
Status: Point in time view as at 28/02/2022.

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)

STATUTORY RULES OF NORTHERN IRELAND

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 ^{M1}, makes the following Regulations in exercise of the powers conferred by sections 25B and 25F(2) of the Public Health Act (Northern Ireland) 1967 ^{M2}.

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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[^{F1}“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;]

^{F2} ...

“Department” means the Department of Health,

[^{F3}“eligible”, in relation to a non-red list arrival, is to be read in accordance with regulation 3A(2),]

[^{F4}“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 ^{M3},

[^{F5}“isolation” means, as the context requires—

- (a) ^{F6} ...
- (b) ^{F6} ...
- (c) managed isolation (see regulations 14 and 15, Schedule 7 and Schedule 6 where it applies),]

[^{F3}“non-eligible”, in relation to a non-red list arrival, is to be read in accordance with regulation 3A(3),]

[^{F3}“non-red list arrival” and “non-red list country” have the meanings given by regulation 3,]

[^{F7}“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 ^{M4},

“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).

[^{F3}“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 ^{M5}.

(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.

^{F8}(4)

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) omitted (30.11.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 10\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/316\)](#), regs. 1(2), **4(1)(a)** (with reg. 1(3))
- 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) omitted (13.2.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 3\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/46\)](#), regs. 1(3), **5(1)(a)** (with reg. 1(4))
- F7** 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))
- F8** Reg. 2(4) omitted (30.11.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 10\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/316\)](#), regs. 1(2), **4(1)(b)** (with reg. 1(3))

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](#)
- M4** The Passenger Locator Form is available on 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: [^{F9} 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),

[^{F10}“non-red list country” means a country or territory which is not a red list country and not in the common travel area,]

^{F11} ...

^{F11} ...

^{F11} ...

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“the common travel area” has the meaning given in section 1(3) of the Immigration Act 1971^{M6} (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) ^{F12}... 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,

[^{F13}“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.]

^{F14} ...

^{F14} ...

[^{F15}(3) For the purposes of these Regulations [^{F16}, except where they otherwise provide,] 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.]

[^{F17}(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

- F9** 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))
- F10** 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))
- F11** 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))
- F12** 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))
- F13** 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))
- F14** 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))

- F15** 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))
- F16** Words in reg. 3(3) inserted (7.12.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 11) Regulations (Northern Ireland) 2021 (S.R. 2021/323), regs. 1(2), 3 (with reg. 1(3))
- F17** 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

[^{F18}[^{F19}“Eligible” and “non-eligible” non-red list arrivals]

3A.—^{F20}(1)

(2) [^{F21}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.

[
^{F22}(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

- F18** 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)
- F19** 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))
- F20** 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))
- F21** 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))
- F22** 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—

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- (a) a red list arrival, ^{F23}or]
- ^{F24}(aa) a non-red list arrival.]
- ^{F25}(b)
- ^{F26}(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.
- ^{F27}(5) The passenger information must be provided in the ^{F28}three days] 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).
- ^{F29}(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 ^{F30}three days] before they are required to provide the information.]
- (7) Where the passenger information is provided in the ^{F31}three days] 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

F23 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))

F24 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))

F25 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))

F26 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))

F27	Reg. 4(5) substituted (7.12.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 11) Regulations (Northern Ireland) 2021 (S.R. 2021/323), regs. 1(2), 4 (with reg. 1(3))
F28	Words in reg. 4(5) substituted (28.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(2), 4(2) (with reg. 1(4))
F29	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
F30	Words in reg. 4(6A)(b) substituted (28.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(2), 4(2) (with reg. 1(4))
F31	Words in reg. 4(7) substituted (28.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(2), 4(2) (with reg. 1(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, ^{F32}...
 - ^{F33}(aa) a non-eligible non-red list arrival^[^{F34}, ^{F35}...]
 - ^{F36}(ab)
 - ^{F37}(b)
 - ^{F38}(c)
- (2) This regulation does not apply if P is aged under ^{F39}12].
- (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 ^{F40}12] 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 ^{F41}valid if—
 - (a) it is provided through the EU Digital ^{F42}COVID] Certificate, or
 - (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.

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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)

Textual Amendments

- F32** Word in reg. 6(1)(a) omitted (7.12.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 11) Regulations (Northern Ireland) 2021 (S.R. 2021/323), regs. 1(2), **5(2)(a)** (with reg. 1(3))
- F33** 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))
- F34** Word in reg. 6(1)(aa) inserted (7.12.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 11) Regulations (Northern Ireland) 2021 (S.R. 2021/323), regs. 1(2), **5(2)(b)(i)** (with reg. 1(3))
- F35** Word in reg. 6(1)(aa) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **16(2)** (with reg. 1(5))
- F36** Reg. 6(1)(ab) omitted (7.1.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(4), **4** (with reg. 1(5))
- F37** 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))
- F38** 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))
- F39** Word in reg. 6(2) substituted (7.12.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 11) Regulations (Northern Ireland) 2021 (S.R. 2021/323), regs. 1(2), **5(3)** (with reg. 1(3))
- F40** Word in reg. 6(4) substituted (7.12.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 11) Regulations (Northern Ireland) 2021 (S.R. 2021/323), regs. 1(2), **5(4)** (with reg. 1(3))
- F41** 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))
- F42** 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, [^{F43}or]

[^{F44}(aa) [^{F45}a non-eligible non-red list arrival].]

^{F46}(b)

^{F47}(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.
- [^{F48}(7A) Where a test generates an inconclusive result, P must, as soon as practicable after receiving the inconclusive result, undertake a test (“a replacement test”) complying with the requirements of the test which produced the inconclusive result.]
- (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 [^{F49}(including [^{F50}, for red list arrivals,] isolating on failure to undertake a test, or if a test generates a positive or inconclusive 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 ^{F51}... 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,
 - (ab) [^{F52}in respect of a non-eligible non-red list arrival, a booking for a day 2 test]
 - (b) ^{F53}...

Status: Point in time view as at 28/02/2022.

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

- F43** 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))
- F44** 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))
- F45** Words in reg. 8(1)(aa) substituted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(1)(a)** (with reg. 1(5))
- F46** 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))
- F47** 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))
- F48** Reg. 8(7A) inserted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **7(1)(a)** (with reg. 1(5))
- F49** Words in reg. 8(9) substituted (9.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **5** (with reg. 1(5))
- F50** Words in reg. 8(9) inserted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **7(1)(b)** (with reg. 1(5))
- F51** Words in reg. 8(11) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **7(1)(c)(i)** (with reg. 1(5))
- F52** Words in reg. 8(11) inserted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **7(1)(c)(ii)** (with reg. 1(5))
- F53** Words in reg. 8(11) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(1)(b)** (with reg. 1(5))

Persons exempt from requirement to book and undertake tests

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

^{F54}Workforce tests

Textual Amendments

- F54** 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.—^{F55}(1) This paragraph applies in respect of a person (P) who is—

- (a) 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, and
- (b) a non-eligible non-red list arrival.]

^{F56}(2) Those provisions are—

- (a) border security duties,
- (b) defence personnel, visiting forces and government contractors,
- (c) transport workers (but not civil aviation inspectors),
- (d) transporting human cells or blood,
- (e) seasonal and temporary horticultural and food processing workers.]

^{F57}(3) Subject to paragraphs (6) and (8), P must undertake a workforce test for day 2.]

(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,

^{F58}(b)

^{F59}(c)

(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—

^{F60}(a) P is a transport worker (but not a civil aviation inspector, nor a road haulage worker), within the meaning of Schedule 4,]

^{F61}(b)

(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.

Status: Point in time view as at 28/02/2022.

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)

(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,

^{F62}(d)

^{F63}(e)

(10) Schedule 6A (workforce tests) makes further provision about workforce tests (including the consequences of testing).]

Textual Amendments

- F55** Reg. 9A(1) substituted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **9(1)(a)** (with reg. 1(5))
- F56** Reg. 9A(2) substituted (13.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(3), **3(2)(a)** (with reg. 1(4))
- F57** Reg. 9A(3) substituted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **9(1)(b)** (with reg. 1(5))
- F58** Reg. 9A(5)(b) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **9(1)(c)** (with reg. 1(5))
- F59** Reg. 9A(5)(c) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **9(1)(c)** (with reg. 1(5))
- F60** Reg. 9A(8)(a) substituted (13.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(3), **3(2)(b)** (with reg. 1(4))
- F61** Reg. 9A(8)(b) omitted (13.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(3), **3(2)(c)** (with reg. 1(4))
- F62** Reg. 9A(9)(d) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **9(1)(d)** (with reg. 1(5))
- F63** Reg. 9A(9)(e) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **9(1)(d)** (with reg. 1(5))

Self-isolation

Requirement to self-isolate

^{F64}**10.**

Textual Amendments

F64 Regs. 10-13 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **8(2)** (with reg. 1(5))

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

^{F64}**11.**

Textual Amendments

F64 Regs. 10-13 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **8(2)** (with reg. 1(5))

Place where a person must self-isolate

^{F64}**12.**

Textual Amendments

F64 Regs. 10-13 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **8(2)** (with reg. 1(5))

Persons exempt from requirement to self-isolate

^{F64}**13.**

Textual Amendments

F64 Regs. 10-13 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **8(2)** (with reg. 1(5))

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^{M7}.

(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

M7 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.

[^{F65}(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

F65 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 ^{F66}..., and has left or is outside of the place where they are isolating and accompanied by an individual who has responsibility for them—

- (a) a constable may direct that individual to take P to the place where P is isolating, and

Status: Point in time view as at 28/02/2022.

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) 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 ^{F67}..., 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

F66 Words in [reg. 19\(4\)](#) omitted (7.12.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 11\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/323\)](#), regs. 1(2), **6(2)** (with [reg. 1\(3\)](#))

F67 Words in [reg. 19\(5\)](#) omitted (7.12.2021 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 11\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/323\)](#), regs. 1(2), **6(2)** (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^{M8}).

(5) A constable exercising the power in paragraph (1) or executing a warrant under paragraph (6)

Status: Point in time view as at 28/02/2022.

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) 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
M8 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,
- ^{F68}(caa)
- [^{F69}(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,]
- ^{F70}(d)
- (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 ^{M9} (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

F68 Reg. 23(1)(caa) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(2)** (with reg. 1(5))

F69 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)

F70 Reg. 23(1)(d) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **8(3)** (with reg. 1(5))

Marginal Citations

M9 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

Status: Point in time view as at 28/02/2022.

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)

to obtain a qualifying test in their last point of departure if this was different to where they began their journey,

- (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 [^{F71}];
- [^{F72}(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

- F71** 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)**
- F72** 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.

Reasonable excuses: contravention of paragraph 5A(2) of Schedule 6

^{F73}25AA.

Textual Amendments

F73 Reg. 25AA omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **6(3)** (with reg. 1(5))

[^{F74}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

F74 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.

Status: Point in time view as at 28/02/2022.

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) 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.

(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 ([^{F75}non-eligible non-red] list arrivals) then the amount specified must be £1,000.

(3) For the purposes of this regulation an obstruction offence ([^{F76}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 ^{F77}... 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

- [^{F78}(a) regulation 23(1)(cc), ^{F79}...
- ^{F79}(b)]

(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 [F80non-eligible non-red] list arrivals),
 - (c) regulation 23(1)(h), or
 - (d) regulation 23(3) where the person is [F81reasonably] 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—

Status: Point in time view as at 28/02/2022.

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) 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), [^{F82}£1,000],
- (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.

^{F83}(f)

^{F84}(g)

(15) For the purposes of this regulation, a book and test offence means an offence described in regulation 23(1)(c) ^{F85}....

[^{F86}(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

- F75** 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))
- F76** 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))
- F77** Words in reg. 27(3)(b) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **8(4)(a)** (with reg. 1(5))
- F78** 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)

- F79** Reg. 27(5)(b) and word omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **8(4)(b)** (with reg. 1(5))
- F80** 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(c)** (with reg. 1(4))
- F81** 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**
- F82** 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**
- F83** Reg. 27(14)(f) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(4)** (with reg. 1(5))
- F84** Reg. 27(14)(g) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(4)** (with reg. 1(5))
- F85** Words in reg. 27(15) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **8(4)(c)** (with reg. 1(5))
- F86** 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
(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^{M10}, 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

M10 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^{M10} (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.

Status: Point in time view as at 28/02/2022.

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)

(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

M11 [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.

(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) [^{F87}, (3C), (3D)] 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, [^{F88}a sample taken under a confirmatory PCR test under paragraph 5A of Schedule 6 has been sequenced,][^{F89}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

Status: Point in time view as at 28/02/2022.

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)

- (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 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 ^{M12},
- “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

- F87** Words in [reg. 34\(2\)\(d\)](#) inserted (7.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(4), [7\(4\)\(a\)](#) (with [reg. 1\(5\)](#))
- F88** Words in [reg. 34\(2\)\(f\)](#) inserted (7.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(4), [7\(4\)\(b\)](#) (with [reg. 1\(5\)](#))
- F89** 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

- M12** [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^{M13} (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

- M13** [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.

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

Status: Point in time view as at 28/02/2022.

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)

SCHEDULES

SCHEDULE 1

Regulation 3

Red list countries

[^{F90}No countries are currently listed for the purposes of this Schedule]

Textual Amendments

F90 Words in Sch. 1 substituted (15.12.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 12\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/340\)](#), regs. 1(2), 3 (with reg. 1(3))

Textual Amendments

F90 Words in Sch. 1 substituted (15.12.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel\) \(2021 Consolidation\) \(Amendment No. 12\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/340\)](#), regs. 1(2), 3 (with reg. 1(3))

^{F91}SCHEDULE 2

Regulation 3

Textual Amendments

F91 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))

^{F92}SCHEDULE 2A

Regulation 3(1)

Amber plus list countries

Textual Amendments

F92 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))

[F93]SCHEDULE 2B

Regulation 3A(2)

Criteria to be [F94]an eligible] arrival

Textual Amendments

F93 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)

F94 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 [F95]an “eligible”] arrival if P complies with any of paragraphs 2 to 6.

Textual Amendments

F95 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,

[F96](b)

[F97](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 subparagraph (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, [F98]....

[a North American Certificate;

[F99](ia)

(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, [F100] ...

[a vaccine certificate [F102], and]]

[F101](iv)

[F103](e)

(f) has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria [F104]

Status: Point in time view as at 28/02/2022.

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

- F96** 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))
- F97** 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))
- F98** 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))
- F99** Sch. 2B para. 2(d)(ia)(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))
- F100** 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))
- F101** 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))
- F102** 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))
- F103** 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))
- F104** 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 [^{F105}is ordinarily resident in Northern Ireland and]—
- 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,
 - 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
 - has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria ^{F106}

Textual Amendments

- F105** 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))
- F106** 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, [^{F107}and]
- (c) has declared on the Passenger Locator Form that P meets the COVID-19 vaccination eligibility criteria ^{F108} ... ^{F109} ...

^{F110}(d)

Textual Amendments

- F107** 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))
- F108** 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))
- F109** 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))
- F110** 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))

[
^{F111}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;

Status: Point in time view as at 28/02/2022.

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)

- (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

F111 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 ^{F112}...
 - ^{F113}(b)

Textual Amendments

F112 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))

F113 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 ^{F114}...—
 - (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 ^{F115} ... ^{F116} ...
 - ^{F117}(b)

Textual Amendments

F114 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))

F115 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))

F116 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))

F117 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))

[^{F118}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;

[^{F119}(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

F118 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))

F119 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))

^{F120}7A.

Textual Amendments

F120 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))

[^{F121}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 ^{F122}(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 ^{F123}... 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;

Status: Point in time view as at 28/02/2022.

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) 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.]

[
^{F124}(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;
- ^{F125}(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

- F121** 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))
- F122** 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))
- F123** 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))
- F124** 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))
- F125** 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))

^{F126}g.

Textual Amendments

- F126** 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))

^{F127}8A.

Textual Amendments

F127 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 [^{F128}which—]

- (a) in relation to doses received in the United Kingdom [^{F129}, 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) [^{F130}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 [^{F131}any other country or territory (including a relevant country listed in paragraph 12)], [^{F132}—
 - (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 [^{F133}10, 11, 12, 13 or 14] of the guidance document “Status of COVID-19 Vaccines within WHO EUL/PQ Evaluation Process” published by the World Health Organisation on [^{F134}23rd December]^{F135}, 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,

[^{F136}“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 [^{F137}listed in the table in paragraph 11] other than a member State, means a marketing authorisation granted by [^{F138}the regulator for that relevant country],

Status: Point in time view as at 28/02/2022.

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)

“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 [^{F139}available] on the NHS smartphone app developed and operated by the Secretary of State, through the website at NHS.uk or [^{F140}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,

[^{F141}“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;]

[^{F142}“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 [^{F143}or a country or territory listed in paragraph 12],

^{F144} ...

“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—

- (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; [^{F145}or]
- (b) ^{F146} ...
- (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.

[^{F147}“vaccine certificate” means a certificate in English, French or Spanish issued by the competent health authority of a relevant country [^{F148}, 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

- F128** 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))
- F129** 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))
- F130** 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))
- F131** 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))
- F132** 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))
- F133** Words in Sch. 2B para. 10 substituted (10.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(3), **9(1)(a)** (with reg. 1(5))
- F134** Words in Sch. 2B para. 10 substituted (10.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(3), **9(1)(b)** (with reg. 1(5))
- F135** The date refers to the day on which the relevant version of the Guidance Document “Status of COVID-19 Vaccines within WHO EUL/PQ evaluation process” was published. A copy of the relevant version may be downloaded from https://extranet.who.int/pqweb/sites/default/files/documents/Status_COVID_VAX_23Dec2021.pdf. A hard copy may be obtained from the Department of Health and Social Care, 39 Victoria Street, London, SW1H 0EU.
- F136** 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))
- F137** 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))
- F138** 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))
- F139** 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))
- F140** 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))
- F141** 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))
- F142** 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))
- F143** 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))

Status: Point in time view as at 28/02/2022.

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)

- F144** 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))
- F145** 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))
- F146** 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))
- F147** 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))
- F148** 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))

[
^{F149}10A. The following countries and territories are approved third countries or territories for the purposes of this Schedule—

Albania
 Armenia
 [^{F150}Cape Verde]
 [^{F150}El Salvador]
 Faroe Islands
 [^{F151}Georgia]
 Israel
 [^{F151}Lebanon]
 [^{F151}Moldova]
 [^{F151}Montenegro]
 Morocco
 [^{F151}New Zealand]
 North Macedonia
 Panama
 [^{F151}Serbia]
 [^{F151}Singapore]
 [^{F151}Taiwan]
 [^{F151}Thailand]
 [^{F150}Togo]
 [^{F151}Tunisia]
 Turkey
 Ukraine.
 [^{F151}United Arab Emirates]
 [^{F151}Uruguay]

Textual Amendments

- F149** 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))
- F150** Words in Sch. 2B para. 10A inserted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **10(2)** (with regs. 1(5), 17)
- F151** Words in Sch. 2B para. 10A inserted (28.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(3), **10(3)** (with reg. 1(5))

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

- F149** 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 [F152 paragraph 10][F153 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
[F154 Australia	The Therapeutic Goods Administration]
[F154 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

Status: Point in time view as at 28/02/2022.

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

- F152** 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))
- F153** 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))
- F154** 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))

[
^{F155}12. The countries and territories referred to in the definitions of “authorised vaccine” and “relevant country” [^{F156}in paragraph 10] are—

^{F157} ...

[^{F158}Algeria]

[^{F159}Angola]

[^{F159}Anguilla]

Antigua and Barbuda

[^{F159}Argentina]

^{F157} ...

[^{F159}Azerbaijan]

[^{F160}Bahamas]

Bahrain

[^{F160}Bangladesh]

Barbados

[^{F161}Belarus]

[^{F159}Belize]

[^{F159}Bermuda]

[^{F162}Bhutan]

[^{F161}Bolivia]

[^{F160}Bosnia and Herzegovina]

[^{F159}Botswana]

[^{F160}Brazil]

[^{F161}British Antarctic Territory]

[^{F161}British Indian Ocean Territory]

[^{F161}British Virgin Islands]

Brunei

[^{F159}Cambodia]

[^{F162}Cameroon]
[^{F159}Cayman Islands]
[^{F160}Chile]
[^{F158}China]
[^{F160}Colombia]
[^{F159}Costa Rica]
[^{F162}Côte d'Ivoire]
[^{F162}Cyprus, northern]
[^{F161}Democratic Republic of Congo]
[^{F159}Djibouti]
Dominica
[^{F161}Dominican Republic]
[^{F161}Ecuador]
[^{F160}Egypt]
[^{F159}Eswatini]
[^{F161}Falkland Islands]
[^{F162}Fiji]
F157 ...
[^{F160}Ghana]
[^{F159}Gibraltar]
[^{F160}Grenada]
[^{F158}Guatemala]
[^{F161}Guernsey]
[^{F159}Guyana]
[^{F159}Honduras]
[^{F160}Hong Kong]
[^{F160}India]
[^{F160}Indonesia]
[^{F158}Iran]
[^{F162}Iraq]
[^{F161}Isle of Man]
F157 ...
[^{F160}Jamaica]
Japan
[^{F161}Jersey]
[^{F160}Jordan]

Status: Point in time view as at 28/02/2022.

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)

[^{F158}Kazakhstan]
[^{F160}Kenya]
[^{F160}Kosovo]
Kuwait
[^{F158}Kyrgyzstan]
[^{F161}Laos]
F157 ...
[^{F159}Lesotho]
[^{F162}Liberia]
[^{F161}Libya]
[^{F158}Macau SAR]
[^{F159}Madagascar]
[^{F161}Malawi]
Malaysia
[^{F160}Maldives]
[^{F162}Mali]
[^{F162}Mauritania]
[^{F159}Mauritius]
[^{F158}Mexico]
F157 ...
[^{F159}Mongolia]
F157 ...
[^{F161}Montserrat]
F157 ...
[^{F161}Mozambique]
[^{F160}Namibia]
[^{F159}Nepal]
F157 ...
[^{F162}Niger]
[^{F160}Nigeria]
F157 ...
[^{F159}Occupied Palestinian Territories]
[^{F160}Oman]
[^{F160}Pakistan]
[^{F162}Palau]
F157 ...

[^{F162}Papua New Guinea]

[^{F162}Paraguay]

[^{F159}Peru]

[^{F160}the Philippines]

[^{F161}Pitcairn, Henderson, Ducie and Oeno Islands]

Qatar

[^{F159}Rwanda]

[^{F161}Samoa]

[^{F158}Sao Tome and Principe]

Saudi Arabia

[^{F161}Senegal]

F157
...

[^{F159}Seychelles]

[^{F159}Sierra Leone]

F157
...

[^{F162}Solomon Islands]

[^{F160}South Africa]

[^{F161}South Georgia and the South Sandwich Islands]

[^{F158}South Sudan]

[^{F161}the Sovereign Base Areas of Akrotiri and Dhekelia in the Island of Cyprus]

South Korea

[^{F159}Sri Lanka]

[^{F161}St Helena, Ascension and Tristan da Cunha]

[^{F159}Suriname]

[^{F160}St Kitts and Nevis]

[^{F160}St Lucia]

[^{F160}St Vincent and the Grenadines]

F157
...

[^{F159}Tanzania]

F157
...

[^{F162}The Gambia]

[^{F158}Timor-Leste]

[^{F158}Tonga]

[^{F159}Trinidad and Tobago]

F157
...

F157
...

Status: Point in time view as at 28/02/2022.

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)

[^{F158}Turkmenistan]

[^{F161}Turks and Caicos Islands]

[^{F159}Uganda]

F157 ...

F157 ...

F157 ...

[^{F162}Uzbekistan]

[^{F161}Vanuatu]

[^{F160}Vietnam]

[^{F161}Zambia]

[^{F161}Zimbabwe]]

Textual Amendments

- F155** 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))
- F156** 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))
- F157** Words in Sch. 2B para. 12 omitted (28.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(3), **10(5)** (with reg. 1(5))
- F158** Words in Sch. 2B para. 12 inserted (11.2.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **10(4)** (with regs. 1(5), 17)
- F159** 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))
- F160** 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))
- F161** 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))
- F162** Words in Sch. 2B para. 12 inserted (10.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(3), **9(2)** (with reg. 1(5))

[^{F163}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

F163 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,
- ^{F164}(b)
- (c) date of birth,
- ^{F165}(ca) nationality,
- (cb) travel document type,]
- (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.

Textual Amendments

F164 Sch. 3 para. 1(b) omitted (16.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(2), **5(a)(i)** (with reg. 1(5))

F165 Sch. 3 para. 1(ca)(cb) inserted (16.2.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(2), **5(a)(ii)** (with reg. 1(5))

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

Status: Point in time view as at 28/02/2022.

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) 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,
 - ^{F166}(b)
 - (c) their coach number,
 - (d) the flight number,
 - (e) the vessel name.

Textual Amendments

F166 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,
 - ^{F167}(b)
 - (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,
 - ^{F168}(d)

Textual Amendments

F167 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))

F168 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,
 - ^{F169}(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

F169 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

^{F170}7.

Textual Amendments

F170 Sch. 3 para. 7 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022](#) (S.R. 2022/43), regs. 1(4), **5(b)** (with reg. 1(5))

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 [^{F171}paragraph 8(5)] of Schedule 6.

Textual Amendments

F171 Words in Sch. 3 para. 8(b) substituted (11.2.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022](#) (S.R. 2022/43), regs. 1(4), **5(c)** (with reg. 1(5))

SCHEDULE 4

Regulations 5, 7, 9, 13, 15

Persons who are exempt

[^{F172}PART 1

Summary of exemptions

Textual Amendments

F172 Sch. 4 substituted (13.2.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 3\) Regulations \(Northern Ireland\) 2022](#) (S.R. 2022/46), reg. 1(3), **Sch.** (with reg. 1(4))

1. The notes set out below explain the entries in the table in Part 1 of this Schedule.
2. The entries set out in the first column are defined in Part 2 of the Schedule.

Status: Point in time view as at 28/02/2022.

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)

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 (conditions apply)” means that the person is exempt provided that certain conditions are complied with. Those conditions are set out in Part 2 of the Schedule.

6. An entry reading “workforce testing” means that the person is exempt from the requirement to book and undertake tests, but must comply with the requirement to undertake workforce tests set out in regulation 9A.

7. An entry reading “workforce testing (conditions apply)” means that the person is exempt from the requirement to book and undertake tests, but must comply with the requirement to undertake workforce tests set out in regulation 9A, provided that certain conditions are complied with. Those conditions are set out in Part 2 of the Schedule.

	<i>Requirement to provide information. 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 comply with managed isolation. Regulation 14</i>
1. Border security duties	Exempt	Exempt	Workforce testing	Exempt
2. Defence personnel, visiting forces and government contractors	Exempt	Exempt	Workforce testing	Exempt
3. Essential government work, operations and state business	Not exempt	Exempt	Exempt (conditions apply)	Exempt (conditions apply)
4. Members of diplomatic missions, consular posts and heads of state	Exempt	Not exempt	Exempt	Exempt
5. Persons on official business	Exempt (conditions apply)	Exempt (conditions apply)	Exempt (conditions apply)	Exempt (conditions apply)
6. Transport workers	Exempt	Exempt	Workforce testing (conditions apply)	Exempt
7. Seasonal and temporary horticultural and food processing workers	Not exempt	Not exempt	Workforce testing	Not exempt

Status: Point in time view as at 28/02/2022.**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)

		<i>Requirement to provide information. 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 comply with managed isolation. Regulation 14</i>
8. Transporting human cells or blood	Not exempt	Exempt	Workforce testing	Exempt	
9. Law enforcement	Not exempt	Not exempt	Not exempt	Exempt	
10. Non-CTA transit passenger	Exempt (conditions apply)	Not exempt	Exempt	Exempt	
11. Transit passenger (Republic of Ireland)	Not Exempt	Not exempt	Exempt (conditions apply)	Not exempt	
12. CTA transit passengers	Not exempt	Not exempt	Exempt	Not exempt	
13. Non-disembarking cruise passenger	Exempt	Exempt	Exempt	Exempt	
14. Short stay cruise passenger	Not exempt	Not exempt	Exempt	Not exempt	
15. Essential and emergency red list exemption	Not exempt	Not exempt	Not exempt	Exempt	

Part 2

Description of exemptions and conditions

Border security duties

Description

1. A Crown servant or government contractor where they are—
 - (a) required to undertake essential government work related to the United Kingdom border in the United Kingdom; 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.

Status: Point in time view as at 28/02/2022.

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)

2. For the purposes of paragraph 1, “essential government work” means work which has been designated as such by the relevant Department or employer.

3. 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; or
- (b) their deployment is pursuant to a standing bilateral or multilateral agreement with Her Majesty’s Government on the operation of the Border controls within the United Kingdom.

Defence personnel, visiting forces and government contractors

Description

4.—(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 non-red list country or territory 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 or territory; 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 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.

Essential government work, operations and state business

Description

5.—(1) Any person in respect of whom the relevant Department has certified—

- (a) as being a person who is—
 - (i) a Crown servant or government contractor who is required to undertake essential government work or essential policing whilst in the United Kingdom or is returning from conducting such work outside of the United Kingdom,
 - (ii) a person who is required to undertake essential state business in the United Kingdom or is returning from conducting such business outside of the United Kingdom, or
 - (iii) a person returning to the United Kingdom where this is necessary to facilitate essential government operations and includes, in particular, 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, and

(b) that, as a result, the person cannot reasonably comply with the requirements of one or more of the following—

(i) regulation 6 (requirement to possess notification of negative test result);

(ii) regulation 8 (requirement to book and undertake tests);

(iii) regulation 14 (requirement to comply with managed isolation).

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

(a) “consular post” means any consulate-general, consulate, vice-consulate or consular agency,

(b) “essential government operations” means activity which has been designated as essential to the United Kingdom or Her Majesty’s Government by the relevant Department, and, includes, in particular, activity relating to 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,

(c) “essential government work” means work which has been designated as such by the relevant 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 relating to essential work under the border securities exemption,

(d) “essential policing” means policing which has been designated as such on behalf of the relevant chief officer or chief constable,

(e) “essential state business” means activity which has been designated as essential to the United Kingdom or Her Majesty’s Government by the relevant 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.

6.—(1) Any person in respect of whom the relevant Department has certified—

(a) as being a person who is required to undertake essential or emergency work in the United Kingdom which is necessary to facilitate essential government work, or is returning from undertaking such work outside of the United Kingdom, and

(b) that, as a result, the person cannot reasonably comply with the requirements of one or more of the following—

(i) regulation 6 (requirement to possess notification of negative test result);

(ii) regulation 8 (requirement to book and undertake tests);

(iii) regulation 14 (requirement to comply with managed isolation).

(2) For the purposes of sub-paragraph (1) “essential government work” has the same meaning as in paragraph 5.

Conditions

7. The condition is that the relevant Department, in addition to certifying the matters required by paragraphs 5 and 6, has confirmed in writing that the person is not required to comply with regulation 8 or regulation 14 (as the case may be).

Status: Point in time view as at 28/02/2022.

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)

Members of diplomatic missions, consular posts and heads of state

Description

- 8.—(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) 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;
 - (d) a sovereign or other head of State who enjoys immunities and privileges by virtue of the State Immunity Act 1978;
 - (e) a member of the family forming part of the household of a person falling within any of paragraphs (a) to (d);
 - (f) a diplomatic courier or a consular courier.
- (2) For the purposes of this paragraph—
- (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) “member of a consular post” means a “consular officer”, “consular employee” and “member of the service staff” as defined in Schedule 1 to the Consular Relations Act 1968, and “head of consular post” has the meaning given in that Schedule;
 - (e) “member of a diplomatic mission” means the “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.

Persons on official business

Description

9. A person who satisfies paragraph 10(1),(2), (3) or (4).
- 10.—(1) A—
- (a) person, other than a person described in sub-paragraph (5), who is a sovereign or other Head of State who enjoys immunities and privileges by virtue of the State Immunity Act 1978, or
 - (b) member of the family forming part of the household of a person falling within paragraph (a).
- (2) A person (“P”) described in paragraph (a) of sub-paragraph (5) who meets the conditions set out in sub-paragraph (6).
- (3) A person (“P”) who is travelling to the United Kingdom to conduct official business who—

- (a) if P is described in paragraph (b) to (e) of sub-paragraph (5), meets the conditions set out in sub-paragraph (7),
 - (b) if P is described in paragraph (f) of sub-paragraph (5), meets the conditions set out in sub-paragraph (8).
- (4) A person (“P”) described in paragraphs (f) to (h) of sub-paragraph (5) who is travelling to the United Kingdom to conduct official business with the United Kingdom and meets the conditions set out in sub-paragraph (9).
- (5) A person who—
- (a) enjoys relevant immunities and privileges in the United Kingdom and is not described in sub-paragraph (1);
 - (b) is an officer or servant of an international organisation;
 - (c) is employed by an international organisation as an expert or on a mission;
 - (d) is a representative to an international organisation;
 - (e) is a member of the official staff of a representative to an international organisation;
 - (f) is a representative of a foreign country or territory;
 - (g) is a representative of the government of a British overseas territory;
 - (h) is a specified person.
- (6) The conditions referred to in sub-paragraph (2) are that—
- (a) the stipulated person, or a person acting on their authority, confirms in writing to the Foreign, Commonwealth and Development Office that P is travelling to the United Kingdom, the office held by P, the capacity in which P is travelling to the United Kingdom and that the person considers that one or more of the relevant provisions does not apply to P, and
 - (b) prior to P’s arrival in the United Kingdom, the Foreign, Commonwealth and Development Office has confirmed in writing to the person referred to in paragraph (a) that it considers P to fall within the description in sub-paragraph (5)(a) and that one or more of the relevant provisions do not apply to P.
- (7) The conditions referred to in sub-paragraph (3)(a) are that—
- (a) the stipulated person, or a person acting on their authority, confirms in writing to the Foreign, Commonwealth and Development Office that P is required to undertake relevant work and that P cannot reasonably undertake the relevant work while complying with one or more of the relevant provisions, and
 - (b) prior to P’s arrival in the United Kingdom, the Foreign, Commonwealth and Development Office has confirmed in writing to the person referred to in paragraph (a) that it considers P to be travelling to the United Kingdom to conduct the relevant work and that P cannot reasonably undertake the work while complying with one or more of the relevant provisions.
- (8) The conditions referred to in sub-paragraph (3)(b) are that—
- (a) the stipulated person, or a person acting on their authority, confirms in writing to the Foreign, Commonwealth and Development Office that—
 - (i) P is required to undertake relevant work relating to—
 - (aa) essential maintenance and repair of an information technology or security system necessary for the functioning of a mission or consular post in the United Kingdom which represents the relevant foreign country, or

Status: Point in time view as at 28/02/2022.

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)

- (bb) the holding of an election or referendum in accordance with the laws or regulations of a foreign country or territory, and
 - (ii) P cannot reasonably undertake the relevant work while complying with one or more of the relevant provisions, and
 - (b) prior to P’s arrival in the United Kingdom, the Foreign, Commonwealth and Development Office has confirmed in writing to the person referred to in paragraph (a) that it considers P to be travelling to the United Kingdom to conduct the relevant work and that P cannot reasonably undertake the work while complying with one or more of the relevant provisions.
- (9) The conditions referred to in sub-paragraph (4) are that—
- (a) where P is not a specified person—
 - (i) the stipulated person, or a person acting on their authority, confirms in writing to the Foreign, Commonwealth and Development Office that P is required to undertake relevant work and that P cannot reasonably undertake the relevant work while complying with one or more of the relevant provisions, and
 - (ii) prior to P’s arrival in the United Kingdom, the Foreign, Commonwealth and Development Office has confirmed in writing to the person referred to in paragraph (a)(i) that P is travelling to the United Kingdom to conduct official business with the United Kingdom and that P cannot reasonably undertake the work while complying with one or more of the relevant provisions;
 - (b) where P is a specified person—
 - (i) P has been invited to the United Kingdom by the Secretary of State for Foreign, Commonwealth and Development Affairs; and
 - (ii) prior to P’s arrival in the United Kingdom, the Foreign, Commonwealth and Development Office has confirmed in writing to P that they are travelling to the United Kingdom to conduct official business with the United Kingdom and cannot reasonably conduct that business while complying with one or more of the relevant provisions.
- (10) For the purposes of this paragraph—
- (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 a “consular officer”, “consular employee” and “member of the service staff” as defined in Schedule 1 to the Consular Relations Act 1968 and “head of consular post” has the meaning given in that Schedule;
 - (f) “member of a diplomatic mission” means the “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;

- (g) “relevant immunities and privileges” means inviolability, immunity from arrest or detention, or any immunity or privilege with equivalent effect which is accorded to any person under the law of Northern Ireland;
- (h) “relevant provisions” means—
 - (i) regulation 4 (requirement to provide information);
 - (ii) regulation 6 (requirement to possess notification of negative test result);
 - (iii) regulation 8 (requirement to book and undertake tests);
 - (iv) regulation 14 (requirement to comply with managed isolation);
- (i) “relevant work” means—
 - (i) where P is a person described in sub-paragraph (5)(b), (c), (d) or (e), work which the relevant stipulated person confirms in writing to the Foreign, Commonwealth and Development Office is essential to the functioning of the relevant international organisation;
 - (ii) where P is a person described in sub-paragraph (5)(f), work which the relevant stipulated person confirms in writing to the Foreign, Commonwealth and Development Office is essential to the foreign country represented by the relevant mission or consular post in the United Kingdom or the foreign territory represented by the relevant office in the United Kingdom (as the case may be);
 - (iii) where P is a person described in sub-paragraph (5)(g), work which the relevant stipulated person confirms in writing to the Foreign, Commonwealth and Development Office is essential to the relevant British overseas territory;
- (j) “specified person” means a person who is a member of the democratic opposition in a foreign country or territory, a member of a political party in a foreign country or territory, or who undertakes activities in a foreign country or territory that support government policy related to national security, the promotion and protection of human rights, the mitigation of, or adaptation to, climate change, the maintenance of international peace and security, or the maintaining or enhancing of biodiversity;
- (k) “stipulated person” means—
 - (i) where P is a person described in sub-paragraph (5)(a), the head of the relevant international organisation, the relevant head of the mission or head of consular post in the United Kingdom or the relevant head of the office representing a foreign territory in the United Kingdom (as the case may be);
 - (ii) where P is a person described in sub-paragraph (5)(b), (c), (d) or (e), the head of the relevant international organisation;
 - (iii) where P is a person described in paragraph (5)(f), the relevant head of the mission or head of consular post in the United Kingdom or the relevant head of the office representing a foreign territory in the United Kingdom (as the case may be);
 - (iv) where P is a person described in paragraph (5)(g), the relevant Governor of a British overseas territory.

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

Condition

12.—(1) This paragraph sets out the condition for exemption from regulations 4, 6, 8 and 14 for a person described in paragraph 10(2), (3) and (4).

Status: Point in time view as at 28/02/2022.

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)

(2) The condition is that the Foreign, Commonwealth and Development Office, has confirmed in writing that the person is not required to comply with regulations 4, 6, 8 and 14.

Transport workers

Description

13.—(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 an 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 under Annex III or Annex VI of the Air Operations Regulation, 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,
- (iv) returning to the United Kingdom following work as a member of aircraft crew outside of the United Kingdom,

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

14. A civil aviation inspector, as defined in Annex 9 to the Convention on International Civil Aviation signed at Chicago on 7th December 1944, where they have travelled to the United Kingdom when engaged on inspection duties.

15.—(1) A road haulage worker where they have travelled to the United Kingdom in the course of their work.

(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;

(c) “road haulage worker” means—

- (i) 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
- (ii) a person who is 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.

16.—(1) A seafarer.

(2) For the purposes of this paragraph—

(a) “seafarer” means—

(i) a seaman or master, as defined in section 313(1) of the Merchant Shipping Act 1995, 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, unless they have travelled to Northern Ireland to work, or have been repatriated to Northern Ireland after working, on board a cruise ship,

(ii) a pilot, as defined in paragraph 22(1) of Schedule 3A to the Merchant Shipping Act 1995, where they have travelled to the United Kingdom in the course of their work or have been repatriated to the United Kingdom, or

(iii) an inspector, or a surveyor of ships, appointed under section 256 of the Merchant Shipping Act 1995, 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, unless they have travelled to Northern Ireland to work, or have been repatriated to Northern Ireland after working, on board a cruise ship,

(b) “the Maritime Labour Convention, 2006” means the Convention adopted on 23rd February 2006 by the General Conference of the International Labour Organisation;

(c) “the Work in Fishing Convention, 2007” means the Convention adopted at Geneva on 14th June 2007 by the International Labour Organisation.

Conditions

17. The exemption from regulation 8 (and the consequent obligation to comply with regulation 9A) does not apply in respect of—

(a) civil aviation inspectors,

(b) seamen or masters of a fishing vessel within the meaning of the Merchant Shipping Act 1995.

18. P is not required to comply with regulation 9A if—

(a) P is a member of aircraft crew or a seafarer, and

(b) P has, on their journey to Northern Ireland, travelled only—

(i) on a conveyance which does not carry passengers;

(ii) in an area of a conveyance which is not accessible to passengers; or

(iii) in an area of a conveyance which is accessible to passengers in vehicles, where passengers remain within their vehicles while P is present in that area of the conveyance.

Seasonal and temporary horticultural and food processing workers

Description

19.—(1) A person who has an offer of employment—

(a) for seasonal work to carry out specified activities in horticulture at specified premises;

(b) to carry out specified pork processing activities at specified premises;

(c) to carry out specified poultry processing activities at specified premises.

Status: Point in time view as at 28/02/2022.

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)

- (2) For the purposes of sub-paragraph (1)(a)—
- (a) “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,
 - (b) “seasonal work” is employment which fluctuates or is restricted due to the season or time of the year;
 - (c) “specified activities” means—
 - (i) crop cultivation,
 - (ii) crop maintenance,
 - (iii) crop harvesting,
 - (iv) crop husbandry,
 - (v) tunnel construction and dismantling,
 - (vi) irrigation installation and maintaining,
 - (vii) packing and processing of crops on employer’s premises,
 - (viii) preparing and dismantling growing areas and media,
 - (ix) general primary production work in horticulture,
 - (x) activities relating to supervising teams of horticulture workers;
 - (d) “specified premises” means the farm, nursery or glasshouse named in the offer of employment.
- (3) For the purposes of sub-paragraph (1)(b)—
- (a) “specified pork processing activities” means—
 - (i) slaughtering and butchering pigs,
 - (i) preparing and processing pig meat;
 - (b) “specified premises” means the slaughterhouse, processing site or farm named in the offer of employment.
- (4) For the purposes of sub-paragraph (1)(c)—
- (a) “specified poultry processing activities” means—
 - (i) catching poultry;
 - (ii) slaughtering poultry;
 - (iii) preparing and processing poultry meat;
 - (iv) packing poultry meat;
 - (b) “specified premises” means the slaughterhouse, processing site, farm or other work premises named in the offer of employment.

Transporting human cells or blood

Description

20.—(1) A person who has travelled to the United Kingdom for the purpose of transporting material which consists of, or includes, human cells or blood and which is to be used for the provision of healthcare by a healthcare provider.

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

- (a) “blood” includes blood components;
- (b) “healthcare” means all forms of healthcare provided for individuals, whether relating to mental or physical health, including healthcare in connection with giving birth.

Law enforcement

Description

21. A person responsible for escorting a person for the purposes of the Repatriation of Prisoners Act 1984, the Colonial Prisoners Removal Act 1884 or the Extradition Act 2003.

22. A person who is being lawfully compelled to travel to the United Kingdom in the course of an extradition, prisoner transfer or deportation.

A non-CTA transit passenger

Description

23.—(1) A non-CTA transit passenger.

(2) For the purposes of sub-paragraph (1), “non-CTA transit passenger” means a person who on arrival in the United Kingdom—

- (a) passes through to another country or territory outside the common travel area without entering the United Kingdom; or
- (b) enters 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.

Condition

24. The exemption from regulation 4 only applies in respect of paragraph 24(2)(a).

Transit passenger (Republic of Ireland)

Description

25. 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.

Status: Point in time view as at 28/02/2022.

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

26.—(1) The exemption only applies if P can 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—

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

A CTA transit passenger

Description

27.—(1) A CTA transit passenger.

(2) For the purposes of sub-paragraph (1), “CTA transit passenger” means a person other than a red list arrival passenger who on arrival in the United Kingdom—

- (a) passes through to Guernsey, Jersey or the Isle of Man without entering the United Kingdom; or
- (b) enters the United Kingdom 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.

A non-disembarking cruise passenger

Description

28. 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.

A short stay cruise passenger

Description

29. A person, other than a red list arrival, 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.

Essential and emergency red list exemption

Description

30.—(1) Any person in respect of whom the relevant Department has certified—

- (a) as being a person who is required to undertake essential or emergency work in the United Kingdom which is necessary to facilitate essential government work, or is returning from undertaking such work outside of the United Kingdom, and
- (b) that, as a result, the person cannot reasonably comply with the requirements of regulation 14 (requirement to comply with managed isolation).

(2) For the purposes of this paragraph, “essential government work” means work which has been designated as such by the relevant 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 relating to essential work under the border securities exemption.]

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 [^{F173}two] days before—
 - (i) in the case of that person travelling to Northern Ireland on a commercial transport [^{F174}service that—
 - (aa) does not involve the person transiting through a country or territory outside the common travel area, the service’s scheduled time of departure;
 - (bb) involves the person transiting through a country or territory outside the common travel area, the scheduled time of departure of the first part of the service], 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.

Textual Amendments

F173 Word in Sch. 5 para. 1(c) substituted (7.12.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 11\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/323\)](#), regs. 1(2), [7\(a\)\(i\)](#) (with reg. 1(3))

F174 Sch. 5 para. 1(c)(i)(aa)(bb) substituted for words (7.12.2021 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 11\) Regulations \(Northern Ireland\) 2021 \(S.R. 2021/323\)](#), regs. 1(2), [7\(a\)\(ii\)](#) (with reg. 1(3))

[^{F175}1A. For the purposes of paragraph 1, a person transits through a country or territory if they arrive in that country or territory for the sole purpose of continuing a journey to Northern Ireland—

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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)

- (a) on a conveyance other than the conveyance on which they arrived, or
- (b) on the same conveyance, having temporarily disembarked from it.]

Textual Amendments

F175 Sch. 5 para. 1A inserted (7.12.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 11) Regulations (Northern Ireland) 2021 (S.R. 2021/323), regs. 1(2), 7(b) (with reg. 1(3))

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—

F176 ...

F177 ...

F178 ...

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

F179 ...

[^{F180}“private provider” means a test provider other than a public provider”.]

“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) ^{F181} ...
- (b) ^{F182} ...
- (c) in relation to a red list arrival, regulation 14 and Schedule 7

[^{F183}“the United Kingdom Health Security Agency” means the executive agency of that name of the Department of Health and Social Care;]

[^{F184}(1A) For the purposes of this Schedule, —

- ^{F185}(a)
- (b) a PCR test is a test which satisfies the requirements of paragraph 6(2) of Schedule 8 to the Health Protection (Coronavirus, International Travel and Operator Liability) (England) Regulations 2021 (general requirements for polymerase chain reaction tests).]

(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.

Textual Amendments

- F176** Words in Sch. 6 para. 1(1) omitted (9.1.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(2)(a)(i)** (with reg. 1(5))
- F177** Words in Sch. 6 para. 1(1) omitted (9.1.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(2)(a)(ii)** (with reg. 1(5))
- F178** Words in Sch. 6 para. 1(1) omitted (9.1.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(2)(a)(iii)** (with reg. 1(5))
- F179** 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)**
- F180** Words in Sch. 6 para. 1(1) inserted (9.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(2)(b)** (with reg. 1(5))
- F181** Words in Sch. 6 para. 1(1) omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **6(5)(a)(i)** (with reg. 1(5))
- F182** Words in Sch. 6 para. 1(1) omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **7(2)(a)** (with reg. 1(5))
- F183** 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)**
- F184** Sch. 6 para. 1(1A) inserted (9.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(3)** (with reg. 1(5))
- F185** Sch. 6 para. 1(1A)(a) omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **6(5)(a)(ii)** (with reg. 1(5))

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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)

Requirement to isolate on failure to take a mandatory test (red list ^{F186} ... arrivals)

Textual Amendments

F186 Words in Sch. 6 para. 2 heading omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **7(2)(b)(i)** (with reg. 1(5))

2.—(1) This paragraph applies in respect of—
 (a) red list arrivals,

^{F187}(b)

(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) [^{F188}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

F187 Sch. 6 para. 2(1)(b) omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **7(2)(b)(ii)** (with reg. 1(5))

F188 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 (^{F189}eligible non-red] list arrivals)

Textual Amendments

F189 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))

^{F190}3.

Textual Amendments

F190 Sch. 6 para. 3 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **6(5)(b)** (with reg. 1(5))

Consequences of test results (red list ^{F191}... arrivals)

Textual Amendments

F191 Words in Sch. 6 para. 4 heading omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **7(2)(c)(i)** (with reg. 1(5))

- 4.—(1) This paragraph applies in respect of—
- (a) red list arrivals,
 - ^{F192}(b)
- (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) [^{F193}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 [^{F194}the 10th day after the day on which P arrived in the common travel area],
 - (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 [^{F195}the 10th day after the day on which P arrived in the common travel area],
 - (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,

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- (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

F192 Sch. 6 para. 4(1)(b) omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **7(2)(c)(ii)** (with reg. 1(5))

F193 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)**

F194 Words in Sch. 6 para. 4(4)(a) substituted (9.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(5)** (with reg. 1(5))

F195 Words in Sch. 6 para. 4(5)(b)(i) substituted (9.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(5)** (with reg. 1(5))

^{F196}Consequences of test results (non-eligible non-red list arrivals)

Textual Amendments

F196 Sch. 6 para. 4A inserted (11.2.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **7(2)(d)** (with reg. 1(5))

- 4A.—(1) This paragraph applies in respect of non-eligible non-red list arrivals.
- (2) The Department may issue guidance, and amend or extend existing guidance, on the course of action to be followed in consequence of a test result.
- (3) The power under sub-paragraph (2) is without prejudice to any other power of the Department to issue guidance in respect of coronavirus.]

Consequences of test results (^{F197}eligible non-red] list arrivals)

Textual Amendments

F197 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))

^{F198}5.

Status: Point in time view as at 28/02/2022.

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

F198 Sch. 6 para. 5 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **6(5)(c)** (with reg. 1(5))

[^{F199}Confirmatory PCR test for eligible non-red list arrivals following the original day 2 LFD test]

Textual Amendments

F199 Sch. 6 para. 5A inserted (9.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(7)** (with reg. 1(5))

^{F200}5A.

Textual Amendments

F200 Sch. 6 para. 5A omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **6(5)(d)** (with reg. 1(5))

[^{F201}Day 2 tests: general requirements

Textual Amendments

F201 Sch. 6 para. 6 substituted (9.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(8)** (with reg. 1(5))

6.—(1) For the purposes of regulation 8(11), a day 2 test complies with this paragraph where—

- (a) it is a test provided by—
 - (i) a public provider, or
 - (ii) a private provider, and
- (b) it is a PCR test ^{F202}....

^{F203}(2)

(3) Where a PCR test has been provided by a private provider, sub-paragraph (1) is not satisfied unless the requirements of paragraph 7 of Schedule 8 to the Health Protection (Coronavirus, International Travel and Operator Liability) (England) Regulations 2021 (private provider requirements for PCR tests) have been complied with.]

Textual Amendments

F202 Words in Sch. 6 para. 6(1)(b) omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **6(5)(e)(i)** (with reg. 1(5))

Status: Point in time view as at 28/02/2022.

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)

F203 Sch. 6 para. 6(2) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(5)(e)(ii)** (with reg. 1(5))

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 [^{F204}a test provided by a private provider].

Textual Amendments

F204 Words in Sch. 6 para. 7(b) substituted (9.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **6(9)** (with reg. 1(5))

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 [^{F205}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 ^{F206} ...,
 - (b) a day 8 test, P undertakes the test [^{F207}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.
- [^{F208}(3) Subject to [^{F209}sub-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—
 - ^{F210}(i)
 - (ii) a non-eligible non-red list arrival, the address or addresses at which they intend [^{F211}to stay during the period of 10 days beginning on the day after the date of their arrival in the United Kingdom (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.
- ^{F212}(3A)
- ^{F213}(3B)]
- ^{F214}(3C)
- ^{F215}(3D)
- (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 sub-paragraph (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 ^{F216}... the test is booked, the test provider gives P a [^{F217}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 [^{F218}a] 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).

Textual Amendments

- F205** 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))
- F206** Words in Sch. 6 para. 8(2) omitted (30.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 10) Regulations (Northern Ireland) 2021 (S.R. 2021/316), regs. 1(2), **4(2)(c)(i)** (with reg. 1(3))
- F207** 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))
- F208** 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))
- F209** Words in Sch. 6 para. 8(3) substituted (9.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **6(10)(a)** (with reg. 1(5))
- F210** Sch. 6 para. 8(3)(c)(i) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(5)(f)(i)** (with reg. 1(5))
- F211** Words in Sch. 6 para. 8(3)(c)(ii) substituted (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **7(2)(e)** (with reg. 1(5))

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- F212** Sch. 6 para. 8(3A) omitted (30.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 10) Regulations (Northern Ireland) 2021 (S.R. 2021/316), regs. 1(2), **4(2)(c)(ii)** (with reg. 1(3))
- F213** Sch. 6 para. 8(3B) omitted (30.11.2021 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 10) Regulations (Northern Ireland) 2021 (S.R. 2021/316), regs. 1(2), **4(2)(c)(ii)** (with reg. 1(3))
- F214** Sch. 6 para. 8(3C) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(5)(f)(ii)** (with reg. 1(5))
- F215** Sch. 6 para. 8(3D) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(5)(f)(iii)** (with reg. 1(5))
- F216** 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)**
- F217** 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))
- F218** 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))

[^{F219}Notification of test results: PCR tests]

Textual Amendments

- F219** Sch. 6 para. 9 heading substituted (9.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **6(11)(a)** (with reg. 1(5))

9.—(1) This paragraph applies to [^{F220}a private provider] who administers or provides a test ^{F221}... to P in the circumstances described in paragraph 8.

- (2) The ^{F222}... private provider must, within 24 hours of the result becoming available—
- notify P, or where paragraph 8(4) applies, Y, by email, letter or text message, of the result of P's test, or
 - 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—

[^{F223}Form A: negative test result

Your coronavirus (COVID-19) test result is negative. It's likely you were not infectious when the test was done.

[^{F224}You should self-isolate] if you get symptoms of coronavirus (COVID-19) – get an NHS coronavirus (COVID-19) test from 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 <https://www.nidirect.gov.uk/articles/coronavirus-covid-19-self-isolating-and-close-contacts>.

Form B: positive test result

Your coronavirus test result is positive. This means you probably have the virus. You should self-isolate.

For more information on self-isolating as an international arrival, go to ^[F225]<https://www.nidirect.gov.uk/articles/coronavirus-covid-19-travelling-northern-ireland-if-youre-not-fully-vaccinated>].

You may be contacted for contact tracing and to check that you are self-isolating.

You should 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 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 should take another test or self-isolate for 10 days from the day after your test date.

You may be contacted to check that you are self-isolating.]

^[F226](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

- F220** Words in Sch. 6 para. 9(1) substituted (9.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **6(11)(b)(i)** (with reg. 1(5))
- F221** Words in Sch. 6 para. 9(1) omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(5)(g)** (with reg. 1(5))
- F222** Word in Sch. 6 para. 9(2) omitted (9.1.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **6(11)(c)** (with reg. 1(5))
- F223** Sch. 6 para. 9(3) Forms A-C substituted for Forms A-F (11.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **7(2)(f)** (with reg. 1(5))
- F224** Words in Sch. 6 para. 9(3) substituted (13.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(3), **5(1)(b)** (with reg. 1(4))
- F225** Words in Sch. 6 para. 9(3) substituted (13.2.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 3) Regulations (Northern Ireland) 2022 (S.R. 2022/46), regs. 1(3), **5(1)(c)** (with reg. 1(4))
- F226** 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))

Status: Point in time view as at 28/02/2022.

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)

[^{F227}Notification of test results: lateral flow device tests]

Textual Amendments

F227 Sch. 6 para. 9A inserted (9.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **6(12)** (with reg. 1(5))

9A. ^{F228}

Textual Amendments

F228 Sch. 6 para. 9A omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(5)(h)** (with reg. 1(5))

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 [^{F229}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

F229 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))

[^{F230}Modification of self-isolation provisions for eligible non-red list arrivals with a positive test]

Textual Amendments

F230 Sch. 6 para. 11 inserted (9.1.2022 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment) Regulations (Northern Ireland) 2022 (S.R. 2022/3), regs. 1(2), **6(13)** (with reg. 1(5))

^{F231} 11.

Textual Amendments

F231 Sch. 6 para. 11 omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **6(5)(i)** (with reg. 1(5))

Status: Point in time view as at 28/02/2022.

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)

^{F232}Private providers

Textual Amendments

F232 Sch. 6 para. 12 substituted (9.1.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/3\)](#), regs. 1(2), **6(14)** (with reg. 1(5))

12. The Secretary of State for Health and Social Care has published details of private providers at <https://www.gov.uk/government/publications/list-of-private-providers-of-coronavirus-testing/list-of-private-providers-of-coronavirus-testing>]

^{F233}SCHEDULE 6A

Regulation 9A

Workforce tests

Textual Amendments

F233 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

^{F234}1.

Textual Amendments

F234 Sch. 6A para. 1 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **9(2)(a)** (with reg. 1(5))

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), ^{F235} ...

^{F235}(b)

^{F236}(2) The Department may issue guidance, and amend or extend existing guidance, on the course of action to be followed in consequence of a test result.

(3) The power under sub-paragraph (2) is without prejudice to any other power of the Department to issue guidance in respect of coronavirus.]

Status: Point in time view as at 28/02/2022.

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) 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.

F237(5)

Textual Amendments

F235 Sch. 6A para. 2(1)(b) and word omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **9(2)(b)(i)** (with reg. 1(5))

F236 Sch. 6A para. 2(2)(3) substituted (11.2.2022 at 4.00 a.m.) by [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **9(2)(b)(ii)** (with reg. 1(5))

F237 Sch. 6A para. 2(5) omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **9(2)(b)(iii)** (with reg. 1(5))

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
 - (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

F2384.

Textual Amendments

F238 Sch. 6A para. 4 omitted (11.2.2022 at 4.00 a.m.) by virtue of [The Health Protection \(Coronavirus, International Travel, Operator Liability and Information to Passengers\) \(Amendment No. 2\) Regulations \(Northern Ireland\) 2022 \(S.R. 2022/43\)](#), regs. 1(4), **9(2)(c)** (with reg. 1(5))

Limitations to, and exceptions from, requirement to self-isolate under this Schedule

F2395.

Textual Amendments

F239 Sch. 6A para. 5 omitted (11.2.2022 at 4.00 a.m.) by virtue of The Health Protection (Coronavirus, International Travel, Operator Liability and Information to Passengers) (Amendment No. 2) Regulations (Northern Ireland) 2022 (S.R. 2022/43), regs. 1(4), **9(2)(c)** (with reg. 1(5))

SCHEDULE 7

Regulation 14

Managed isolation

Managed isolation package

1.—^[F240](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 ^[F241]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

^[F242](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

F240 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))

F241 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))

F242 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))

^[F243]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

F243 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))

Status: Point in time view as at 28/02/2022.

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)

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)).

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 [F244 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)—

Status: Point in time view as at 28/02/2022.

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) 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

F244 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 [^{F245}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.

[^{F246}(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.]

Textual Amendments

F245 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))

F246 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 [F247 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 ^{F248}... 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

F247 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)

F248 Words in *Sch. 7 para. 17(1)(b)* omitted (16.12.2021 at 11.00 a.m.) by virtue of *The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 13) Regulations (Northern Ireland) 2021* (S.R. 2021/343), regs. 1(2), **3(a)**

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,

Status: Point in time view as at 28/02/2022.

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)

- (x) a potential victim of modern slavery [^{F249},]
- [^{F250}(xi) a person whom the Department considers requires exceptional arrangements to be made on compassionate grounds; and]
- (b) the Department has confirmed in writing that this paragraph applies in relation to P and has not withdrawn that confirmation.

Textual Amendments

F249 Comma in Sch. 7 para. 18(a)(x) substituted (16.12.2021 at 11.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 13) Regulations (Northern Ireland) 2021 (S.R. 2021/343), regs. 1(2), **3(b)(i)**

F250 Sch. 7 para. 18(a)(xi) inserted (16.12.2021 at 11.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 13) Regulations (Northern Ireland) 2021 (S.R. 2021/343), regs. 1(2), **3(b)(ii)**

- 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 ^{M14}.

Marginal Citations

M14 1986 No. 594 (N.I. 3)

- 20.—(1) P is a relevant person if—
- (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 [^{F251}—
 - (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

F251 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.

[^{F252}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

F252 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)

Status: Point in time view as at 28/02/2022.

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 8

Regulations 17 and 18

Prohibition on arrival of aircraft and vessels

[^{F253}1. No countries or territories are specified in this paragraph]

Textual Amendments

F253 Words in Sch. 8 para. 1 substituted (15.12.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, International Travel) (2021 Consolidation) (Amendment No. 12) Regulations (Northern Ireland) 2021 (S.R. 2021/340), regs. 1(2), 4 (with reg. 1(3))

2. The countries and territories referred to in regulation 18(1) (prohibition on arrival of vessels into Northern Ireland) are

[^{F254}No countries or territories are specified in this paragraph]

Textual Amendments

F254 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)

SCHEDULE 9

Regulation 38

Revocations

PART 1

Regulations revoked in their entirety

The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2020 ^{M15}

Marginal Citations

M15 S.R. 2020 No. 90

Marginal Citations

M15 S.R. 2020 No. 90

The Health Protection (Coronavirus, International Travel) (Amendment) Regulations (Northern Ireland) 2020 ^{M16}

Marginal Citations

M16 S.R. [2020 No. 138](#)

Marginal Citations

M16 S.R. [2020 No. 138](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 2) Regulations (Northern Ireland) 2020 ^{M17}

Marginal Citations

M17 S.R. [2020 No. 140](#)

Marginal Citations

M17 S.R. [2020 No. 140](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 3) Regulations (Northern Ireland) 2020 ^{M18}

Marginal Citations

M18 S.R. [2020 No. 154](#)

Marginal Citations

M18 S.R. [2020 No. 154](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 4) Regulations (Northern Ireland) 2020 ^{M19}

Marginal Citations

M19 S.R. [2020 No. 155](#)

Marginal Citations

M19 S.R. [2020 No. 155](#)

Status: Point in time view as at 28/02/2022.

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. 5) Regulations (Northern Ireland) 2020 ^{M20}

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Marginal Citations
M20 S.R. [2020 No. 163](#)

.....
Marginal Citations
M20 S.R. [2020 No. 163](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 6) Regulations (Northern Ireland) 2020 ^{M21}

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Marginal Citations
M21 S.R. [2020 No. 168](#)

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Marginal Citations
M21 S.R. [2020 No. 168](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 7) Regulations (Northern Ireland) 2020 ^{M22}

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Marginal Citations
M22 S.R. [2020 No. 185](#)

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Marginal Citations
M22 S.R. [2020 No. 185](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 8) Regulations (Northern Ireland) 2020 ^{M23}

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Marginal Citations
M23 S.R. [2020 No. 189](#)

Marginal Citations

M23 S.R. [2020 No. 189](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 9) Regulations (Northern Ireland) 2020 ^{M24}

Marginal Citations

M24 S.R. [2020 No. 193](#)

Marginal Citations

M24 S.R. [2020 No. 193](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 10) Regulations (Northern Ireland) 2020 ^{M25}

Marginal Citations

M25 S.R. [2020 No. 194](#)

Marginal Citations

M25 S.R. [2020 No. 194](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 11) Regulations (Northern Ireland) 2020 ^{M26}

Marginal Citations

M26 S.R. [2020 No. 200](#)

Marginal Citations

M26 S.R. [2020 No. 200](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 12) Regulations (Northern Ireland) 2020 ^{M27}

Status: Point in time view as at 28/02/2022.

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

M27 S.R. [2020 No. 203](#)

Marginal Citations

M27 S.R. [2020 No. 203](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 13) Regulations (Northern Ireland) 2020 ^{M28}

Marginal Citations

M28 S.R. [2020 No. 212](#)

Marginal Citations

M28 S.R. [2020 No. 212](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 14) Regulations (Northern Ireland) 2020 ^{M29}

Marginal Citations

M29 S.R. [2020 No. 216](#)

Marginal Citations

M29 S.R. [2020 No. 216](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 15) Regulations (Northern Ireland) 2020 ^{M30}

Marginal Citations

M30 S.R. [2020 No. 223](#)

Marginal Citations

M30 S.R. [2020 No. 223](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 16) Regulations (Northern Ireland) 2020^{M31}

Marginal Citations

M31 S.R. [2020 No. 228](#)

Marginal Citations

M31 S.R. [2020 No. 228](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 17) Regulations (Northern Ireland) 2020^{M32}

Marginal Citations

M32 S.R. [2020 No. 234](#)

Marginal Citations

M32 S.R. [2020 No. 234](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 18) Regulations (Northern Ireland) 2020^{M33}

Marginal Citations

M33 S.R. [2020 No. 241](#)

Marginal Citations

M33 S.R. [2020 No. 241](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 21) Regulations (Northern Ireland) 2020^{M34}

Marginal Citations

M34 S.R. [2020 No. 254](#)

Status: Point in time view as at 28/02/2022.

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

M34 S.R. [2020 No. 254](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 22) Regulations (Northern Ireland) 2020 ^{M35}

Marginal Citations

M35 S.R. [2020 No. 275](#)

Marginal Citations

M35 S.R. [2020 No. 275](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 23) Regulations (Northern Ireland) 2020 ^{M36}

Marginal Citations

M36 S.R. [2020 No. 278](#)

Marginal Citations

M36 S.R. [2020 No. 278](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 24) Regulations (Northern Ireland) 2020 ^{M37}

Marginal Citations

M37 S.R. [2020 No. 289](#)

Marginal Citations

M37 S.R. [2020 No. 289](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 25) Regulations (Northern Ireland) 2020 ^{M38}

Marginal Citations

M38 S.R. [2020 No. 326](#)

Marginal Citations

M38 S.R. [2020 No. 326](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 26) Regulations (Northern Ireland) 2020 ^{M39}

Marginal Citations

M39 S.R. [2020 No. 344](#)

Marginal Citations

M39 S.R. [2020 No. 344](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 27) Regulations (Northern Ireland) 2020 ^{M40}

Marginal Citations

M40 S.R. [2020 No. 355](#)

Marginal Citations

M40 S.R. [2020 No. 355](#)

The Health Protection (Coronavirus, International Travel) (Amendment) Regulations (Northern Ireland) 2021 ^{M41}

Marginal Citations

M41 S.R. [2021 No. 4](#)

Marginal Citations

M41 S.R. [2021 No. 4](#)

Status: Point in time view as at 28/02/2022.

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. 2) Regulations (Northern Ireland) 2021 ^{M42}

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Marginal Citations
M42 S.R. [2021 No. 5](#)

.....
Marginal Citations
M42 S.R. [2021 No. 5](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 3) Regulations (Northern Ireland) 2021 ^{M43}

.....
Marginal Citations
M43 S.R. [2021 No. 6](#)

.....
Marginal Citations
M43 S.R. [2021 No. 6](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 4) Regulations (Northern Ireland) 2021 ^{M44}

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Marginal Citations
M44 S.R. [2021 No. 9](#)

.....
Marginal Citations
M44 S.R. [2021 No. 9](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 5) Regulations (Northern Ireland) 2021 ^{M45}

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Marginal Citations
M45 S.R. [2021 No. 13](#)

Marginal Citations

M45 S.R. [2021 No. 13](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 6) Regulations (Northern Ireland) 2021 ^{M46}

Marginal Citations

M46 S.R. [2021 No. 32](#)

Marginal Citations

M46 S.R. [2021 No. 32](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 7) Regulations (Northern Ireland) 2021 ^{M47}

Marginal Citations

M47 S.R. [2021 No. 39](#)

Marginal Citations

M47 S.R. [2021 No. 39](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 8) Regulations (Northern Ireland) 2021 ^{M48}

Marginal Citations

M48 S.R. [2021 No. 54](#)

Marginal Citations

M48 S.R. [2021 No. 54](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 9) Regulations (Northern Ireland) 2021 ^{M49}

Status: Point in time view as at 28/02/2022.

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

M49 S.R. [2021 No. 69](#)

Marginal Citations

M49 S.R. [2021 No. 69](#)

The Health Protection (Coronavirus, International Travel) (Amendment No. 10) Regulations (Northern Ireland) 2021 ^{M50}

Marginal Citations

M50 S.R. [2021 No. 84](#)

Marginal Citations

M50 S.R. [2021 No. 84](#)

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 ^{M51}

Marginal Citations

M51 S.R. [2020 No. 179](#)

Marginal Citations

M51 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 ^{M52}

Marginal Citations

M52 S.R. [2021 No. 10](#)

Marginal Citations

M52 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.

Status: Point in time view as at 28/02/2022.

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 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 28/02/2022.

Changes to legislation:

There are currently no known outstanding effects for the The Health Protection (Coronavirus, International Travel) Regulations (Northern Ireland) 2021.