) the operator they are travelling with or through which their booking was made for their onward journey,

<sup>F134</sup>(d) .....

- (e) the coach number for their onward journey,
- (f) the flight number for their onward journey,
- (g) the vessel name for their onward journey.

**Textual Amendments**

**F134** Sch. 3 para. 6(d) omitted (15.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/284\)](#), regs. 1(2), **4(b)** (with reg. 1(3))

*Details of children travelling with the passenger*

7. Where the passenger is travelling with a child for whom they have responsibility—

- (a) the name and date of birth of that child,
- (b) the relationship of the passenger to that child.

*Details of testing package*

8. Where regulation 8 requires a testing package—

- (a) the name of the provider of the tests, and
- (b) the reference number for the tests provided to them by the test provider in accordance with paragraph 6(5) of Schedule 6.



SCHEDULE 4

Regulations 5, 7, 9, 13, 15

Persons who are exempt

PART 1

Persons who are exempt

1. The notes set out below explain the entries in the table in [F135Part 1] of this Schedule.

Textual Amendments

F135 Words in Sch. 4 Pt. 1 para. 1 substituted (12.5.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (Amendment No. 2) Regulations (Northern Ireland) 2021 (S.R. 2021/121), regs. 1(1), 5(a)

2. The entries set out in the first column are defined in Part 2 of the Schedule.

3. An entry reading “exempt” means the person is exempt from the requirement in the corresponding column.

4. An entry reading “not exempt” means the person is not exempt from the requirement in the corresponding column.

5. An entry reading “exempt (unless red list arrival)” means the person is exempt unless the person is a red list arrival.

6.—(1) An entry reading “exempt (residency condition)” means—

- (a) where the person is ordinarily resident in the United Kingdom, that the person is exempt from that requirement,
(b) where—
(i) the person is not ordinarily resident in the United Kingdom, and
(ii) the requirement is the requirement to enter into managed isolation,

that the requirement to enter into managed isolation applies with the modifications set out in sub-paragraph (2).

(2) Those modifications are that—

- (a) the references in Schedule 7 to the place in accommodation designated by the Department are to be read as a place within the meaning of regulation 12 (place where a person must self-isolate),
(b) there is no requirement to use transport facilitated by the Department in order to reach that place,
(c) no charge may be imposed by the Department in relation to accommodation where the person stays, and
(d) the definition of “place” in paragraph 12 of Schedule 7 does not apply.

7. An entry reading “partial exemption (work condition)” means that the person is not required to comply with that requirement while undertaking the work or activity described in the entry.

F136g. ....

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

**Textual Amendments**

**F136** Sch. 4 Pt. 1 para. 8 omitted (31.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/293), regs. 1(2), **7(a)** (with reg. 1(4))

9. Where an entry indicates that certain categories are exempt, that conditions apply, or that there is a partial exemption, those categories, conditions or partial exemptions are set out in Part 2 of this Schedule.

		<i>Requirement to provide information in Regulation 4</i>	<i>Requirement to possess notification of negative test result Regulation 6</i>	<i>Requirement to book and undertake tests Regulation 8</i>	<i>Requirement to self-isolate Regulation 10</i>	<i>Requirement to comply with managed isolation Regulation 14</i>
1. Diplomat	Exempt		Certain categories exempt	Certain categories exempt, conditions apply	Certain categories exempt, conditions apply	Certain categories exempt, conditions apply
2. Crown servant (border work)	Exempt (unless red list arrival)	Exempt (unless red list arrival)	Exempt (unless red list arrival)	Exempt	Exempt	Exempt
3. Crown servant (defence), armed forces, visiting forces	Exempt (unless red list arrival)	Exempt (unless red list arrival)	Exempt (unless red list arrival)	Exempt	Exempt	Exempt
[ <sup>F137</sup> 4. Foreign official (border work)]	Exempt	Exempt (unless red list arrival)	Exempt (unless red list arrival)	Exempt	Exempt	Exempt]
[ <sup>F137</sup> 5. Seamen and masters]	Exempt	Exempt (unless red list arrival)	Exempt (unless red list arrival)	Exempt (residency condition)	Partial exemption (work condition)	Exempt (residency condition) Partial exemption (work condition)]
[ <sup>F137</sup> 6. Pilots (maritime)]	Exempt	Exempt (unless red list arrival)	Exempt (unless red list arrival)	Exempt (residency condition)	Partial exemption (work condition)	Exempt (residency condition) Partial exemption (work condition)]

**Status:** Point in time view as at 26/11/2021.**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

[ <sup>F137</sup> 7.	Ship inspectors	Exempt	Exempt (unless red list arrival)	Exempt	Exempt (residency condition) Partial exemption (work condition)	Exempt (residency condition) Partial exemption (work condition)]
[ <sup>F137</sup> 8.	Air crew	Exempt	Exempt (unless red list arrival)	Exempt	Exempt	Exempt]
[ <sup>F137</sup> 9.	Transit passenger	Certain categories exempt, conditions apply	Not exempt	Exempt	Exempt	Exempt]
[ <sup>F138</sup> 9A.	Transit passenger (Republic of Ireland)	Not exempt	Not exempt	Exempt, conditions apply	Not exempt	Not exempt]
[ <sup>F139</sup> 9B.	Transit Passenger (Crown Dependencies)	Not Exempt	Not Exempt	Exempt, conditions apply	Not Exempt	Not Exempt]
[ <sup>F137</sup> 10.	Road haulage worker	Exempt	Exempt (unless red list arrival)	Exempt	Exempt	Exempt]
[ <sup>F137</sup> 11.	Civil aviation inspectors	Not exempt	Exempt (unless red list arrival)	Exempt	Exempt	Not exempt]
12.	Returning essential state workers	Not exempt	Certain categories exempt, conditions apply	Certain categories exempt, conditions apply	Certain categories exempt, conditions apply	Certain categories exempt, conditions apply
13.	Other returning essential workers	Not exempt	Exempt, conditions apply	Exempt, conditions apply	Exempt	Exempt
[ <sup>F137</sup> 14.	Official repatriating prisoner	Not exempt	Not exempt	Exempt	Exempt	Exempt]
[ <sup>F137</sup> 15.	Official escorting	Not exempt	Not exempt	Exempt	Exempt	Exempt]

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

extradition subject						
[ <sup>F137</sup> 16. Foreign official collecting extradition subject	Not exempt	Not exempt	Exempt	Exempt	Exempt]	
17. Essential water sewerage worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt	
18. Essential floods worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt	
19. Essential utilities worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt	
20. Essential nuclear worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt	
21. Chemical weapons inspector	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt	
22. Specialist aerospace engineer or worker	Not exempt	Not exempt	[ <sup>F140</sup> exempt]	<sup>F141</sup> ... Partial exemption (work condition)	Not exempt	
23. Oil safety worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt	
24. Essential offshore (oil) worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt	
25. Postal operator	Not exempt	Not exempt	Not exempt	Exempt	Not exempt	
26. Specialist technical worker (goods)	Not exempt	Certain categories exempt	Not exempt	Partial exemption (work condition)	Not exempt	

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

27.	Specialist technical worker (waste management)	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
28.	Medical courier	Not exempt	Exempt (unless red list arrival)	Exempt	Partial exemption (work condition)	Not exempt
29.	Medicines inspector	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
30.	Clinical trial worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
31.	Clinical investigation worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
32.	Qualified medicines worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
33.	Essential infrastructure worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
34.	Communications networks worker	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
35.	Subsea fibre optic worker	Not exempt	Not exempt	Exempt	Partial exemption (work condition)	Not exempt
36.	Elite sportsperson	Not exempt	Not exempt	Exempt	Partial exemption, conditions apply	Not exempt
37.	Essential worker (film and high end TV production)	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt
38.	F142	F142	F142	F142	F142	F142
	...	...	...	...	...	...

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**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

...						
[ <sup>F143</sup> 39.	Not Exempt	Not Exempt	Exempt	Partial exemption (work condition)	Not Exempt]	
Seasonal Agricultural Worker						
40.	F144	F144	F144	F144	F144	
F144	...	...	...	...	...	
...						
41.	F144	F144	F144	F144	F144	
F144	...	...	...	...	...	
...						
[ <sup>F145</sup> 42. A non-	Exempt	Exempt	Exempt	Exempt	Exempt	
disembarking cruise passenger						
43. A short stay cruise passenger	Not Exempt	Not Exempt	Exempt	Not Exempt	Not Exempt]	
[ <sup>F146</sup> 44. Non-UK police officer	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Partial exemption (work condition)	
[ <sup>F147</sup> 45 Seasonal Poultry Worker	Not exempt	Not exempt	Exempt	Partial exemption (work condition)	Not exempt]]	
[ <sup>F148</sup> 46. Performing Arts Professional	Not exempt	Not exempt	Not exempt	Partial exemption (work condition)	Not exempt]	

**Textual Amendments**

- F137** Words in Sch. 4 Pt. 1 table substituted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **10(1)** (with reg. 1(3))
- F138** Words in Sch. 4 Pt. 1 table inserted (12.5.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/121\)](#), regs. 1(1), **5(b)**
- F139** Words in Sch. 4 Pt. 1 table inserted (30.6.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel and Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/189\)](#), regs. 1(1), **8(1)(a)**
- F140** Word in Sch. 4 Pt. 1 substituted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **8** (with reg. 11)

- F141** Words in Sch. 4 Pt. 1 table omitted (30.6.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel and Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2021 (S.R. 2021/189), regs. 1(1), **8(1)(b)**
- F142** Sch. 4 Pt. 1 table entry revoked (2.8.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 4) Regulations (Northern Ireland) 2021 (S.R. 2021/225), regs. 1(2), **10(a)(iii)** (with reg. 11)
- F143** Words in Sch. 4 Pt. 1 table inserted (26.7.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (Amendment No. 5) Regulations (Northern Ireland) 2021 (S.R. 2021/218), regs. 1(1), **3(1)**
- F144** Words in Sch. 4 Pt. 1 table omitted (30.8.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 6) Regulations (Northern Ireland) 2021 (S.R. 2021/241), regs. 1(1), **6(1)**
- F145** Words in Sch. 4 Pt. 1 table inserted (22.9.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 6) Regulations (Northern Ireland) 2021 (S.R. 2021/262), regs. 1(2), **8(a)**
- F146** Words in Sch. 4 Pt. 1 table inserted (11.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/282), regs. 1(2), **6(1)** (with reg. 1(3))
- F147** Words in Sch. 4 Pt. 1 table substituted (15.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/284), regs. 1(2), **5(a)(i)** (with reg. 1(3))
- F148** Words in Sch. 4 Pt. 1 table inserted (15.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/284), regs. 1(2), **5(a)(ii)** (with reg. 1(3))

## PART 2

### Definitions of persons who are exempt, conditions, limitations of exemption and savings

#### *1. Diplomat*

##### *Definition*

1. A person (P) who is—
  - (a) a member of a diplomatic mission in the United Kingdom,
  - (b) a member of a consular post in the United Kingdom,
  - (c) an officer or servant of an international organisation,
  - (d) employed by an international organisation as an expert or on a mission,
  - (e) a representative to an international organisation,
  - (f) a representative at an international or United Kingdom conference who is granted privileges and immunities in the United Kingdom,
  - (g) a member of the official staff of a representative to an international organisation, or of a person falling within paragraph (f),
  - (h) described in paragraph (a) or (b) who is passing through the United Kingdom to commence or continue their functions at a diplomatic mission or consular post in another country or territory, or to return to the country of their nationality,
  - (i) a representative of a foreign country or territory travelling to the United Kingdom to conduct official business with the United Kingdom,

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- (j) a representative of the government of a British Overseas territory,
  - (k) a diplomatic courier or a consular courier.
2. For the purposes of this entry—
- (a) “consular courier” means a person who has been provided by the State on behalf of which they are acting with an official document confirming their status as a consular courier in accordance with Article 35(5) of the Vienna Convention on Consular Relations of 1963,
  - (b) “consular post” means any consulate-general, consulate, vice consulate or consular agency,
  - (c) “diplomatic courier” means a person who has been provided by the State on behalf of which they are acting with an official document confirming their status as a diplomatic courier in accordance with Article 27(5) of the Vienna Convention on Diplomatic Relations of 1961,
  - (d) “international organisation” means an international organisation accorded privileges and immunities in the United Kingdom,
  - (e) “member of a consular post” means “consular officer”, “consular employee” and “member of the service staff” as defined in Schedule 1 of the Consular Relations Act 1968<sup>M17</sup>, and “head of consular post” has the meaning given in that Schedule,
  - (f) “member of a diplomatic mission” means “head of the mission”, “members of the diplomatic staff”, “members of the administrative and technical staff” and “members of the service staff” as defined in Schedule 1 to the Diplomatic Privileges Act 1964<sup>M18</sup>.

#### Marginal Citations

**M17** 1968 c. 18. There are amendments but none is relevant

**M18** 1964 c. 81. There are amendments but none is relevant

*General conditions for exemption: the double confirmation condition*

- 3.—(1) In this entry the double confirmation condition means that—
- (a) the relevant diplomatic head, or a person acting on their authority, (H) confirms in writing to the Foreign, Commonwealth and Development Office that P is required to undertake work in the United Kingdom which is essential to—
    - (i) the functioning of the diplomatic office served by relevant diplomatic head, or
    - (ii) the foreign country, foreign territory or British overseas territory represented by the relevant diplomatic head,
  - (b) H has confirmed in writing to the Foreign, Commonwealth and Development Office that
    - (i) P is not required to comply with regulation 4,
    - (ii) P is not required to comply with regulation 6,
    - (iii) P is not required to comply with regulation 8,
    - (iv) P's work cannot be undertaken whilst P is complying with regulation 10, or
    - (v) P is not required to comply with regulation 14 and Schedule 7
 (as the case may be),
  - (c) the Foreign, Commonwealth and Diplomatic Office has then confirmed in writing to H that—
    - (i) it has received the confirmations set out above,



- (ii) P is travelling to the United Kingdom to conduct official business with the United Kingdom, and
- (d) the Foreign, Commonwealth and Diplomatic Office has then confirmed in writing to H that—
  - (i) P is not required to comply with regulation 4,
  - (ii) P is not required to comply with regulation 6,
  - (iii) P is not required to comply with regulation 8,
  - (iv) P is not required to comply with regulation 10, or
  - (v) P is not required to comply with regulation 14 and Schedule 7(as the case may be).

(2) In this paragraph “the relevant diplomatic head” means the head of the mission, consular post, international organisation, conference, office representing a foreign territory in the United Kingdom, or a Governor of a British overseas territory (as the case may be).

*Condition for exemption from requirement to provide information*

4.—(1) Where P is a person described in paragraph 1 and P meets the double confirmation condition, P is not required to comply with regulation 4.

(2) Where F is a member of the family forming part of the household of P, F is not required to comply with regulation 4 if—

- (a) P satisfies sub-paragraph (1),
- (b) the Foreign, Commonwealth and Development Office has been notified of F's arrival, and
- (c) the Foreign, Commonwealth and Development Office has confirmed in writing that F is not required to comply with regulation 4.

*Conditions for exemption from requirement to possess negative test result*

5. Where P is a person described in paragraph 1(i) or (j) and meets the double confirmation condition, P is not required to comply with regulation 6.

*Conditions for exemption from requirement to book and undertake tests*

6.—(1) Where P is a person described in paragraph 1 and P meets the double confirmation condition, P is not required to comply with regulation 8.

(2) Where F is a member of the family forming part of the household of P, F is not required to comply with regulation 8 if—

- (a) P satisfies sub-paragraph (1),
- (b) the Foreign, Commonwealth and Development Office has been notified of F's arrival, and
- (c) the Foreign, Commonwealth and Development Office has confirmed in writing that F is not required to comply with regulation 8.

*Conditions for exemption from requirement to self-isolate*

7.—<sup>[F149]</sup>(1) Where P is a person described in paragraph 1(c), (d), (e), (f), (g), (i) or (j) and meets the double confirmation condition, P is not required to comply with regulation 10.]

<sup>[F150]</sup>(1A) Where P is a person described in paragraph 1(a), (b), (h) or (k), P is not required to comply with regulation 10.]

(2) Where P is—

- (a) a diplomat within the meaning of paragraph 1, but sub-paragraph (1) of this paragraph does not apply, or

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

(b) P is a member of the family forming part of the household of P,  
P is not obliged to comply with the requirements set out in regulation 12(4) and (5).

[<sup>F151</sup>(3) Where F is a member of the family forming part of the household of a person described in paragraph 1(a), (b) or (h), F is not required to comply with regulation 10.]

#### Textual Amendments

**F149** Sch. 4 Pt. 2 para. 7(1) substituted (11.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/282\)](#), regs. 1(2), **6(2)(a)** (with reg. 1(3))

**F150** Sch. 4 Pt. 2 para. 7(1A) inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **10(2)(a)** (with reg. 1(3))

**F151** Sch. 4 Pt. 2 para. 7(3) substituted (15.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/284\)](#), regs. 1(2), **5(b)(i)** (with reg. 1(3))

8.—(1) Where P is a person described in paragraph 1(c) and meets the conditions set out in sub-paragraph (2), P is not required to comply with regulation 10.

(2) Those conditions are that—

(a) the international organisation confirms in writing that—

- (i) P is required, from time to time, by that international organisation to return to Northern Ireland for a resilience break,
- (ii) P is travelling to Northern Ireland solely for the purposes of that resilience break, and
- (iii) that resilience break cannot be undertaken in the country in which P works, and

(b) the Department has then confirmed in writing to the international organisation that—

- (i) it has received that confirmation, and
- (ii) P is not required to comply with regulation 10.

*Conditions for exemption from requirement to comply with managed isolation*

9.—(1) Where P is a person described in paragraph 1(a) to (h) or (k) and meets the double confirmation condition, P is not required to comply with regulation 14 and Schedule 7.

(2) Where F is a member of the family forming part of the household of P, F is not required to comply with regulation 14 and Schedule 7 <sup>F152</sup>...

#### Textual Amendments

**F152** Sch. 4 Pt. 2 para. 9(2)(a)-(c) and word omitted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **10(2)(b)** (with reg. 1(3))

10.—(1) Where P is a person described in paragraph 1(i) or (j) and meets the double confirmation condition, P is not required to comply with regulation 14 and Schedule 7.

(2) Where F is a member of the family forming part of the household of P, F is not required to comply with regulation 14 and Schedule 7 if—

(a) P satisfies sub-paragraph (1),

- (b) the Foreign, Commonwealth and Development Office has been notified of F's arrival, and
  - (c) the Foreign, Commonwealth and Development Office has confirmed in writing that F is not required to comply with regulation 14 and Schedule 7.
11. But where paragraphs 9 or 10(2) apply—
- (a) the person must enter into self-isolation, in accordance with regulation 10, as if the person were [<sup>F153</sup>a non-eligible non-red] list arrival,
  - (b) none of the exemptions set out in this Schedule in respect of self-isolation apply to that person, and
  - (c) the person is not required to comply with the requirements set out in regulation 10 while undertaking the work or activity described in paragraph 1(a) to (h) or (k), (as the case may be).

#### Textual Amendments

**F153** Words in Sch. 4 Pt. 2 para. 11(a) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **12(2)** (with reg. 1(4))

12.—(1) Where P is a person described in paragraph 1(c) and meets the conditions set out in sub-paragraph (2), P's obligations under regulation 14 and Schedule 7 apply with the modifications set out in sub-paragraph (3).

- (2) Those conditions are that—
- (a) the international organisation confirms in writing that—
    - (i) P is required, from time to time, by that international organisation to return to Northern Ireland for a resilience break,
    - (ii) P is travelling to Northern Ireland solely for the purposes of that resilience break, and
    - (iii) that resilience break cannot be undertaken in the country in which P works, and
  - (b) the Department has then confirmed in writing to the international organisation that—
    - (i) it has received that confirmation, and
    - (ii) P is not required to comply with regulation 14 and Schedule 7
- (3) Those modifications are that—
- (a) references in Schedule 7 to a place in accommodation designated by the Department are to be read as references to P's home,
  - (b) there is no requirement to use transport facilitated by the Department in order to reach their home,
  - (c) no charge may be imposed by the Department in relation to accommodation where P stays,
  - (d) the definition of “place” in paragraph 12 of Schedule 7 does not apply.

#### Savings

13. This entry is without prejudice to any immunity from jurisdiction or inviolability which is accorded to any person described in paragraph 1 under the law of Northern Ireland apart from these Regulations.

#### 2. Crown servant (border work)

14.—(1) A Crown servant or government contractor where they are—

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- (a) required to undertake essential government work related to the United Kingdom border in the United Kingdom within the period during which they would, but for this exemption, have had to isolate in accordance with Part 2, or
  - (b) undertaking essential government work related to the United Kingdom border outside of the United Kingdom but—
    - (i) are required to return to the United Kingdom temporarily,
    - (ii) will thereafter depart to undertake essential government work related to the United Kingdom border outside of the United Kingdom.
- (2) For the purposes of sub-paragraph (1) and paragraph 11—
- (a) “Crown servant” has the meaning given in section 12(1)(a) to (e) of the Official Secrets Act 1989 <sup>M19</sup>,
  - (b) “essential government work” means work which has been designated as such by a government department or employer,
  - (c) “government contractor” has the meaning given in section 12(2) of the Official Secrets Act 1989.

#### Marginal Citations

**M19** 1989 c. 6. Section 12 was amended by paragraph 22 of Schedule 10 to the [Reserve Forces Act 1996 \(c. 14\)](#), by paragraph 30 of Schedule 12 to the [Government of Wales Act 1998 \(c. 38\)](#), by paragraph 26 of Schedule 8 to the [Scotland Act 1998 \(c. 46\)](#), by paragraph 9(3) of Schedule 13 to the [Northern Ireland Act 1998 \(c. 47\)](#), by paragraph 9 of Schedule 6 to the [Police \(Northern Ireland\) Act 2000 \(c. 32\)](#), by paragraph 6 of Schedule 14 to the [Energy Act 2004 \(c. 20\)](#), by paragraph 58 of Schedule 4 to the Serious Organised Crime and Police Act 2005, by paragraph 34 of Schedule 10, and paragraph 1 of Schedule 12, to the [Government of Wales Act 2006 \(c. 32\)](#) and by paragraph 36 of Schedule 8 to the [Crime and Courts Act 2013 \(c. 22\)](#)

### 3. Crown servant (defence), armed forces, visiting forces

15.—(1) A person who is a Crown servant, a government contractor, or a member of a visiting force, who—

- (a) is required to undertake work necessary to the delivery of essential defence activities,
  - (b) has travelled from a point of origin within the common travel area or from a [<sup>F154</sup>non-red] list country on a vessel or aircraft operated by, or in support of, Her Majesty's armed forces or by, or in support of, a visiting force and that vessel or aircraft has not taken on any persons, docked in any port or landed in any red list country <sup>F155</sup> ..., or
  - (c) has undertaken a continuous period of at least 10 days ending with the day immediately preceding the day of their arrival in the United Kingdom aboard a vessel operated by or in support of Her Majesty's Naval Service or by, or in support of, a visiting force, where they have not disembarked and that vessel has not taken on any persons or docked in any port outside of the common travel area for a period of at least 10 days ending with the day of its arrival in the United Kingdom.
- (2) For the purposes of sub-paragraph (1)—
- (a) “defence” has the meaning given in section 2(4) of the Official Secrets Act 1989,
  - (b) “visiting force” means any body, contingent or detachment of the forces of a country, being a body, contingent or detachment for the time being present in the United

Kingdom (including United Kingdom territorial waters), on the invitation of Her Majesty's Government in the United Kingdom.

#### Textual Amendments

- F154** Word in Sch. 4 Pt. 2 para. 15(1)(b) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **12(3)(a)** (with reg. 1(4))
- F155** Words in Sch. 4 Pt. 2 para. 15(1)(b) omitted (4.10.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **12(3)(b)** (with reg. 1(4))

#### 4. Foreign official (border work)

16. An official of a foreign Government. required to travel to the United Kingdom to undertake essential border security duties, or a contractor directly supporting these essential border security duties where—

- (a) they are in possession of a written notice signed by a senior member of their foreign Government confirming that they are required to undertake essential border security duties in the United Kingdom within the period during which they would, but for this exemption, have had to isolate in accordance with Part 2, and that that work cannot be undertaken whilst the person is complying with Part 2, or
- (b) their deployment is in line with a standing bilateral or multilateral agreement with Her Majesty's Government on the operation of the Border controls within the United Kingdom.

#### 5. Seamen and masters

17.—(1) Seamen and masters, as defined in section 313(1) of the Merchant Shipping Act 1995<sup>M20</sup>, where they have travelled to the United Kingdom in the course of their work or have been repatriated to Northern Ireland in accordance with the Maritime Labour Convention, 2006 or the Work in Fishing Convention, 2007 [<sup>F156</sup>unless they have travelled to Northern Ireland to work, or have been repatriated to Northern Ireland after working, on board a cruise ship].

(2) For the purposes of sub-paragraph (1)—

- (a) “the Maritime Labour Convention, 2006” means the Convention adopted on 23rd February 2006 by the General Conference of the International Labour Organisation,
- (b) “the Work in Fishing Convention, 2007” means the Convention adopted at Geneva on 14th June 2007 by the International Labour Organisation.

#### Textual Amendments

- F156** Words in Sch. 4 Pt. 2 para. 17(1) inserted (24.5.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 3\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/132\)](#), regs. 1(1), **4(2)(a)**

#### Marginal Citations

- M20** 1995 c. 21. There are amendments to section 313(1) but none are relevant

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

### 6. Pilots (maritime)

18. A pilot, as defined in paragraph 22(1) of Schedule 3A to the Merchant Shipping Act 1995<sup>M21</sup>, where they have travelled to the United Kingdom in the course of their work or have been repatriated to the United Kingdom.

#### Marginal Citations

**M21** Schedule 3A was inserted by Schedule 1 to the [Marine Safety Act 2003 \(c. 16\)](#)

### 7. Ship inspectors

19. An inspector or a surveyor of ships appointed under section 256 of the Merchant Shipping Act 1995<sup>M22</sup>, or by a government of a relevant British possession as defined in section 313(1) of that Act, where they have travelled to the United Kingdom in the course of their work [<sup>F157</sup>unless they have travelled to Northern Ireland to work on board a cruise ship or after completing work on board a cruise ship].

#### Textual Amendments

**F157** Words in Sch. 4 Pt. 2 para. 19 inserted (24.5.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 3\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/132\)](#), regs. 1(1), 4(2)(b)

#### Marginal Citations

**M22** There are amendments to section 256 but none are relevant

### 8. Air crew

20.—(1) A member of aircraft crew where they have travelled to the United Kingdom in the course of their work or are otherwise required to travel to the United Kingdom for work purposes.

(2) For the purposes of this paragraph—

(a) “member of aircraft crew” means a person who—

- (i) acts as a pilot, flight navigator, flight engineer or flight radiotelephony operator of the aircraft,
- (ii) is carried on the flight deck and is appointed by the operator of the aircraft to give or to supervise the training, experience, practice and periodical tests required for the flight crew under article 114(2) of the Air Navigation Order 2016 or any provision of EU-OPS, or
- (iii) is carried on the flight for the purpose of performing duties to be assigned by the operator or the pilot in command of the aircraft in the interests of the safety of passengers or of the aircraft,

(b) travel for work purposes includes, in particular—

- (i) where the member of aircraft crew resides outside the United Kingdom, travelling to the United Kingdom to work on an aircraft departing from the United Kingdom,
- (ii) travelling to attend work-related training in the United Kingdom,
- (iii) returning to the United Kingdom following work-related training outside the United Kingdom,

- (c) “EU-OPS” has the meaning given in paragraph 1 of Schedule 1 to the Air Navigation Order 2016.

#### 9. Transit passenger

21. A person who, on arrival in the United Kingdom—
- (a) passes through to another country or territory without alighting from the conveyance by which they arrived in the United Kingdom, or
  - (b) alighted from the conveyance by which they arrived in the United Kingdom for the sole purpose of continuing a journey to a country or territory outside the common travel area and
    - (i) remains within their port of entry until their departure from Northern Ireland, or
    - (ii) travels directly from their port of entry to another port of departure in Northern Ireland.

#### *[<sup>F158</sup>9A. Transit passenger (Republic of Ireland)*

##### **Textual Amendments**

**F158** Sch. 4 Pt. 2 paras. 21A, 21B and cross-heading inserted (12.5.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/121\)](#), regs. 1(1), 6

21A. A person P who, on arrival in Northern Ireland, alighted from the conveyance by which they arrived in Northern Ireland for the sole purpose of continuing a journey directly to the Republic of Ireland.

#### *[<sup>F159</sup>Condition for exemption from requirement to provide information*

##### **Textual Amendments**

**F159** Sch. 4 Pt. 2 para. 21AA and cross-heading inserted (22.11.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/301\)](#), regs. 1(2), **10(2)(c)** (with reg. 1(3))

21AA. Where P is a person described in paragraph 21(a) or (b)(i), P is not required to comply with regulation 4 provided that person does not pass through immigration control.]

#### *Condition for exemption from requirement to book and undertake tests*

21B.—(1) Where P is a person described in paragraph 21A, P is not required to comply with regulation 8 where P is able to provide evidence to demonstrate to the satisfaction of an immigration officer that they intend to immediately travel directly to the Republic of Ireland.

(2) For the purposes of sub-paragraph (1), such evidence may include:

- (i) evidence of residency in the Republic of Ireland;
- (ii) evidence of a hotel reservation for the day of arrival; or
- (iii) evidence of immediate direct onward travel plans to the Republic of Ireland.]

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

*[<sup>F160</sup>9B. Transit Passenger (Crown Dependencies)*

**Textual Amendments**

**F160** Sch. 4 Pt. 2 para. 21C and cross-heading inserted (30.6.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel and Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/189\)](#), regs. 1(1), **8(2)**

21C.—(1) a person who on arrival in Northern Ireland—

- (a) passes through to Guernsey, Jersey or the Isle of Man without entering Northern Ireland; or
- (b) enters Northern Ireland for the sole purpose of continuing a journey to Guernsey, Jersey or the Isle of Man and—
  - (i) remains within their port of entry until their departure from Northern Ireland, or
  - (ii) travels directly from their port of entry to another port of departure in Northern Ireland.

(2) For the purposes of sub-paragraph (1), such evidence may include—

- (a) evidence of residency in the Guernsey, Jersey or Isle of Man;
- (b) evidence of a hotel reservation for the day of arrival; or
- (c) evidence of immediate direct onward travel plans to Guernsey, Jersey or Isle of Man.]

*10. Road haulage worker*

22.—(1) A person who is—

- (a) the driver of a goods vehicle that is being used in connection with the carriage of goods, other than goods for non-commercial personal use by the driver, or
- (b) employed by the holder of a Community licence issued under Article 4 of Regulation (EC) No 1072/2009 of the European Parliament and of the Council <sup>M23</sup>, and who is acting in the course of their employment.

(2) For the purposes of this paragraph—

- (a) “driver” includes a person who is travelling in a vehicle as a relief driver,
- (b) “goods vehicle” has the meaning given in Article 2(1) of the Road Traffic (Northern Ireland) Order 1981.

**Marginal Citations**

**M23** OJ No. L 300, 14.11.2009, p. 72

*11. Civil aviation inspector*

23. Civil aviation inspectors, as defined in Annex 9 to the Convention on International Civil Aviation signed at Chicago on 7th December 1944 <sup>M24</sup>, where they have travelled to the United Kingdom when engaged on inspection duties.



### Marginal Citations

**M24** The latest edition of Annex 9, which is published by the International Civil Aviation Organization, is the 15th edition, which applied from 23rd February 2018 (ISBN 978-92-9258-304-9)

## 12. Returning essential state worker

24.—(1) Any person who a government department has certified as meeting the description in sub-paragraph (a), (b), (c) or (d)—

- (a) a Crown servant or government contractor who is required to undertake essential policing or essential government work in the United Kingdom within the period during which they would, but for this paragraph, have had to isolate in accordance with these Regulations,
- (b) a person returning from conducting essential policing or essential government work outside the United Kingdom,
- (c) a person returning from conducting essential state business outside of the United Kingdom,
- (d) a person returning to the United Kingdom where this is necessary to facilitate the functioning of a diplomatic mission or consular post of Her Majesty or of a military or other official posting on behalf of Her Majesty.

(2) For the purposes of sub-paragraph (1)—

- (a) “consular post” means any consulate-general, consulate, vice-consulate or consular agency,
- (b) “Crown servant” has the meaning given in section 12(1)(a) to (e) of the Official Secrets Act 1989,
- (c) “essential government work” means work which has been designated as such by a government department, and includes, in particular, work related to national security, the work of the National Crime Agency in pursuance of its statutory functions, and work related to immigration, the coronavirus disease or any other crisis response, but does not include work of the description in the entry relating to Crown servants (border work) in this Schedule,
- (d) “essential policing” means policing which has been designated as such on behalf of a chief officer or a chief constable,
- (e) “essential state business” means activity which has been designated as essential to the United Kingdom or Her Majesty's Government by a government department, and includes, in particular, bilateral or multilateral discussions with another state or international organisation and visits to another state on behalf of the United Kingdom or Her Majesty's Government,
- (f) “government contractor” has the meaning given in section 12(2) of the Official Secrets Act 1989.

### *Condition for exemption from requirement to possess notification of negative test result*

25. Where P is a person described in paragraph 24(1)(a), (b) or (c), P is not required to comply with regulation 6 where a government department has certified, prior to P's departure to the United Kingdom, that P meets this description and is not required to comply.

### *Condition for exemption from requirement to book and undertake test*

26. Where P is a person described in paragraph 24(1)(a) or (c), P is not required to comply with regulation 8 where a government department has certified that P meets this description and that P is not required to comply.

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

*Condition for exemption from requirement to self-isolate*

27. Where P is a person described in paragraph 24(1)(a), (c) or (d), P is not required to comply with regulation 10 where a government department has certified, prior to P's departure to the United Kingdom that P meets this description and is not required to comply.

*Condition for exemption from requirement to comply with managed isolation*

28. Where P is a person described in paragraph 24(1)(a), (b), (c) or (d), P is not required to comply with regulation 14 and Schedule 7 while undertaking that work or activity where a government department has certified that P meets this description and that P is not required to comply while undertaking that work or activity.

*13. Other returning essential workers*

29.—(1) A person who is—

- (a) required to undertake essential or emergency work in the United Kingdom, or
- (b) returning from undertaking such work outside of the United Kingdom, where a government department has certified P's work as necessary to facilitate essential government work or essential state business.

(2) For the purposes of sub-paragraph (1) “essential government work” and “essential state business” have the same meaning as in paragraph 24.

*Condition for exemption from requirement to possess notification of negative test result*

30. Where P is a person described in paragraph 29(1)(b), P is not required to comply with regulation 6 where, prior to P's departure to the United Kingdom, a government department has certified that P is not required to comply with regulation 6.

*Condition for exemption from requirement to book and undertake test*

31. P is not required to comply with regulation 8 where a government department has certified that P is not required to comply with regulation 8.

*Condition for exemption from requirement to self-isolate*

32. Where P is a person described in paragraph 29(1)(b), P is not required to comply with regulation 10 where a government department has certified that P is not required to comply with regulation 10.

*Condition for exemption from requirement to comply with managed isolation*

33. P is not required to comply with regulation 14 and Schedule 7 where a government department has certified that P is not required to comply with regulation 14 and Schedule 7

*14. Official repatriating a prisoner*

34. A person designated by the relevant Minister under section 5(3) of the Repatriation of Prisoners Act 1984 <sup>M25</sup>.

**Marginal Citations**

**M25** 1984 c. 47

### 15. Official escorting extradition subject

35. A person responsible for escorting a person sought for extradition pursuant to a warrant issued under Part 3 of the Extradition Act 2003<sup>M26</sup> or sought for extradition pursuant to any other extradition arrangements.

#### Marginal Citations

**M26** 2003 c. 41

### 16. Foreign official collecting extradition subject

36. A representative of any territory travelling to the United Kingdom in order to take into custody a person whose surrender has been ordered pursuant to any provision of the Extradition Act 2003.

### 17. Essential water / sewerage worker

37.—(1) A worker engaged in essential or emergency works—

- (a) related to water supplies and sewerage services, and
- (b) carried out by a relevant undertaker,

where they have travelled to the United Kingdom in the course of their work.

(2) For the purposes of this paragraph—

- (a) “essential or emergency works” includes—
  - (i) inspections, maintenance, repairs, and asset replacement activities,
  - (ii) monitoring, sampling and analysis of water supplies under the Private Water Supplies Regulations (Northern Ireland) 2017<sup>M27</sup>, or the Water Supply (Water Quality) Regulations (Northern Ireland) 2017<sup>M28</sup>,
- (b) “sewerage services” has the meaning given in Article 2(2) of the Water and Sewerage Services (Northern Ireland) Order 2006<sup>M29</sup>,
- (c) “relevant undertaker” has the meaning given Article 2(2) of the Water and Sewerage Services (Northern Ireland) 2006.

#### Marginal Citations

**M27** S.R. 2017 No. 211

**M28** S.R. 2017 No. 212

**M29** S.I. 2006/3336 (N.I.21)

### 18. Essential floods worker

38. A worker engaged in essential or emergency works on behalf of the Department for Infrastructure relating to—

- (a) flood risk, within the meaning of the Water Environment (Floods Directive) Regulations (Northern Ireland) 2009<sup>M30</sup>, or
- (b) protection against flooding, within the meaning of the Drainage (Northern Ireland) Order 1973<sup>M31</sup>,

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (c) the drainage of roads within the meaning of the Roads (Northern Ireland) Order 1993 <sup>M32</sup>.

#### Marginal Citations

**M30** S.R. 2009 No. 376, amended by S.R. 2018 No. 196, S.R. 2018 No. 137

**M31** 1973 (N.I. 1)

**M32** 1993 (N.I. 15)

### 19. Essential utilities worker

39.—(1) A worker engaged in essential or emergency works—

- (a) related to—
- (i) a generating station,
  - (ii) an electricity interconnector,
  - (iii) a district heat network as defined in regulation 2 of the Heat Network (Metering and Billing) Regulations 2014 <sup>M33</sup>,
  - (iv) communal heating as defined in regulation 2 of the Heat Network (Metering and Billing) Regulations 2014,
  - (v) automated ballast cleaning and track re-laying systems on a network, or
  - (vi) the commissioning, maintenance and repair of industrial machinery for use on a network, or
- (b) carried out by or on behalf of—
- (i) the national system operator,
  - (ii) a person holding a transmission licence,
  - (iii) a person holding a distribution licence,
  - (iv) a person holding a licence under Article 8 of the Gas (Northern Ireland) Order 1996 <sup>M34</sup>,
  - (v) a LNG facility as defined in Article 3 of the Gas (Northern Ireland) Order 1996, or
  - (vi) a person holding access rights under regulation 4 or holding a European licence granted under regulation 44 or recognised under regulation 45 of the Railways (Infrastructure Access, Management and Licensing of Railway Undertakings) Regulations (Northern Ireland) 2016 <sup>M35</sup>,

where they have travelled to the United Kingdom in the course of their work.

(2) For the purposes of this paragraph—

- (a) “distribution licence” means a licence granted under Article 10(1)(bb) of the Electricity (Northern Ireland) Order 1992 <sup>M36</sup>,
- (b) “essential or emergency works” includes commissioning, inspections, maintenance, repairs, and asset replacement activities,
- (c) “national system operator” means the person operating the national transmission system for Northern Ireland,
- (d) “network”, in sub-paragraph (1)(a)(v), has the meaning given in section 83(1) of the Railways Act 1993 <sup>M37</sup>,
- (e) “transmission licence” means a licence granted under Article 10(1)(b) of the Electricity (Northern Ireland) Order 1992,

- (f) “generating station”, and “transmission system” have the meanings given in Article 3 of the Electricity (Northern Ireland) Order 1992.

#### Marginal Citations

- M33** [S.I. 2014/3120](#). There are no relevant amending instruments  
**M34** [S.I. 1996/275 \(N.I. 2\)](#)  
**M35** [S.R. 2016 No. 420](#)  
**M36** [S.I. 1992/231 \(N.I. 1\)](#)  
**M37** [1993 c. 43](#). There are amendments to section 83(1) but none is relevant

### 20. Essential nuclear worker

40.—(1) A person who is—

- (a) nuclear personnel, and who is essential to the safe and secure operations of a site in respect of which a nuclear site licence has been granted,
- (b) a nuclear emergency responder, or
- (c) an agency inspector,

where the person has travelled to the United Kingdom in the course of their work.

(2) For the purposes of this paragraph—

- (a) “agency inspector” has the meaning given in section 1(1) of the Nuclear Safeguards Act 2000 <sup>M38</sup>,
- (b) “nuclear emergency responder” means any person providing assistance to the United Kingdom in accordance with the Convention on Assistance in the Case of a Nuclear Accident or Radiological Emergency done at Vienna on 26 September 1986, who has been duly notified to and accepted by the United Kingdom, where the United Kingdom has requested assistance under that Convention,
- (c) “nuclear personnel” means—
  - (i) a worker who is employed to carry out work on or in relation to a site in respect of which a nuclear site licence has been granted, or
  - (ii) an employee of the Nuclear Decommissioning Authority <sup>M39</sup>,
- (d) “nuclear site licence” has the meaning given in section 1 of the Nuclear Installations Act 1965 <sup>M40</sup>.

#### Marginal Citations

- M38** [2000 c. 5](#)  
**M39** The Nuclear Decommissioning Authority was established by section 1 of the Energy Act 2004  
**M40** [1965 c. 57](#). Section 1 was substituted by paragraph 17 of Schedule 2 to the [Energy Act 2013 \(c. 32\)](#); by virtue of section 1(2), a licence described in section 1(1) is referred to as a “nuclear site licence”

### 21. Chemical weapons inspector

41. An Inspector from the Organisation for the Prohibition of Chemical Weapons, within the meaning given to “inspector” by section 24(e) of the Chemical Weapons Act 1996 <sup>M41</sup>, who has travelled to the United Kingdom for the purposes of an inspection.

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

#### Marginal Citations

**M41** 1996 c. 6

### 22. Specialist aerospace engineer or worker

42.—(1) A specialist aerospace engineer, or a specialist aerospace worker, where they have travelled to the United Kingdom in the course of their work.

(2) For the purposes of sub-paragraph (1)—

- (a) “specialist aerospace engineer” means a person who is employed or otherwise engaged to provide engineering services for the purpose of ensuring the continued operation of aviation activities (including but not limited to the provision of maintenance and repair services for production lines, aviation components, grounded aircraft and new aircraft),
- (b) “specialist aerospace worker” means a person who is employed or otherwise engaged to provide services for the purpose of ensuring safety management and quality assurance as required by relevant standards, guidance and publications on aviation safety produced by the Civil Aviation Authority or the European Union Aviation Safety Agency <sup>M42</sup>.

#### Marginal Citations

**M42** The Civil Aviation Authority was established under section 1(1) of the [Civil Aviation Act 1971 \(c.75\)](#). That Act was replaced by a consolidating statute, the [Civil Aviation Act 1982 \(c.16\)](#), **section 2(1)** of which provides for the continued existence of the Civil Aviation Authority. There are amendments to section 2 but none is relevant. The European Union Aviation Safety Agency was established by Regulation (EU) 2018/1139 of the European Parliament and of the Council of 4 July 2018 on common rules in the field of civil aviation and establishing a European Union Aviation Safety Agency, and amending Regulations (EC) No 2111/2005, (EC) No 1008/2008, (EU) No 996/2010, (EU) No 376/2014 and Directives 2014/30/EU and 2014/53/EU of the European Parliament and of the Council, and repealing Regulations (EC) No 552/2004 and (EC) No 216/2008 of the European Parliament and of the Council and Council Regulation (EEC) No 3922/91

### 23. Oil safety worker

43.—(1) A person engaged in operational, maintenance or safety activities of a downstream oil facility that has a capacity in excess of 20,000 tonnes, where —

- (a) the downstream oil facility is engaged in a specified activity carried on in the United Kingdom in the course of a business, and contributes (directly or indirectly) to the supply of crude oil based fuels to consumers in the United Kingdom or persons carrying on business in the United Kingdom, and
- (b) the activities are required to ensure continued safe operation of the facility,

where they have travelled to the United Kingdom in the course of their work.

(2) For the purposes of sub-paragraph (1)—

- (a) a facility has a capacity in excess of 20,000 tonnes at any time if it was used in the previous calendar year for the purposes of downstream oil sector activities in relation to more than that number of tonnes of oil,
- (b) “specified activities” are—

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- (i) storing oil,
- (ii) handling oil,
- (iii) the carriage of oil by sea or inland water,
- (iv) conveying oil by pipes,
- (v) refining or otherwise processing oil.

#### 24. *Essential offshore (oil) worker*

- 44.—(1) A worker undertaking, or required to commence—
- (a) activities on or in relation to offshore installations,
  - (b) activities on or in relation to upstream petroleum infrastructure,
  - (c) critical safety work on offshore installations and wells that are being decommissioned or which are being preserved pending demolition or reuse, or
  - (d) activities for the provision of workers, goods, materials or equipment or other essential services required to support the safe operation of the activities referred to in paragraphs (a) to (c).
- (2) For the purposes of sub-paragraph (1)—
- (a) “offshore installations” has the meaning given in section 44 of the Petroleum Act 1998 <sup>M43</sup>,
  - (b) “upstream petroleum infrastructure” has the meaning given in section 9H of that Act <sup>M44</sup>,
  - (c) “wells” has the meaning given in section 45A(10) of that Act <sup>M45</sup>.

#### Marginal Citations

**M43** 1998 c. 17. Section 44 was amended by paragraph 11 of Schedule 1 to the Energy Act 2008 (32)

**M44** Section 9H was substituted by section 74(2) of the [Energy Act 2016 \(c. 20\)](#)

**M45** Section 46A was inserted by section 75(1) of the Energy Act 2008

#### 25. *Postal operator*

45. A postal operator, as defined in section 27(3) of the Postal Services Act 2011 <sup>M46</sup>, where they have travelled to the United Kingdom in the course of their work.

#### Marginal Citations

**M46** 2011 c. 5

#### 26. *Specialist technical worker (goods)*

46. A worker with specialist technical skills, where those specialist technical skills are required for essential or emergency works or services (including commissioning, maintenance and repairs and safety checks) to ensure the continued production, supply, movement, manufacture, storage or preservation of goods, where they have travelled to the United Kingdom in the course of their work or otherwise to commence or resume their work.

*Conditions for exemption from requirement to possess negative test result*

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

47. P is exempt from the requirement to possess a negative test result under regulation 6 if P's skills are required for emergency works or services, but not if required for essential works or services (within the meaning of paragraph 46).

#### 27. Specialist technical worker (waste management)

48. A worker with specialist technical skills where those specialist technical skills are required for essential or emergency works (including commissioning, maintenance, repairs and safety checks) or to fulfil contractual obligations or warranty specifications in, or in connection with, waste management facilities used for the management, sorting, treatment, recovery, or disposal of waste (including energy from waste), where they have travelled to the United Kingdom in the course of their work.

#### 28. Medical courier

49. A person who has travelled to the United Kingdom for the purpose of transporting, material which consists of, or includes, human cells or blood which are to be used for the purpose of providing healthcare.

#### 29. Medicines inspector

50. A person who is an “inspector” within the meaning of regulation 8(1) of the Human Medicines Regulations 2012 <sup>M47</sup>, or who has been appointed as an inspector under regulation 33 of the Veterinary Medicines Regulations 2013, and who has travelled to the United Kingdom to undertake activities in relation to that role.

#### Marginal Citations

**M47** [S.I. 2012/1916](#)

#### 30. Clinical trial worker

51.—(1) A person who—

(a) has travelled to the United Kingdom to—

(i) conduct a clinical trial within the meaning of “conducting a clinical trial” in regulation 2(1) of the Medicines for Human Use (Clinical Trials) Regulations 2004 <sup>M48</sup>,

(ii) undertake such activities as are necessary or expedient to prepare for the conduct of a clinical trial, or

(iii) in relation to a clinical trial, to carry out any necessary compliance activity that cannot be conducted remotely,

(b) is a “qualified person” within the meaning of regulation 43 of those Regulations, where they have travelled to the United Kingdom in order to undertake activities in relation to their role as such a person, or

(c) is a “sponsor” within the meaning given in regulation 2(1) of those Regulations, or carries out the functions or duties of a sponsor, of a clinical trial and has travelled to the United Kingdom to undertake activities in relation to a clinical trial.

(2) For the purposes of sub-paragraph (1), “clinical trial” has the meaning given in regulation 2(1) of the Medicines for Human Use (Clinical Trials) Regulations 2004.



**Marginal Citations**

**M48** [S.I. 2004/1031](#), to which there are amendments not relevant to these Regulations

*31. Clinical investigation worker*

52. A person who has travelled to the United Kingdom—
- (a) to conduct a “clinical investigation” within the meaning of the Medical Devices Regulations 2002 <sup>M49</sup>[<sup>F161</sup>and/or Regulation (EU) 2017/745 of the European Parliament and of the Council of 5<sup>th</sup> April 2017],
  - (b) to undertake such activities as are necessary or expedient to prepare for the conduct of a clinical investigation, or
  - (c) to carry out any other necessary compliance activity in relation to a clinical investigation,
- where none of these functions can be carried out remotely.

**Textual Amendments**

**F161** Words in Sch. 4 Pt. 2 para. 52(a) inserted (8.6.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/154\)](#), regs. 1(1), 6

**Marginal Citations**

**M49** [S.I. 2002/618](#)

*32. Qualified medicines worker*

53. A person who is—
- (a) a “qualified person” within the meaning of regulation 41(2) of the Human Medicines Regulations 2012 <sup>M50</sup>,
  - (b) a “responsible person” within the meaning of regulation 45(1) of those Regulations,
  - (c) “an appropriately qualified person responsible for pharmacovigilance” within the meaning of regulation 182(2)(a) of those Regulations, or
  - (d) “a qualified person (manufacture)” as referred to in paragraph 8(2) of Schedule 2 to the Veterinary Medicines Regulations 2013,

where they have travelled to the United Kingdom in order to undertake activities in relation to their role as such a person.

**Marginal Citations**

**M50** [S.I. 2012/1916](#)

*33. Essential infrastructure worker*

- 54.—(1) A person who has travelled to the United Kingdom for the purposes of their work in essential infrastructure industries including—

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (a) a person involved in essential maintenance and repair of data infrastructure required to reduce and resolve outages, or in the provision of goods and services to support these activities' and
  - (b) an information technology and telecommunications professional (including information technology consultant, quality analyst, software tester, systems tester, and telecommunications planner), whose expertise is required to—
    - (i) provide an essential or emergency response to threats and incidents relating to the security of any network and information system, and
    - (ii) ensure the continued operation of any network and information system.
- (2) For the purposes of sub-paragraph (1), “network and information” system has the meaning in regulation 1(2) of the Network and Information Systems Regulations 2018 <sup>M51</sup>.

**Marginal Citations**

**M51** [S.I. 2018/506](#)

*34. Communications networks worker*

55. A person who is engaged in urgent or essential work—
- (a) that is necessary for the continued operation of—
    - (i) electronic communications networks and services as defined in section 32 of the Communications Act 2003 <sup>M52</sup>, or
    - (ii) the BBC's broadcasting transmission network and services,
  - (b) in associated supply chain companies that maintain the confidentiality, integrity, and availability of the electronic communications networks and services and the BBC transmission network and services,

where they have travelled to the United Kingdom in the course of their work.

**Marginal Citations**

**M52** [2003 c. 21](#)

*35. Subsea fibre optic worker*

56. A person—
- (a) who is engaged in the installation, maintenance or repair of subsea fibre optic telecommunications infrastructure,
  - (b) whose role directly supports the installation, maintenance or repair of subsea fibre optic telecommunications infrastructure,

where they have travelled to the United Kingdom in the course of their work.

*36. Elite sportsperson*

*Definition*

- 57.—(1) An elite sportsperson is a person who is—
- (a) a domestic elite sportsperson (see definition in paragraph 58),

- (b) an international elite sportsperson (see definition in paragraph 59),
  - (c) a domestic ancillary sportsperson, (see definition in paragraph 60) or
  - (d) an international ancillary sportsperson (see definition in paragraph 61).
- (2) Further definitions relevant to this entry are given in paragraph 62.

58.—(1) For the purposes of this entry “domestic elite sportsperson” means an individual who is a domestic elite athlete.

- (2) For the purposes of this entry “elite athlete” means an individual who—
- (a) derives a living from competing in a sport,
  - (b) plays in a professional league or competition,
  - (c) is a senior representative nominated by a relevant sporting body, or
  - (d) is on an elite development pathway for a major competition.

59.—(1) For the purposes of this entry “international elite sportsperson” means an individual who is an international elite athlete.

- (2) For the purposes of this paragraph “international elite athlete” means an individual who—
- (a) derives a living from competing in a sport,
  - (b) plays in a professional league or competition,
  - (c) is a senior representative nominated by a relevant sporting body, or
  - (d) is on an elite development pathway for a major competition.

60. For the purposes of this entry “domestic ancillary sportsperson” means an individual essential to—

- (a) the running of an elite sports event, including—
  - (i) operational staff essential to the running of that elite sports event,
  - (ii) event officials and referees, or
- (b) the support of a domestic elite sportsperson, including—
  - (i) sports team medical, logistical, technical and administration staff,
  - (ii) individual domestic elite sportsperson medical and technical support staff,
  - (iii) horse grooms and trainers,
  - (iv) motorsport mechanics and technical staff,
  - (v) the parent or carer of a domestic elite sportsperson under the age of 18.

61. For the purposes of this entry “international ancillary sportsperson” means an individual essential to—

- (a) the running of a specified competition, including—
  - (i) operational staff essential to the running of a specified competition,
  - (ii) competition officials and referees,
  - (iii) broadcast staff and journalists covering a specified competition, or
- (b) the support of an international elite sportsperson, including—
  - (i) sports team medical, logistical, technical and administration staff,
  - (ii) individual international elite sportsperson medical and technical support staff,
  - (iii) horse grooms and trainers,

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (iv) motorsport mechanics and technical staff,
- (v) the parent or carer of an international elite sportsperson under the age of 18.

62. For the purposes of this entry—

“elite development pathway” means a development pathway established by a recognised national governing body of a sport to prepare sportspersons—

- (a) so that they may derive a living from competing in that sport, or
- (b) to compete in a major competition in that sport,

“elite sports event” means a specified competition or other sporting event in which the participants compete—

- (a) to derive a living, or
- (b) to qualify for the right to compete in a major competition,

“major competition” means the following, where they are scheduled to be held in 2021 or 2022—

- (a) the Olympic Games, Paralympic Games or Commonwealth Games,
- (b) a European, World or international championship organised by the international governing body of a sport, or national governing bodies of a sport,
- (c) an inter-county league or inter-county competition in Northern Ireland or Ireland, where that league or competition is organised by the national governing body of a sport,

“major competition qualifying event” means a specified competition or other sporting event in which the participants compete to qualify for the right to compete in a major competition.

“relevant sporting body” in relation to a sportsperson means—

- (a) the recognised national governing body of a sport which may nominate athletes to compete in a major competition, or
- (b) the regional governing body of a sport which may nominate athletes to represent a county in Northern Ireland or Ireland in an inter-county league or inter-county competition, where that league or competition is organised by the national governing body of the sport,

“senior representative” means an individual who is considered by a relevant sporting body to be a candidate to qualify to compete—

- (a) in a major competition,
- (b) on behalf of a county in Northern Ireland or Ireland, in an inter-county league or inter-county competition where that league or competition is organised by the national governing body of a sport,

“specified competition” means a competition which is specified as such by the Department, and the Department may publish details of specified competitions in such manner as appears to it to be appropriate.

*Condition for partial exemption from requirement to self-isolate*

63.—(1) An elite sportsperson must provide, on arrival in Northern Ireland, written evidence from a United Kingdom, Northern Irish or Irish sport's national governing body, that the elite sportsperson satisfies the definition of an elite sportsperson who is exempt under this entry.

(2) A domestic elite sportsperson must either—

- (a) have been outside Northern Ireland in order to compete in an elite sports event, and has returned to Northern Ireland with the intention of continuing activities as a sportsperson,

- (b) have been outside Northern Ireland in order to participate in training for a major competition or a major competition qualifying event and has returned to Northern Ireland with the intention of continuing activities as a sportsperson, or
  - (c) be a United Kingdom sportsperson who is not habitually resident in the United Kingdom and has travelled to Northern Ireland in order to participate in training for, or to compete in, an elite sports event.
- (3) An international elite sportsperson must have travelled to Northern Ireland in order to participate in a specified competition.
- (4) A domestic ancillary sportsperson must either—
- (a) have been outside Northern Ireland in order to participate in the running of an elite sports event, or
  - (b) have been outside Northern Ireland or in order to support a domestic elite sportsperson who satisfies sub-paragraph (2)(a) or (b),
- and has returned to Northern Ireland with the intention of continuing activities as a domestic ancillary sportsperson.
- (5) An international ancillary sportsperson must have travelled to Northern Ireland in order to—
- (a) participate in the running of an elite sports event, or
  - (b) support an international elite sportsperson who satisfies paragraph (3).

*Nature of partial exemption from requirement to self-isolate*

64.—(1) Where P is a domestic elite sportsperson, P is not in breach of regulation 10 in respect of the following—

- (a) where P travels to, from or between, or attends the location of—
  - (i) an elite sports event in which P is competing,
  - (ii) training for an elite sports event,
- (b) where P enters into or remains in isolation with—
  - (i) domestic elite sportspersons or international elite sportspersons who are competing in, or training for that elite sports event, or
  - (ii) domestic ancillary sportspersons or international ancillary sportspersons involved in that elite sports event.

(2) Where P is an international elite sportsperson, P is not in breach of regulation 10 in respect of the following—

- (a) where P travels to, from or between, or attends the location of—
  - (i) the specified competition in which P is competing, or
  - (ii) training for the specified competition in which P is competing,
- (b) where P enters into or remains in isolation with—
  - (i) domestic elite sportspersons or international elite sportspersons who are competing in or training for that specified competition, or
  - (ii) domestic ancillary sportspersons or international ancillary sportspersons involved in that specified competition.

(3) Where P is a domestic ancillary sportsperson, P is not in breach of regulation 10 in respect of the following—

- (a) where P travels to, from, or between, or attends the location of—
  - (i) a place in which P's presence is essential to the running of an elite sports event,

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (ii) a place in which P provides essential support to a domestic elite sportsperson who is competing or in training for an elite sports event,
- (b) where P enters into or remains in isolation with—
  - (i) domestic elite sportspersons or international elite sportspersons who are competing in or training for that elite sports event or any other elite sports event, or
  - (ii) domestic ancillary sportspersons or international ancillary sportspersons involved in that elite sports event or any other elite sports event.
- (4) Where P is an international ancillary sportsperson, P is not in breach of regulation 10 in respect of the following—
  - (a) where P travels to, from, or between, or attends the location of—
    - (i) a place in which P's presence is essential to the running of an elite sports event,
    - (ii) a place in which P provides essential support to an international elite sportsperson who is competing or in training for an elite sports event,
    - (iii) the specified competition, or
    - (iv) training for the specified competition,
  - (b) where P enters into or remains in isolation with—
    - (i) domestic elite sportspersons or international elite sportspersons who are competing in or training for that that specified competition, or
    - (ii) domestic ancillary sportspersons or international ancillary sportspersons involved in that specified competition.

### 37. Essential worker (film and high end TV productions)

[<sup>F162</sup>65.—(1) A person engaged in film and high end TV production.

(2) For the purposes of this paragraph—

- (a) a person is engaged in film production if engaged in the making of a film which is a British film for the purposes of Schedule 1 to the Films Act 1985, and
- (b) a person is engaged in high end TV production if working on the making of a television programme which is a British programme for the purposes of Part 15A of the Corporation Tax Act 2009.]

#### Textual Amendments

**F162** Sch. 4 Pt. 2 para. 65 substituted (11.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/282), regs. 1(2), **6(2)(c)** (with reg. 1(3))

### [<sup>F163</sup>38. Fully vaccinated traveller]

#### Textual Amendments

**F163** Sch. 4 Pt. 2 para. 66 and cross-heading inserted (19.7.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/213), regs. 1(1), **7(2)**

<sup>F164</sup>66. ....

**Textual Amendments**

**F164** Sch. 4 Pt. 2 para. 66 revoked (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **10(a)(iv)** (with reg. 11)

*<sup>F165</sup>39. Seasonal Agricultural Worker*

**Textual Amendments**

**F165** Sch. 4 Pt. 2 para. 67 and cross-heading inserted (26.7.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 5\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/218\)](#), regs. 1(1), **3(2)**

67.—(1) A person (“P”) who on arrival in Northern Ireland has an offer of employment for seasonal work to carry out specified activities in relation to edible horticulture on a specified farm.

(2) For the purposes of sub-paragraph (1)—

- (a) “seasonal work” is employment which fluctuates or is restricted due to the season or time of the year;
- (b) “edible horticulture” means growing—
  - (i) protected vegetables grown in glasshouse systems,
  - (ii) field vegetables grown outdoors, including vegetables, herbs, leafy salads and potatoes,
  - (iii) soft fruit grown outdoors or under cover,
  - (iv) trees that bear fruit,
  - (v) vines and bines,
  - (vi) mushrooms;
- (c) “specified farm” means the farm named in that person’s passenger information;
- (d) “specified activities” means—
  - (i) crop maintenance,
  - (ii) crop harvesting,
  - (iii) tunnel construction and dismantling,
  - (iv) irrigation installation and maintaining,
  - (v) crop husbandry,
  - (vi) packing and processing of crops on employer’s premises,
  - (vii) preparing and dismantling growing areas and media,
  - (viii) general primary production work in edible horticulture,
  - (ix) activities relating to supervising teams of horticulture workers.]

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

F166 ...

**Textual Amendments**

**F166** Sch. 4 Pt. 2 paras. 68, 69 and cross-heading omitted (30.8.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/241\)](#), regs. 1(1), **6(2)**

<sup>F166</sup>68. ....

<sup>F166</sup>69. ....

<sup>F167</sup>42. *A non-disembarking cruise passenger*

**Textual Amendments**

**F167** Sch. 4 Pt. 2 paras. 70, 71 and cross-headings inserted (22.9.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/262\)](#), regs. 1(2), **8(b)**

70. A person, including a crew member, who travels to a port in Northern Ireland on a cruise ship but does not disembark from the cruise ship at any point while it is—

- (a) moored at a port in Northern Ireland, or
- (b) in the territorial waters adjacent to Northern Ireland.

*43. A short stay cruise passenger*

71. A person who—

- (a) arrives in Northern Ireland on a cruise ship, and
- (b) is due to depart from Northern Ireland on the same cruise ship within 48 hours of their arrival.]

<sup>F168</sup>44. *Non-UK police officer*

**Textual Amendments**

**F168** Sch. 4 Pt. 2 paras. 72, 73 and cross-headings inserted (11.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/282\)](#), regs. 1(2), **6(2)(d)** (with reg. 1(3))

72. An official of a foreign police force, required to travel to the United Kingdom to undertake policing activities, or a contractor directly supporting policing activities, where the relevant Department or police force in the United Kingdom has certified that the activities are essential to the foreign police force.

*45. Seasonal poultry worker*

73.—(1) A person who has an offer of employment for seasonal work to carry out specified poultry processing activities at specified premises.



- (2) For the purposes of sub-paragraph (1)—
- (a) “seasonal work” is employment which fluctuates or is restricted due to the season or time of year;
  - (b) “specified poultry processing activities” means—
    - (i) catching poultry;
    - (ii) slaughtering poultry;
    - (iii) preparing and processing poultry meat;
    - (iv) packing poultry meat;
  - (c) “specified premises” means the slaughterhouse, processing site, farm or other work premises named in the offer of employment.]

*[<sup>F169</sup>46. A performing arts professional*

**Textual Amendments**

**F169** Sch. 4 Pt. 2 para. 74 and cross-heading inserted (15.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/284\)](#), regs. 1(2), **5(b)(ii)** (with reg. 1(3))

- 74.—(1) A performing arts professional working in connection with a performing arts event.
- (2) For the purposes of this paragraph—
- (a) “domestic performing arts professional” means a performing arts professional who is habitually resident in the United Kingdom and has returned to Northern Ireland, having travelled to or transited through a non-red list country at any time in the period beginning with the 10th day before the date of their arrival in Northern Ireland in order to work in connection with a performing arts event;
  - (b) “international performing arts professional” means a performing arts professional who is not habitually resident in the United Kingdom and travels to Northern Ireland in order to work in connection with a performing arts event after departing from or transiting through a non-red list country at any time in the period beginning with the 10th day before the date of their arrival in Northern Ireland;
  - (c) “performing arts activity” means—
    - (i) a dramatic production, including a performance of a play, opera, musical or other dramatic piece,
    - (ii) a reading or recitation,
    - (iii) a performance of live music,
    - (iv) a recording of a performance of live music which is—
      - (aa) broadcast, at the time of the performance or later, to the general public, or
      - (bb) released, at the time of the performance or later, to the paying public (by digital or other means),
    - (v) a music video production,
    - (vi) a performance of dance, or
    - (vii) an event that combines more than one of the activities set out at sub-paragraphs (i) to (vi);

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (d) “performing arts event”, in relation to a performing arts professional, means an event—
  - (i) at which a performing arts activity takes place, and
  - (ii) for which the performing arts professional is paid;
- (e) “performing arts professional” means an individual who—
  - (i) is a domestic performing arts professional or an international performing arts professional,
  - (ii) derives a living from the performing arts, and
  - (iii) holds a certificate issued in accordance with “Travelling or returning to NI for work as a performing arts professional during COVID-19” published by the Arts Council Northern Ireland on 12th October 2021<sup>F170</sup>.]

#### Textual Amendments

**F170** A digital copy of this guidance can be found at <http://artscouncil-ni.org/news/travelling-or-returning-to-ni-for-work-as-a-performing-arts-professional>. A hard copy is available at the following address: Exemptions (Investment Centre), Northern Ireland Arts Council

## SCHEDULE 5

Regulation 6

### Qualifying test

1. A test is a qualifying test if—
  - (a) it is a test for the detection of coronavirus undertaken using a device which the manufacturer states has—
    - (i) a sensitivity of at least 80%,
    - (ii) a specificity of at least 97%, and
    - (iii) a limit of detection of less than or equal to 100,000 SARS-CoV-2 copies per millilitre,
  - (b) it is not a test provided or administered under the National Health Service Act 2006, the National Health Service (Wales) Act 2006, the National Health Service (Scotland) Act 1978 or the Health and Personal Social Services (Northern Ireland) Order 1972, and
  - (c) the test sample is taken from the person no more than three days before—
    - (i) in the case of that person travelling to Northern Ireland on a commercial transport service, the service's scheduled time of departure, or
    - (ii) in any other case, the actual time of departure of the vehicle, vessel or aircraft on which that person is travelling to the common travel area.
2. For the purposes of paragraph 1—
 

“sensitivity”, in relation to a device, means how often the device correctly generates a positive result;

“specificity”, in relation to a device, means how often the device correctly generates a negative device.
3. Notification of a negative test result must include, in English, French or Spanish, the following information—
  - (a) the name of the person from whom the sample was taken,

- (b) that person's date of birth,
- (c) the negative result of the test,
- (d) the date the test sample was collected or received by the test provider,
- (e) the name of the test provider and information sufficient to contact that provider,
- (f) a statement—
  - (i) that the test was a polymerase chain reaction test, or
  - (ii) of the name of the device that was used for the test.

## SCHEDULE 6

Regulation 8

Requirement to book and undertake tests (mandatory testing after arrival in Northern Ireland)

### *Interpretation*

1.—(1) In this Schedule—

“approved private provider” means a test provider that has been approved by [<sup>F171</sup>the Secretary of State for Health and Social Care] (see paragraph 12),

“approved private test” means a test provided by an approved private provider, where the test has been approved by [<sup>F171</sup>the Secretary of State for Health and Social Care] (see paragraph 12),

“default isolation period” means—

- (a) in the case of a [<sup>F172</sup>non-eligible non-red] list arrival, the period specified in regulation 10,
- (b) in the case of a red list arrival, the period specified in Schedule 7,

“mandatory test” means a day 2 test or a day 8 test within the meaning of regulation 8,

<sup>F173</sup> ...

“public provider” means a test provider who provides or administers a test under the National Health Service Act 2006, the National Health Service (Wales) Act 2006, the National Health Service (Scotland) Act 1978 or the Health and Personal Social Services (Northern Ireland) Order 1972

“relevant isolation provisions” means—

- (a) in relation to [<sup>F174</sup>an eligible non-red] list arrival, regulations 10 to 13, as modified by paragraph 11,
- (b) in relation to [<sup>F175</sup>a non-eligible non-red] list arrival, regulations 10 to 13
- (c) in relation to a red list arrival, regulation 14 and Schedule 7

[<sup>F176</sup>“the United Kingdom Health Security Agency” means the executive agency of that name of the Department of Health and Social Care;]

(2) Where this Schedule requires P to enter into or continue to isolate in accordance with the relevant isolation provisions Part 4 applies in relation to that requirement as it applies in relation to the relevant isolation provisions.

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

### Textual Amendments

- F171** Words in Sch. 6 para. 1(1) substituted (30.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/241\)](#), regs. 1(1), **7(1)**
- F172** Words in Sch. 6 para. 1(1) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(a)(i)** (with reg. 1(4))
- F173** Words in Sch. 6 para. 1(1) omitted (1.10.2021) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/262\)](#), regs. 1(3), **9(a)(i)**
- F174** Words in Sch. 6 para. 1(1) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(a)(ii)** (with reg. 1(4))
- F175** Words in Sch. 6 para. 1(1) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(a)(iii)** (with reg. 1(4))
- F176** Words in Sch. 6 para. 1(1) inserted (1.10.2021) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/262\)](#), regs. 1(3), **9(a)(ii)**

*Requirement to isolate on failure to take a mandatory test (red list and <sup>F177</sup>non-eligible non-red] list arrivals)*

### Textual Amendments

- F177** Words in Sch. 6 para. 2 heading substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(b)** (with reg. 1(4))

- 2.—(1) This paragraph applies in respect of—
- (a) red list arrivals,
  - (b) <sup>F178</sup>non-eligible non-red] list arrivals.
- (2) This paragraph applies where—
- (a) P fails to undertake a day 8 test, and
  - (b) either—
    - (i) P fails to undertake a day 2 test, or
    - (ii) P's day 2 test generates a negative or inconclusive result.
- (3) <sup>F179</sup>Subject to sub-paragraph (2)], P must continue to isolate in accordance with the relevant isolation provision until the end of the 14th day after the day on which they arrived in Northern Ireland.
- (4) Where P undertakes a test to which paragraph 4(7)(b) applies and which generates—
- (a) a positive result, paragraph 4(2) applies as if the test were a mandatory test,
  - (b) a negative result, paragraph 4(4) applies as if—
    - (i) P had taken both a day 2 test and a day 8 test, and
    - (ii) both tests had generated a negative result.

#### Textual Amendments

- F178** Words in Sch. 6 para. 2(1)(b) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(b)** (with reg. 1(4))
- F179** Words in Sch. 6 para. 2(3) substituted (1.10.2021) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/262\)](#), regs. 1(3), **9(b)**

### *Requirement to isolate on failure to take a mandatory test (<sup>F180</sup>eligible non-red] list arrivals)*

#### Textual Amendments

- F180** Words in Sch. 6 para. 3 heading substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(c)** (with reg. 1(4))

- 3.—(1) This paragraph applies in respect of [<sup>F181</sup>eligible non-red] list arrivals.
- (2) This paragraph applies where P fails to take a day 2 test.
- (3) P must enter into and remain in isolation in accordance with the relevant isolation provisions until the end of the 14th day after the day on which they arrived in Northern Ireland.
- (4) But if P subsequently takes a test to which sub-paragraph (5) applies and which generates—
- (a) a positive result, paragraph 5(2) applies as if the test were a mandatory test,
  - (b) a negative result, P is no longer required to isolate in accordance with the relevant isolation provisions.
- (5) This sub-paragraph applies to a test which—
- (a) complies with the requirements for a day 2 test specified in paragraph 6,
  - (b) is undertaken in the circumstances set out in paragraph 8 (other than the circumstances in paragraph 8(2) about when a test must be taken), and
  - (c) is undertaken within 10 days of the day on which P arrived in Northern Ireland.

#### Textual Amendments

- F181** Words in Sch. 6 para. 3(1) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(c)** (with reg. 1(4))

### *Consequences of test results (red list and [<sup>F182</sup>non-eligible non-red] list arrivals)*

#### Textual Amendments

- F182** Words in Sch. 6 para. 4 heading substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(d)** (with reg. 1(4))

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- 4.—(1) This paragraph applies in respect of—
- (a) red list arrivals,
  - (b) [<sup>F183</sup>non-eligible non-red] list arrivals.
- (2) Where a mandatory test undertaken by P generates a positive result—
- (a) P must continue to isolate, in accordance with the relevant isolation provisions, until the end of the 10th day after the day P undertook the test,
  - (b) P may not leave Northern Ireland during this time, and accordingly, regulation 11(4)(a) and paragraph 11(1)(a) of Schedule 7 do not apply.
- (3) [<sup>F184</sup>Where a person (“B”) is isolating with P pursuant to the relevant isolation provisions, the requirement to isolate under sub-paragraph (2)(a) does not apply to B] where—
- (a) the test referred to in sub-paragraph (2) is P's day 8 test, and
  - (b) B undertook a day 2 test that generated a positive result.
- (4) Where P's day 2 test and day 8 test both generate a negative result, P must continue to isolate in accordance with the relevant isolation provisions until the later of—
- (a) the end of the default isolation period,
  - (b) the day on which P receives the result of their day 8 test.
- (5) Where a mandatory test undertaken by P generates an inconclusive result, P must continue to isolate in accordance with the relevant isolation provisions—
- (a) until the end of the 10th day after the day P undertook the test,
  - (b) where P undertakes a test to which sub-paragraph (7) applies and the test generates a negative result, until the later of—
    - (i) the end of the default isolation period,
    - (ii) the day on which P receives the negative result, or
  - (c) where P undertakes a test to which sub-paragraph (7) applies and the test generates a positive result, until the end of the 10th day after the day P undertook the test.
- (6) Where sub-paragraph (5)(c) applies, P is not required to undertake a day 8 test in accordance with regulation 8.
- (7) This sub-paragraph applies to—
- (a) a day 8 test,
  - (b) a test—
    - (i) complying with the requirements for a day 8 test specified in paragraph 7,
    - (ii) undertaken in the circumstances specified in paragraph 8 (other than the circumstances in paragraph 8(2) about when a test must be undertaken), and
    - (iii) undertaken during the period specified in sub-paragraph (5)(a).

#### Textual Amendments

**F183** Words in Sch. 6 para. 4(1)(b) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(d)** (with reg. 1(4))

**F184** Words in Sch. 6 para. 4(3) substituted (30.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/241\)](#), regs. 1(1), **7(2)**

### *Consequences of test results ([<sup>F185</sup>eligible non-red] list arrivals)*

#### **Textual Amendments**

**F185** Words in Sch. 6 para. 5 heading substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(e)** (with reg. 1(4))

- 5.—(1) This paragraph applies in respect of [<sup>F186</sup>eligible non-red] list arrivals.
- (2) Where a mandatory test undertaken by P generates a positive result—
- (a) P must enter into and remain in isolation, in accordance with the relevant isolation provisions, until the end of the 10th day after the day P undertook the test,
  - (b) P may not leave Northern Ireland during this time, and accordingly, regulation 11(4)(a) (as applied by paragraph 11) does not apply.
- (3) Where a mandatory test undertaken by P generates a negative result, there are no consequences.
- (4) Where a mandatory test undertaken by P generates an inconclusive result, P must enter into and remain in isolation—
- (a) until the end of the 10th day after the day P undertook the test, or
  - (b) where P undertakes a [<sup>F187</sup>confirmatory PCR test or a] test to which sub-paragraph (5) applies and the test generates a negative result, the day on which P receives the negative result.
- (5) This sub-paragraph applies to a test which—
- (a) complies with the requirements for a day 2 test specified in paragraph 6,
  - (b) is undertaken in the circumstances set out in paragraph 8 (other than the circumstances in paragraph 8(2) about when a test must be taken), and
  - (c) is undertaken within 10 days of the day on which P arrived in Northern Ireland

#### **Textual Amendments**

**F186** Words in Sch. 6 para. 5(1) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(e)** (with reg. 1(4))

**F187** Words in Sch. 6 para. 5(4)(b) inserted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/293\)](#), regs. 1(2), **8(2)** (with reg. 1(4))

### *Day 2 tests: general test requirements*

- 6.—[<sup>F188</sup>(1)] For the purposes of regulation 8(11), a day 2 test complies with this paragraph where—
- (a) it is a test provided by a public provider, <sup>F189</sup>...
  - (b) it is an approved test provided by an approved private provider, [<sup>F190</sup>or]
  - [<sup>F191</sup>(c) it is an approved LFD test self-administered by P where the device in question is not a nasopharyngeal one.]

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

[<sup>F192</sup>(2) Where P undertakes a day 2 LFD test provided by an approved private provider and the result of that test is positive—

- (a) P must book and undertake a confirmatory PCR test provided by a public provider, and
- (b) the approved private provider mentioned in this sub-paragraph must advise P to take the steps referred to in paragraph (a).]

#### Textual Amendments

**F188** Sch. 6 para. 6 renumbered as Sch. 6 para. 6(1) (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(3)(a)** (with reg. 1(4))

**F189** Word in Sch. 6 para. 6(1)(a) omitted (31.10.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(3)(b)(i)** (with reg. 1(4))

**F190** Word in Sch. 6 para. 6(1)(b) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(3)(b)(ii)** (with reg. 1(4))

**F191** Sch. 6 para. 6(1)(c) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(3)(b)(iii)** (with reg. 1(4))

**F192** Sch. 6 para. 6(2) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(3)(c)** (with reg. 1(4))

#### *Day 8 tests: general test requirements*

7. For the purposes of regulation 8(11), a day 8 test complies with this paragraph where—

- (a) it is a test provided by a public provider, or
- (b) it is an approved test provided by an approved private provider.

#### *Required circumstances for undertaking a day 2 test or a day 8 test*

8.—(1) The circumstances mentioned in regulation 8(11) are as follows.

(2) In relation to—

- (a) a day 2 test, P undertakes the test [<sup>F193</sup>in accordance with the manufacturer’s instructions for use] no later than the end of the second day after the day on which P arrived in Northern Ireland [<sup>F193</sup>or, in the case of a confirmatory PCR test, in accordance with paragraph 5],
- (b) a day 8 test, P undertakes the test [<sup>F194</sup>in accordance with the manufacturer’s instructions for use] no earlier than the end of the seventh day after the day on which P arrived in Northern Ireland.

[<sup>F195</sup>(3) Subject to paragraph (4), at the time the test is booked P provides the test provider with the following information—

- (a) notification that P is to undertake the test under these Regulations;
- (b) the information set out in sub-paragraph (6), and
- (c) P’s home address and where P is—
  - (i) an eligible non-red list arrival, the address or addresses where they intend to stay during the period of 10 days beginning on the day after the date of their arrival in the United Kingdom;



- (ii) a non-eligible non-red list arrival, the address or addresses at which they intend to self-isolate, or are self-isolating, in accordance with regulations 10 to 13 (if different from their home address); or
- (iii) a red list arrival, the address of the accommodation where they are complying with managed isolation in accordance with Schedule 7.

(3A) Subject to Paragraph (4), where—

- (a) P's day 2 test is a day 2 LFD test, and
- (b) the test has not been administered by the test provider or at a site operated for the purpose of administering such tests by or on behalf of the test provider,

P provides the test provider with the information set out in paragraph (3B) within 15 minutes of the test's read time as determined by the manufacturer's instructions for use.

(3B) The information referred subparagraph (3A) is—

- (a) a single photograph clearly showing—
  - (i) the test device in such a way that it is identifiable as having been provided by the test provider;
  - (ii) the test reference number given in accordance with paragraph 8(5), and
  - (iii) the test result, and
- (b) the address at which P is able to receive a confirmatory test.]

(4) Where P is a child, or a person with a disability who is unable for that reason to provide the notification and information set out in this paragraph to the test provider—

- (a) the notification and information set out in this paragraph, other than the information in subparagraph (6)(j) and (k), is provided to the test provider on P's behalf by another person (Y), and
- (b) either the information set out in sub-paragraph (6)(j) and (k) is provided by Y to the test provider or, where appropriate, Y provides their own email address and telephone number to the test provider.

(5) At the time <sup>F196</sup>... the test is booked, the test provider gives P a [<sup>F197</sup>separate test reference number in respect of each test to be provided to P] and, where appropriate also provides that test reference number to Y.

(6) That information is, in relation to P—

- (a) name,
- (b) sex,
- (c) date of birth,
- (d) NHS number (if known and applicable)
- (e) ethnicity,
- (f) date of arrival in the United Kingdom,
- (g) coach number, flight number or vessel name (as appropriate),
- (h) date on which P last departed or transited through [<sup>F198a</sup>] red list country,
- (i) the country or territory P was travelling from when P arrived in the United Kingdom, and any country or territory P transited through as part of that journey,
- (j) email address,
- (k) telephone number,
- (l) passport number, or travel document reference number (as appropriate).

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

### Textual Amendments

- F193** Words in Sch. 6 para. 8(2)(a) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(4)(a)(i)** (with reg. 1(4))
- F194** Words in Sch. 6 para. 8(2)(b) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(4)(a)(ii)** (with reg. 1(4))
- F195** Sch. 6 para. 8(3)-(3B) substituted for Sch. 6 para. 8(3) (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(4)(b)** (with reg. 1(4))
- F196** Words in Sch. 6 para. 8(5) omitted (1.10.2021) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 6) Regulations (Northern Ireland) 2021 (S.R. 2021/262), regs. 1(3), **9(c)**
- F197** Words in Sch. 6 para. 8(5) substituted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(4)(c)** (with reg. 1(4))
- F198** Word in Sch. 6 para. 8(6)(h) substituted (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **8(4)(g)** (with reg. 1(4))

### *Notification of test results (approved private providers)*

9.—(1) This paragraph applies to an approved private provider who administers or provides a test [<sup>F199</sup>other than a day 2 LFD test] to P in the circumstances described in paragraph 8.

- (2) The approved private provider must, within 24 hours of the result becoming available—
- (a) notify P, or where paragraph 8(4) applies, Y, by email, letter or text message, of the result of P's test, or
  - (b) make P's test result available to P, or where paragraph 8(4) applies, to Y via a secure web portal,

in accordance with sub-paragraph (3).

(3) The notification of P's result must include P's name, date of birth, passport number, or travel document reference number (as appropriate), the name and contact details of the test provider and P's test reference number, and must be conveyed using one of the following forms of words, as appropriate—<sup>F200F201F202F203F204F205F206F207F208F209</sup>

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

## **Form A: negative test result (red list and non-eligible non-red list arrivals)**

*Your coronavirus result is negative. You did not have the virus when the test was done.*

*If you took the test of day 2 of your isolation you must continue to isolate until you have completed the 10 day isolation period and received a negative test result for a test taken on day 8. If you took the test on day 8, you may stop isolating when you have completed your 10 day isolation period. If you have travelled from a non-red list country and meet the requirements to be an "eligible" arrival you are not required to quarantine or take a day 8 test.*

*You should isolate again if:*

- *you get symptoms of coronavirus (get an NHS coronavirus test (from [www.gov.uk/get-coronavirus-test](http://www.gov.uk/get-coronavirus-test)) and isolate until you get the results*
- *you're going into hospital (isolate until the date you go in)*
- *someone you live with tests positive*
- *you've been traced as a contact of someone who tested positive*

*For advice on when you might need to isolate and what to do, go to [www.nhs.uk/conditions/coronavirus-covid-19](http://www.nhs.uk/conditions/coronavirus-covid-19) and read 'Self-isolation and treating symptoms'.*

*It's a legal requirement to isolate when you arrive in Northern Ireland. If you're contacted by the enforcement authorities or the police after you have received this negative result, show them this notification.*

## **Form B: positive test result (red list and non-eligible non-red list arrivals)**

*Your coronavirus test is positive. You had the virus when the test was done.*

*Even if you have not had symptoms of coronavirus you must isolate for 10 days from the day after your test date. Your test sample may be genome sequenced to check whether you have a virus variant of concern.*

*People you live with or are travelling (or have travelled) with should also isolate for 10 days from the day after you took the test.*

*If you received a positive test result for the test taken on or before day 2, you do not need to take the day 8 test. People you are travelling (or have travelled) with must still take a day 8 test, unless they meet the requirements to be "eligible" arrivals.*

*You may be contacted for contact tracing and to check that you, and those who you live or have travelled with, are isolating.*

*You must not travel, including to leave the UK, during isolation*

*Contact 111 if you need medical help. In an emergency dial 999.*

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

### **Form C: unclear test result (red list and non-eligible non-red list arrivals)**

*Your coronavirus test result is unclear. It's not possible to say if you had the virus when the test was done.*

*You must take another test or isolate for 10 days from the day you took the test.*

*You may be contacted to check that you are isolating.*

### **Form D: negative test result (eligible non-red arrivals)**

*Your coronavirus result is negative. You did not have the virus when the test was done.*

*You should isolate if:*

- *you get symptoms of coronavirus (get an NHS coronavirus test (from [www.gov.uk/get-coronavirus-test](http://www.gov.uk/get-coronavirus-test)) and isolate until you get the results*
- *you're going into hospital (isolate until the date you go in)*
- *someone you live with tests positive*
- *you've been traced as a contact of someone who tested positive*

*For advice on when you might need to isolate and what to do, go to [www.nhs.uk/conditions/coronavirus-covid-19](http://www.nhs.uk/conditions/coronavirus-covid-19) and read 'Self-isolation and treating symptoms'.*

### **Form E: positive test result (eligible non-red arrivals)**

*Your coronavirus test is positive. You had the virus when the test was done.*

*Even if you have not had symptoms of coronavirus you must isolate for 10 days from the day after your test date. Your test sample may be genome sequenced to check whether you have a virus variant of concern.*

*People you live with or are travelling (or have travelled) with should also isolate for 10 days from the day after you took the test.*

*You may be contacted for contact tracing and to check that you, and those who you live or have travelled with, are isolating.*

*You must not travel, including to leave the UK, during isolation*

*Contact 111 if you need medical help. In an emergency dial 999.*

## Form F: unclear test result (eligible non-red arrivals)

*Your coronavirus test result is unclear. It's not possible to say if you had the virus when the test was done.*

*You must take another test or isolate for 10 days from the day you took the test.*

*You may be contacted to check that you are isolating.*

[<sup>F210</sup>(4) See also paragraph 7 of Schedule 8 and paragraph 3(1) of Schedule 10 to the Health Protection (Coronavirus, International Travel and Operator Liability) (England) Regulations 2021 for additional requirements imposed upon approved private providers in respect of notifications to the United Kingdom Health Security Agency arising out of tests.]

### Textual Amendments

- F199** Words in Sch. 6 para. 9(1) inserted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/293\)](#), regs. 1(2), **8(5)(a)** (with reg. 1(4))
- F200** Sch. 6 para. 9(3) Form A: words “If you have travelled from an amber list country and are within the fully vaccinated traveller exempt category you are not required to quarantine or take a day 8 test” inserted after the words “If you took the test on day 8, you may stop isolating when you have completed your 10 day isolation period.” (19.7.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/213\)](#), regs. 1(1), **8(a)**
- F201** Sch. 6 para. 9(3) Form B: words “, unless they are within the fully vaccinated traveller exempt category.” inserted after the words “People you are travelling (or have travelled) with must still take a day 8 test” (19.7.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/213\)](#), regs. 1(1), **8(b)**
- F202** Sch. 6 para. 9(3) Form A heading: words “red list and non-eligible non-red list” substituted for words “red and amber list” (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(h)(i)** (with reg. 1(4))
- F203** Sch. 6 para. 9(3) Form A second paragraph: words “a non-red list country and meet the requirements to be an “eligible” arrival” substituted for words from “an amber” to “exempt category” (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(h)(ii)** (with reg. 1(4))
- F204** Sch. 6 para. 9(3) Form B heading: words “red list and non-eligible non-red list” substituted for words “red and amber list” (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(h)(iii)** (with reg. 1(4))
- F205** Sch. 6 para. 9(3) Form B fourth paragraph: words “meet the requirements to be “eligible” arrivals” substituted for words “are within the fully vaccinated traveller exempt category” (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(h)(iv)** (with reg. 1(4))
- F206** Sch. 6 para. 9(3) Form C heading: words “red list and non-eligible non-red list” substituted for words “red and amber list” (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel,](#)

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **8(4)(h)(v)** (with reg. 1(4))

**F207** Sch. 6 para. 9(3) Form D heading: words “eligible non-red” substituted for word “green” (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **8(4)(h)(vi)** (with reg. 1(4))

**F208** Sch. 6 para. 9(3) Form E heading: words “eligible non-red” substituted for word “green” (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **8(4)(h)(vi)** (with reg. 1(4))

**F209** Sch. 6 para. 9(3) Form F heading: words “eligible non-red” substituted for word “green” (4.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 7) Regulations (Northern Ireland) 2021 (S.R. 2021/278), regs. 1(2), **8(4)(h)(vi)** (with reg. 1(4))

**F210** Sch. 6 para. 9(4) substituted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 8) Regulations (Northern Ireland) 2021 (S.R. 2021/293), regs. 1(2), **8(5)(b)** (with reg. 1(4))

### **[F211] Notification of test results (approved private providers): Lateral Flow Device tests**

9A.—(1) This paragraph applies to an approved private provider who administers or provides an LFD test to P in the circumstances described in paragraph 8.

(2) The approved private provider must, within 24 hours of the relevant event—

- (a) notify P, or where paragraph 8(4) applies, Y, by email, letter or text message, of the result of P’s test, or
- (b) make P’s test result available to P, or where paragraph 8(4) applies, to Y via a secure web portal in accordance with sub-paragraph (3).

(3) The notification of P’s result must include P’s name, date of birth, passport number, or travel document reference number (as appropriate), the name and contact details of the test provider and P’s test reference number, and must be conveyed using one of the following forms of words, as appropriate—

#### **Form A: negative LFD test result**

Your coronavirus (COVID-19) test result is negative. You did not have the virus when the test was done.

You are not required to quarantine.

You should self-isolate again if you get symptoms of coronavirus (COVID-19)—get an NHS coronavirus (COVID-19) test from [www.gov.uk/get-coronavirus-test](https://www.gov.uk/get-coronavirus-test) and self-isolate until you get the results.

For advice on when you might need to self-isolate and what to do, go to [www.nhs.uk/conditions/coronavirus-covid-19](https://www.nhs.uk/conditions/coronavirus-covid-19) and read “Self-isolation and treating symptoms”.

#### **Form B: positive LFD test result**

Your coronavirus test result is positive. This means that you probably have the virus.

Even if you have not had symptoms of coronavirus, you must now self-isolate for 10 days from the day after your test date.

You must obtain, take and return a free follow up PCR test from NHS Test and Trace to confirm this. You can obtain your confirmatory PCR test by visiting [gov.uk/get-coronavirus-test](https://gov.uk/get-coronavirus-test) or by calling 119. This test will be free of charge and will be sent to you as a home test kit. You must take this test in accordance with this notice. If this confirmatory test is negative, you no longer need to self-isolate.



You may be contacted for contact tracing and to check that you, and those who you live or are travelling with, are self-isolating.

You must not travel, including to leave the UK, during self-isolation.

Contact 111 if you need medical help. In an emergency dial 999.

#### **Form C: unclear LFD test result**

Your coronavirus test result is unclear. It is not possible to say if you had the virus when the test was done.

You must self-isolate for 10 days from the day after your test date.

You may choose to take another test, and if comes back with a negative result, you no longer need to self-isolate. You may be contacted to check that you are self-isolating.

(4) In this paragraph “relevant event” means—

- (a) where the test provider administered the test, the time at which the test provider determined the results of the test;
- (b) where the test provider did not administer the test, the time at which the test provider received the information required to be provided by paragraph 8(3)(b).

(5) See also paragraph 7 of Schedule 8 and paragraph 3(1) of Schedule 10 to the Health Protection (Coronavirus, International Travel and Operator Liability) (England) (Regulations 2021 for additional requirements imposed upon approved private providers in respect of notifications to the United Kingdom Health Security Agency arising out of tests.]

#### **Textual Amendments**

**F211** Sch. 6 para. 9A inserted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/293\)](#), regs. 1(2), **8(6)** (with reg. 1(4))

#### *Charge for day 2 tests and day 8 tests*

10.—(1) The Department or a person designated by the Department may impose a charge in respect of [<sup>F212</sup>any test provided in accordance with this Schedule] by a public provider.

(2) The Department—

- (a) must publish details of the charges in such manner as the Department considers appropriate, and
- (b) may recover any sum owed by a person in accordance to such a charge as a debt.

#### **Textual Amendments**

**F212** Words in Sch. 6 para. 10(1) substituted (31.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 8\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/293\)](#), regs. 1(2), **8(7)** (with reg. 1(4))

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

*Modification of self-isolation provisions for <sup>F213</sup>eligible non-red] list arrivals with a positive test result*

**Textual Amendments**

**F213** Words in Sch. 6 para. 11 heading substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(i)** (with reg. 1(4))

11.—(1) This paragraph applies where <sup>F214</sup>an eligible non-red] list arrival (P) is obliged, under paragraph 3(3) or 5(2)(a) to enter into and remain in self-isolation.

(2) Regulations 10 to 13 apply to P as they apply to <sup>F215</sup>non-eligible non-red] list arrivals, with the modification that regulation 10(3) applies as if it required P to travel directly to the place where they are to self-isolate without specifying the period for which they must self-isolate.

**Textual Amendments**

**F214** Words in Sch. 6 para. 11(1) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(j)(i)** (with reg. 1(4))

**F215** Words in Sch. 6 para. 11(2) substituted (4.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\)](#), regs. 1(2), **8(4)(j)(ii)** (with reg. 1(4))

*Approval of private providers and private tests*

<sup>F216</sup>12. The Secretary of State for Health and Social Care has published details of approved private providers and approved private tests at <https://www.find-travel-test-provider.service.gov.uk/test-type/amber>.]

**Textual Amendments**

**F216** Sch. 6 para. 12 substituted (30.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 6\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/241\)](#), regs. 1(1), **7(3)**

<sup>F217</sup>SCHEDULE 6A

Regulation 9A

Workforce tests

**Textual Amendments**

**F217** Sch. 6A inserted (2.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/225\)](#), regs. 1(2), **5(2)** (with reg. 11)



### **Consequence of failure to undertake test**

1.—(1) This paragraph applies where P fails to undertake a workforce test as required by regulation 9A.

(2) P must enter into and remain in self-isolation from others, in accordance with paragraphs 4 and 5, until the earlier of—

- (a) the end of the 14th day after the day on which P arrived in Northern Ireland, or
- (b) the time P obtains a negative result from a workforce test.

(3) P must comply with any applicable obligations in regulation 9A(3) during any period that P is required to self-isolate in accordance with paragraph (2).

### **Consequences of test results**

2.—(1) Where a workforce test undertaken by P generates a positive result—

- (a) P must as soon as reasonably practicable undertake a further test which complies with the requirements for a day 2 test specified in paragraph 6 of Schedule 6 (requirement to book and undertake tests), in the circumstances specified in paragraph 8 of that Schedule (other than the circumstances in paragraph 8(2) about when a test must be undertaken), and
- (b) P must enter into and remain in self-isolation from others in accordance with paragraphs 4 and 5 of this Schedule until the end of the 10th day after the day P undertook the workforce test.

(2) Where sub-paragraph (1) applies—

- (a) if the test undertaken by P was a workforce test for day 2, P is not required to undertake a workforce test for day 5 or day 8,
- (b) if the test undertaken by P was a workforce test for day 5, P is not required to undertake a workforce test for day 8.

(3) Where the further test undertaken in accordance with sub-paragraph (1)(a) generates a negative result, P is no longer required to remain in self-isolation.

(4) Where a workforce test undertaken by P generates an inconclusive result, P must as soon as reasonably practicable undertake a further workforce test, and that further workforce test is to be treated as a replacement workforce test within the meaning of regulation 9A.

(5) Where a workforce test undertaken by P generates a negative result, there are no consequences.

### **Duties on employers**

3.—(1) An employer with more than 50 employees who is the employer of any person who is required to undertake workforce tests or has responsibility for any agency worker who is required to undertake workforce tests, must take reasonable steps to facilitate the taking of those tests by that person or agency worker in accordance with these Regulations.

(2) In the discharge of the duty under sub-paragraph (1), an employer must have regard to any guidance issued by the Department for the purposes of this paragraph.

(3) In sub-paragraph (1) an employer has responsibility for an agency worker if—

- (a) the agency worker is supplied or to be supplied by a person (an “agent”) to the employer under a contract or other arrangements made between the agent and the employer, and
- (b) the agency worker is not—
  - (i) a worker because of the absence of a worker’s contract between the agency worker and the agent or the employer, or

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (ii) a party to a contract under which the agency worker undertakes to do the work for another party to a contract whose status is, by virtue of the contract, that of a client or customer of any profession or business undertaking carried on by the agency worker.

#### **Place where a person must self-isolate under this Schedule**

4.—(1) This paragraph sets out the place where P must self-isolate.

(2) P must self-isolate at—

- (a) their home,
- (b) the home of a friend or family member, or
- (c) a hotel, hostel, bed and breakfast accommodation or other suitable place.

(3) Where it is not possible for P to self-isolate in accordance with sub-paragraph (2), P must self-isolate in accommodation facilitated by the United Kingdom Government for the purposes of P’s self-isolation.

(4) The place referred to in this paragraph includes the premises where P is self-isolating together with any garden, yard, passage, stair, garage, outhouse or other appurtenance of the premises.

#### **Limitations to, and exceptions from, requirement to self-isolate under this Schedule**

5.—(1) This paragraph sets out the limitations to, and exceptions from, the requirement to self-isolate.

(2) The following provisions of regulation 11 apply to self-isolation under this Schedule as they apply to self-isolation under regulations 10 to 13—

- (a) paragraph (2)(a) to (d),
- (b) paragraph (3),
- (c) in paragraph (4), sub-paragraphs (b) to (f), and (h) to (l).

(4) P is also permitted to leave the place of self-isolation where necessary to undertake a workplace test.]

### SCHEDULE 7

Regulation 14

#### Managed isolation

#### *Managed isolation package*

1.—<sup>[F218]</sup>(1) In this Schedule, a “managed isolation package” means—

- (a) a booking for a place in accommodation designated by the Department for the purposes of this Schedule <sup>[F219]</sup>or, if paragraph 1A applies, arrangements to stay in a private residence or other place where P is able to self-isolate (“arranged accommodation”)],
- (b) a booking for transport facilitated by the Department to that accommodation, and
- (c) a testing package required by regulation 8

<sup>[F220]</sup>(2) A reference in this Schedule to the designated accommodation includes a reference to arranged accommodation referred to in sub-paragraph (1)(a).]

#### Textual Amendments

- F218** Sch. 7 para. 1 renumbered as Sch. 7 para. 1(1) (26.11.2021 at 4.00 p.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/312), regs. 1(2), **5(a)** (with reg. 1(3))
- F219** Words in Sch. 7 para. 1(1)(a) inserted (26.11.2021 at 4.00 p.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/312), regs. 1(2), **5(b)** (with reg. 1(3))
- F220** Sch. 7 para. 1(2) inserted (26.11.2021 at 4.00 p.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/312), regs. 1(2), **5(c)** (with reg. 1(3))

[<sup>F221</sup>1A. This paragraph applies where P arrives in Northern Ireland between 4.00 p.m. on 26th November 2021 and 4 a.m. on 28th November 2021—

- (a) from a red list country or territory, or
- (b) having at any time in the period beginning with the 10th day before the date of P’s arrival in Northern Ireland departed from or transited through a red list country or territory.]

#### Textual Amendments

- F221** Sch. 7 para. 1A inserted (26.11.2021 at 4.00 p.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 9\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/312), regs. 1(2), **5(d)** (with reg. 1(3))

### *Limitation on ports of entry*

- 2.—(1) P may only enter Northern Ireland at a port designated for the purposes of this Schedule.
- (2) If P enters otherwise than at a designated port, this paragraph is satisfied if—
- (a) P travels directly to the accommodation set out in the package after entry,
  - (b) P reaches that accommodation within 2 hours of entry, and
  - (c) P does not interact with any person (other than a person P is travelling with) on the way to that accommodation.
- 3.—(1) The following ports are designated for the purposes of this Schedule—
- (a) the relevant area in Belfast International Airport,
  - (b) the relevant area in Belfast City Airport,
  - (c) any military airfield or port.
- (2) For the purposes of this paragraph “the relevant area” in a port means that part of the port which the Department has determined is the relevant area.
- (3) The Department must publish details of its determinations of the relevant area in such manner as appears to the Department appropriate.

### *Duties on arrival*

4. P must, on arrival in Northern Ireland, be in possession of a managed isolation package.
5. P must, on arrival in Northern Ireland, travel directly to the accommodation set out in the package, using the means of transport set out in the package (but this is subject to paragraph 2(2)).

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

6. If P is not in possession of a managed isolation package on their arrival in Northern Ireland, P must as soon as practicable obtain a managed isolation package and travel directly to the accommodation set out in the package, using the means of transport set out in the package.

#### *Charge for managed isolation package*

7.—(1) The Department may impose a charge in relation to the accommodation, transport and testing package in the managed isolation package.

(2) The Department [and a person designated by the Department] may recover any sum owed by P in relation to the package as a debt.

#### *Duty to remain in managed isolation and period of isolation*

8.—(1) P must enter into and remain in managed isolation in the place set out in the package until whichever is the later of—

- (a) the end of the period of 10 days beginning with the day after P's arrival in Northern Ireland,
- (b) the end of the period for which P is required to isolate under Schedule 6.

(2) Sub-paragraph (1) does not apply if P leaves the common travel area where permitted to do so in accordance with these Regulations.

#### *Exceptions from duty remain in managed isolation*

9. P is not required to remain in managed isolation—

- (a) from any person with whom they were travelling when they arrived in Northern Ireland and who is also isolating in the place where P is isolating,
- (b) from any person who is staying in the place where P is isolating whose assistance P reasonably requires by reason of—
  - (i) P being a child, or
  - (ii) any disability of P's,

10. P is not required to remain in managed isolation from a person (V) when V is at the place where P is isolating in exceptional circumstances, such as—

- (a) to provide emergency assistance,
- (b) to provide care or assistance, including personal care within the meaning of paragraph 1(1B) or 7(3B) of Schedule 2 to the Safeguarding Vulnerable Groups (Northern Ireland) Order 2007,
- (c) to provide medical assistance to P or to any other person who is staying in the place where P is isolating, where this is required urgently or on the advice of a registered medical practitioner,
- (d) to provide veterinary services, where this is required urgently or on the advice of a veterinary surgeon,
- (e) to provide critical public services, including social services or services provided to victims (such as victims of crime).

#### *Permitted reasons to leave or be outside the place of managed isolation*

11.—(1) During the period of their managed isolation, P may not leave, or be outside, the place where P is isolating, except—

- (a) to travel directly to a port to leave the common travel area, but this is subject to [F<sup>222</sup>paragraph 4 of Schedule 6] (consequences of positive test result),

- (b) to fulfil a legal obligation, including attending court or satisfying bail conditions or to participate in legal proceedings,
  - (c) to take exercise alone or with the persons referred to in paragraph 9(a),
  - (d) to visit a person (D) whom P reasonably believes is dying, and where P is a member of D's household or a close family member or friend of D,
  - (e) to attend the funeral of—
    - (i) a member of P's household, or
    - (ii) a close family member,
  - (f) in other exceptional circumstances, such as—
    - (i) to seek medical assistance, where this is required urgently or on the advice of a registered medical practitioner, including to access services from dentists, opticians, audiologists, chiropodists, chiropractors, osteopaths and other medical or health practitioners, including services relating to mental health,
    - (ii) to access critical public services, including social services or services provided to victims (such as victims of crime),
    - (iii) to avoid injury or illness or to escape risk of harm,
    - (iv) to access veterinary services where this is required urgently or on the advice of a veterinary surgeon.
- (2) P may only leave, or be outside, the place where P is isolating in reliance on the grounds mentioned in sub-paragraphs (1)(c), (d) or (e)—
- (a) if P has been given prior permission by a person authorised by the Department for this purpose, and
  - (b) if P complies with any reasonable requirements imposed by the person so authorised in relation to the exercise, the visit to the person or attendance at the funeral.

#### **Textual Amendments**

**F222** Words in Sch. 7 para. 11(1)(a) substituted (8.6.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(Amendment No. 4\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/154\)](#), regs. 1(1), 7

#### *Meaning of “place”*

12.—(1) For the purposes of this Schedule “place” means—

- (a) the room in the designated accommodation where P is staying, and
- (b) if connected to the room where P is staying, the room of any person referred to in paragraph 9(a),

including any balcony [<sup>F223</sup>subject to sub-paragraph (3)].

(2) But “place” does not include the communal areas or any garden, yard, passage, stair, garage, outhouse or appurtenance of the accommodation in which the place is situated.

[<sup>F224</sup>(3) Where paragraph 1A applies, and P is staying in arranged accommodation, the place referred to in paragraphs 1 to 11 is to be treated as including bathroom and toilet facilities where those facilities are not included in the room in the arranged accommodation in which P is staying.]

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

### Textual Amendments

- F223** Words in Sch. 7 para. 12(1) inserted (26.11.2021 at 4.00 p.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/312), regs. 1(2), **5(e)(i)** (with reg. 1(3))
- F224** Sch. 7 para. 12(3) inserted (26.11.2021 at 4.00 p.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/312), regs. 1(2), **5(e)(ii)** (with reg. 1(3))

### *Designations*

13. The Department must designate, for the purposes of this Schedule—
- (a) accommodation,
  - (b) transportation to the designated accommodation,
- and must publish details of the designations in such manner as appears to the Department appropriate.

### *Duties where P is a child*

14. If P is a child—
- (a) any person who has custody or charge of P when P is travelling to Northern Ireland must ensure, so far as is reasonably practicable, that P complies with the obligations in paragraphs 4, 5 and 6,
  - (b) any person who has custody or charge of P during P's period of managed isolation must ensure, so far as is reasonably practicable, that P isolates in accordance with this Schedule.

### *Person caring for P*

15. A person may reside in the place where P is residing in accordance with this Schedule in order to provide assistance to P, where P reasonably requires that assistance by reason of—
- (a) P being a child, or
  - (b) any disability of P's
- and paragraphs 8 to 11 apply to that person as they apply to P for the period that those paragraphs apply to P.

### *Duty to provide evidence of possession of managed isolation package*

16. A person who is obliged to possess a managed isolation package must provide evidence of it if requested by an immigration officer or constable.

### *Modification of application of this Schedule where P is a relevant person*

- 17.—(1) Where P is a relevant person (see paragraphs 18 to <sup>F225</sup>22), this Schedule applies to P with the following modifications—
- (a) the reference in paragraph 5 to the means of transport designated in the managed isolation package booked for P are to be read as references to transport determined by the Department,
  - (b) the references in paragraphs 5, 7 and 8 to a managed isolation package are to be read as references to a managed isolation package containing such provisions as to accommodation, transport and testing as the Department considers appropriate,
  - (c) paragraph 6 does not apply to P.

### Textual Amendments

**F225** Word in [Sch. 7 para. 17\(1\)](#) substituted (8.8.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 5\) Regulations \(Northern Ireland\) 2021](#) (S.R. 2021/230), regs. 1(2), **7(a)** (with reg. 12)

18. P is a relevant person if—

(a) P is—

- (i) a person requiring urgent medical assistance,
- (ii) a person on immigration bail,
- (iii) a person who has been detained by an immigration officer,
- (iv) a person who has been refused leave to enter the UK,
- (v) an illegal entrant,
- (vi) an asylum seeker,
- (vii) a person who is in police custody,
- (viii) an unaccompanied child, where it is not reasonable for a person with responsibility for P to reside with the child in accommodation designated by the Department for the purposes of this Schedule,
- (ix) a prisoner,
- (x) a potential victim of modern slavery; and

(b) the Department has confirmed in writing that this paragraph applies in relation to P and has not withdrawn that confirmation.

19.—(1) P is a relevant person if—

- (a) P is, or was on the 1st September 2020, a child,
- (b) P travels to the UK for the purposes of receiving education at a boarding school in Northern Ireland at which education and accommodation is due to be provided for P,
- (c) P is not accompanied into the UK by an individual who has responsibility for P, or if P is aged 18, would have had such responsibility if P were a child, and
- (d) the Department has confirmed in writing that this paragraph applies in relation to P and has not withdrawn that confirmation.

(2) In this paragraph—

“boarding school” means a school which—

- (a) provides accommodation for its pupils on its own premises, or
- (b) arranges accommodation for its pupils to be provided elsewhere (other than in connection with a residential trip away from the school).

“school” has the meaning given in Article 2(2) of the Education and Libraries (Northern Ireland) Order 1986<sup>M53</sup>.

### Marginal Citations

**M53** 1986 No. 594 (N.I. 3)

20.—(1) P is a relevant person if—

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

- (a) P is vulnerable as a result of a severe medical or health condition,
- (b) P would not receive appropriate support in designated accommodation and that condition would be severely detrimentally impacted if P were required to isolate in such accommodation,
- (c) P has provided evidence from a suitably qualified or registered medical practitioner of <sup>F226</sup>—
  - (i) the severe medical or health condition that P has;
  - (ii) the support reasonably needed by P to manage P’s medical or health condition if required to isolate in designated accommodation; and
  - (iii) the probable impact to P’s health if P were to be required to isolate in designated accommodation and the support identified as being reasonably needed were not provided], and
- (d) the Department has confirmed in writing that this paragraph applies in relation to P and has not withdrawn that confirmation.

(2) P is also a relevant person if travelling with a person who is a relevant person by virtue of subparagraph (2), where it is necessary for P to care for that relevant person, and where the Department has confirmed in writing that this paragraph applies in relation to P and has not withdrawn that confirmation.

#### Textual Amendments

**F226** Sch. 7 para. 20(1)(c)(i)-(iii) substituted for words in Sch. 7 para. 20(1)(c) (25.10.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 7\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/278\), regs. 1\(3\), 13 \(with reg. 1\(4\)\)](#)

21. P is a relevant person if—
- (a) P needs to visit a person (D) whom P reasonably believes is dying, or where D is severely ill,
  - (b) P is a member of D's household or a close family member or friend of D,
  - (c) it would not be reasonably practicable for P to visit D if P were required to isolate in designated accommodation, and
  - (d) the Department has confirmed in writing that this paragraph applies in relation to P and has not withdrawn that confirmation.

<sup>F227</sup>22.—(1) P is a relevant person if—

- (a) P travels to Northern Ireland for the purposes of receiving education at a University in Northern Ireland at which education and accommodation are due to be provided for P,
- (b) P is not accompanied into the UK by an individual who has responsibility for P, or if P is aged 18, would have had such responsibility if P were a child, and
- (c) the Department has confirmed in writing that this paragraph applies in relation to P and has not withdrawn that confirmation.

(2) In this paragraph—

“University” includes a university college and any college, or institution in the nature of a college, in a university as defined in Art 30 (3) of the Education and Libraries (NI) Order 1993.]



### Textual Amendments

**F227** Sch. 7 para. 22 inserted (8.8.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 5) Regulations (Northern Ireland) 2021 (S.R. 2021/230), regs. 1(2), **7(b)** (with reg. 12)

## SCHEDULE 8

Regulations 17 and 18

### Prohibition on arrival of aircraft and vessels

1. The countries and territories referred to in regulation 17(1) (prohibition on arrival of aircraft into Northern Ireland) are

**F228**  
...

[**F229** Botswana]

[**F229** Eswatini]

[**F229** Lesotho]

[**F229** Malawi]

[**F229** Mozambique]

[**F229** Namibia]

[**F229** South Africa]

[**F229** Zimbabwe]

### Textual Amendments

**F228** Words in Sch. 8 para. 1 omitted (26.11.2021 at 4.00 p.m.) by virtue of The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/312), regs. 1(2), **6(a)** (with reg. 1(3))

**F229** Words in Sch. 8 para. 1 inserted (26.11.2021 at 4.00 p.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 9) Regulations (Northern Ireland) 2021 (S.R. 2021/312), regs. 1(2), **6(b)** (with reg. 1(3))

2. The countries and territories referred to in regulation 18(1) (prohibition on arrival of vessels into Northern Ireland) are

[**F230** No countries or territories are specified in this paragraph]

### Textual Amendments

**F230** Words in Sch. 8 para. 2 substituted (22.9.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 6) Regulations (Northern Ireland) 2021 (S.R. 2021/262), regs. 1(2), **10(b)**

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

SCHEDULE 9

Regulation 38

Revocations

**PART 1**

Regulations revoked in their entirety

The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2020 <sup>M54</sup>

**Marginal Citations**

**M54** S.R. [2020 No. 90](#)

**Marginal Citations**

**M54** S.R. [2020 No. 90](#)

The Health Protection (Coronavirus, International Travel) (Amendment) Regulations (Northern Ireland) 2020 <sup>M55</sup>

**Marginal Citations**

**M55** S.R. [2020 No. 138](#)

**Marginal Citations**

**M55** S.R. [2020 No. 138](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 2) Regulations (Northern Ireland) 2020 <sup>M56</sup>

**Marginal Citations**

**M56** S.R. [2020 No. 140](#)

**Marginal Citations**

**M56** S.R. [2020 No. 140](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 3) Regulations (Northern Ireland) 2020 <sup>M57</sup>

**Marginal Citations**

**M57** S.R. [2020 No. 154](#)

**Marginal Citations**

**M57** S.R. [2020 No. 154](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 4) Regulations (Northern Ireland) 2020 <sup>M58</sup>

**Marginal Citations**

**M58** S.R. [2020 No. 155](#)

**Marginal Citations**

**M58** S.R. [2020 No. 155](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 5) Regulations (Northern Ireland) 2020 <sup>M59</sup>

**Marginal Citations**

**M59** S.R. [2020 No. 163](#)

**Marginal Citations**

**M59** S.R. [2020 No. 163](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 6) Regulations (Northern Ireland) 2020 <sup>M60</sup>

**Marginal Citations**

**M60** S.R. [2020 No. 168](#)

**Marginal Citations**

**M60** S.R. [2020 No. 168](#)

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

The Health Protection (Coronavirus, International Travel) (Amendment No. 7) Regulations (Northern Ireland) 2020 <sup>M61</sup>

**Marginal Citations**

**M61** S.R. [2020 No. 185](#)

**Marginal Citations**

**M61** S.R. [2020 No. 185](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 8) Regulations (Northern Ireland) 2020 <sup>M62</sup>

**Marginal Citations**

**M62** S.R. [2020 No. 189](#)

**Marginal Citations**

**M62** S.R. [2020 No. 189](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 9) Regulations (Northern Ireland) 2020 <sup>M63</sup>

**Marginal Citations**

**M63** S.R. [2020 No. 193](#)

**Marginal Citations**

**M63** S.R. [2020 No. 193](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 10) Regulations (Northern Ireland) 2020 <sup>M64</sup>

**Marginal Citations**

**M64** S.R. [2020 No. 194](#)

**Marginal Citations**

**M64** [S.R. 2020 No. 194](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 11) Regulations (Northern Ireland) 2020 <sup>M65</sup>

**Marginal Citations**

**M65** [S.R. 2020 No. 200](#)

**Marginal Citations**

**M65** [S.R. 2020 No. 200](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 12) Regulations (Northern Ireland) 2020 <sup>M66</sup>

**Marginal Citations**

**M66** [S.R. 2020 No. 203](#)

**Marginal Citations**

**M66** [S.R. 2020 No. 203](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 13) Regulations (Northern Ireland) 2020 <sup>M67</sup>

**Marginal Citations**

**M67** [S.R. 2020 No. 212](#)

**Marginal Citations**

**M67** [S.R. 2020 No. 212](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 14) Regulations (Northern Ireland) 2020 <sup>M68</sup>

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

**Marginal Citations**

**M68** S.R. [2020 No. 216](#)

**Marginal Citations**

**M68** S.R. [2020 No. 216](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 15) Regulations (Northern Ireland) 2020 <sup>M69</sup>

**Marginal Citations**

**M69** S.R. [2020 No. 223](#)

**Marginal Citations**

**M69** S.R. [2020 No. 223](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 16) Regulations (Northern Ireland) 2020 <sup>M70</sup>

**Marginal Citations**

**M70** S.R. [2020 No. 228](#)

**Marginal Citations**

**M70** S.R. [2020 No. 228](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 17) Regulations (Northern Ireland) 2020 <sup>M71</sup>

**Marginal Citations**

**M71** S.R. [2020 No. 234](#)

**Marginal Citations**

**M71** S.R. [2020 No. 234](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 18) Regulations (Northern Ireland) 2020 <sup>M72</sup>

**Marginal Citations**

**M72** S.R. [2020 No. 241](#)

**Marginal Citations**

**M72** S.R. [2020 No. 241](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 21) Regulations (Northern Ireland) 2020 <sup>M73</sup>

**Marginal Citations**

**M73** S.R. [2020 No. 254](#)

**Marginal Citations**

**M73** S.R. [2020 No. 254](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 22) Regulations (Northern Ireland) 2020 <sup>M74</sup>

**Marginal Citations**

**M74** S.R. [2020 No. 275](#)

**Marginal Citations**

**M74** S.R. [2020 No. 275](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 23) Regulations (Northern Ireland) 2020 <sup>M75</sup>

**Marginal Citations**

**M75** S.R. [2020 No. 278](#)

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

**Marginal Citations**

**M75** S.R. [2020 No. 278](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 24) Regulations (Northern Ireland) 2020 <sup>M76</sup>

**Marginal Citations**

**M76** S.R. [2020 No. 289](#)

**Marginal Citations**

**M76** S.R. [2020 No. 289](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 25) Regulations (Northern Ireland) 2020 <sup>M77</sup>

**Marginal Citations**

**M77** S.R. [2020 No. 326](#)

**Marginal Citations**

**M77** S.R. [2020 No. 326](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 26) Regulations (Northern Ireland) 2020 <sup>M78</sup>

**Marginal Citations**

**M78** S.R. [2020 No. 344](#)

**Marginal Citations**

**M78** S.R. [2020 No. 344](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 27) Regulations (Northern Ireland) 2020 <sup>M79</sup>



**Marginal Citations**

M79 S.R. [2020 No. 355](#)

**Marginal Citations**

M79 S.R. [2020 No. 355](#)

The Health Protection (Coronavirus, International Travel) (Amendment) Regulations (Northern Ireland) 2021 <sup>M80</sup>

**Marginal Citations**

M80 S.R. [2021 No. 4](#)

**Marginal Citations**

M80 S.R. [2021 No. 4](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 2) Regulations (Northern Ireland) 2021 <sup>M81</sup>

**Marginal Citations**

M81 S.R. [2021 No. 5](#)

**Marginal Citations**

M81 S.R. [2021 No. 5](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 3) Regulations (Northern Ireland) 2021 <sup>M82</sup>

**Marginal Citations**

M82 S.R. [2021 No. 6](#)

**Marginal Citations**

M82 S.R. [2021 No. 6](#)

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

The Health Protection (Coronavirus, International Travel) (Amendment No. 4) Regulations (Northern Ireland) 2021 <sup>M83</sup>

**Marginal Citations**

**M83** S.R. [2021 No. 9](#)

**Marginal Citations**

**M83** S.R. [2021 No. 9](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 5) Regulations (Northern Ireland) 2021 <sup>M84</sup>

**Marginal Citations**

**M84** S.R. [2021 No. 13](#)

**Marginal Citations**

**M84** S.R. [2021 No. 13](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 6) Regulations (Northern Ireland) 2021 <sup>M85</sup>

**Marginal Citations**

**M85** S.R. [2021 No. 32](#)

**Marginal Citations**

**M85** S.R. [2021 No. 32](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 7) Regulations (Northern Ireland) 2021 <sup>M86</sup>

**Marginal Citations**

**M86** S.R. [2021 No. 39](#)

**Marginal Citations**

**M86** S.R. [2021 No. 39](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 8) Regulations (Northern Ireland) 2021 <sup>M87</sup>

**Marginal Citations**

**M87** S.R. [2021 No. 54](#)

**Marginal Citations**

**M87** S.R. [2021 No. 54](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 9) Regulations (Northern Ireland) 2021 <sup>M88</sup>

**Marginal Citations**

**M88** S.R. [2021 No. 69](#)

**Marginal Citations**

**M88** S.R. [2021 No. 69](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 10) Regulations (Northern Ireland) 2021 <sup>M89</sup>

**Marginal Citations**

**M89** S.R. [2021 No. 84](#)

**Marginal Citations**

**M89** S.R. [2021 No. 84](#)

**Status:** Point in time view as at 26/11/2021.

**Changes to legislation:** There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021. (See end of Document for details)

## PART 2

### Regulations partially revoked

Regulation 2 of The Health Protection (Coronavirus, International Travel and Public Health Advice for Persons Travelling to Northern Ireland) (Amendment) Regulations (Northern Ireland) 2020 <sup>M90</sup>

#### Marginal Citations

**M90** S.R. 2020 No. 179

#### Marginal Citations

**M90** S.R. 2020 No. 179

Part 1 of The Health Protection (Coronavirus, International Travel, Pre-Departure Testing and Operator Liability) (Amendment) Regulations (Northern Ireland) 2021 <sup>M91</sup>

#### Marginal Citations

**M91** S.R. 2021 No. 10

#### Marginal Citations

**M91** S.R. 2021 No. 10

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations consolidate The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2020 and subsequent amendments, and introduce new provisions for travellers to Northern Ireland with regards to mandatory post-arrival testing, and the requirement to enter managed isolation for arrivals from red list countries. The full requirements of these Regulations are set out below.

Part 1, and Schedules 1 to 2, set out the interpretation provisions, and red list and green list countries. A country which is neither a red list nor green list country is an amber list country. Red list arrivals are travellers who arrive in Northern Ireland from a red list country, and so on.

Part 2 of these Regulations impose requirements on individuals arriving in Northern Ireland and who have been in a country outside the common travel area (that is, the open borders area comprising the United Kingdom, the Republic of Ireland, the Isle of Man, and the Channel

Islands) in order to prevent the spread of infection or contamination from coronavirus or coronavirus disease.

Regulation 4 and 5, along with Schedule 3 require those people to provide passenger information including contact details and details of their intended onward travel.

Regulations 6 and 7, along with Schedule 5, require persons travelling to Northern Ireland from outside the common travel area to possess a notification of a negative coronavirus test upon arrival in Northern Ireland.

Regulations 8 and 9, along with Schedule 6, impose requirements on travellers from outside the common travel area to obtain a testing package comprising a booking for two tests for the detection of SARS-CoV-2. The first test is to be taken within two days of a traveller's arrival in Northern Ireland and it is to be capable of permitting genomic sequencing of any sample. The second test is to be taken after seven days of the traveller's arrival. Where the traveller arrives from a green listed country, only a day 2 test is required.

Regulations 10 to 13 require travellers from amber list countries to self-isolate (for example at their home) for 10 days following their arrival in the common travel area.

Regulations 14 and 15, and Schedule 7, require travellers from red list countries to enter into managed isolation for 10 days following their arrival. Managed isolation will be at a place designated by the Department of Health. Travellers must be in possession of a managed isolation package before they arrive in Northern Ireland, which includes booking for the accommodation, transport to that accommodation and tests for coronavirus on day 2 and day 8 after arrival in Northern Ireland. Schedule 7 sets out some minor modifications to this obligation.

Schedule 4 sets out the persons who are exempt from the requirements in Part 2 of the Regulations.

Part 3 of the Regulations prohibits aircraft and vessels from arriving into Northern Ireland from certain red list countries.

Part 4 addresses enforcement of the requirements in Parts 2-3, setting out the offences for breaching the requirements, and the levels of fixed penalty notices that can be issued by authorised persons.

Part 5 addresses information sharing requirements to ensure the effective operation of the Regulations and the requirements they impose.

Parts 6 and 7 revoke the previous Regulations and provide that these Regulations will automatically expire in March 2022. The Regulations must also be regularly reviewed to ensure they are still needed.

An Equality Impact Assessment screening exercise has been carried out for these regulations, which determined that a full Equality Impact Assessment was not required. A separate Human Rights Impact Assessment is in progress.

**Status:**

Point in time view as at 26/11/2021.

**Changes to legislation:**

There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021.