

SCOTTISH STATUTORY INSTRUMENTS

2020 No. 103

**The Health Protection (Coronavirus) (Restrictions)
(Scotland) Regulations 2020 (revoked)**

[^{F1}PART 3A

[^{F2}Face coverings]

Textual Amendments

- F1** Pt. 3A inserted (22.6.2020) by [The Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 4\) Regulations 2020 \(S.S.I. 2020/182\)](#), regs. 1(3)(a), **2(6)** (with reg. 1(4)(a))
- F2** Pt. 3A heading substituted (10.7.2020) by [The Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 7\) Regulations 2020 \(S.S.I. 2020/210\)](#), regs. 1(2), **2(7)**

Requirement to wear a face covering on public transport

6A.—(1) Except to the extent that a defence would be available under regulation 8(4), no person may use a passenger transport service or passenger transport service premises without wearing a face covering.

(2) Paragraph (1) does not apply to the wearing of a face covering—

- (a) on a school transport service,
- (b) on a cruise ship,
- (c) by a child who is under the age of 5,
- (d) by a constable acting in the course of their duty,
- (e) by an emergency responder (other than a constable) acting in their capacity as an emergency responder,
- (f) by a person providing a passenger transport service, or an employee of that person, where there is a partition between the person or employee and members of the public,
- (g) by a person flying or otherwise operating a passenger transport service for the carriage of passengers by air,
- (h) on a ferry where—
 - (i) the ferry, or the part of the ferry which is open to members of the public, is entirely outdoors, or
 - (ii) a distance of [^{F3}at least] two metres can be maintained between any persons on the ferry or the part of the ferry which is open to members of the public.

^{F4}(3)

(4) For the purposes of paragraph (1)—

- (a) a person uses a passenger transport service when—

Status: Point in time view as at 31/08/2020.

Changes to legislation: There are currently no known outstanding effects for the The Health Protection (Coronavirus) (Restrictions) (Scotland) Regulations 2020 (revoked), PART 3A. (See end of Document for details)

- (i) they are—
 - (aa) boarding any mode of transport by means of which a passenger transport service is provided, or
 - (bb) on board any mode of transport, whether or not for the purposes of travel, by means of which a passenger transport service is provided, and
- (ii) that service is available for use by the public,
- (b) a person uses passenger transport service premises when—
 - (i) they are present at premises where a passenger transport service may provide, stop or terminate their service, and
 - (ii) those premises are available for use by the public.]

Textual Amendments

- F3** Words in reg. 6A(2)(h)(ii) inserted (10.7.2020) by [The Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 7\) Regulations 2020 \(S.S.I. 2020/210\)](#), regs. 1(2), **2(8)(a)**
- F4** Reg. 6A(3) omitted (10.7.2020) by virtue of [The Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 7\) Regulations 2020 \(S.S.I. 2020/210\)](#), regs. 1(2), **2(8)(b)**

[^{F5}Requirement to wear a face covering in certain indoor public places

6B.—(1) Except to the extent that a defence would be available under regulation 8(4), no person may enter or remain within a place mentioned in paragraph (2) without a face covering.

- (2) Those places are, where open to members of the public—
- (a) any building, room or other premises used for the retail sale or hire of goods or services, except—
 - (i) restaurants with table service, including restaurants and dining rooms in hotels or members' clubs,
 - (ii) cafes with table service, including workplace canteens,
 - (iii) bars, including bars in hotels or members' clubs,
 - (iv) public houses,
 - (b) aquariums, indoor zoos or visitor farms, and any other indoor tourist, heritage or cultural site,
 - (c) banks, building societies and credit unions,
 - (d) cinemas,
 - (e) community centres,
 - (f) crematoriums and funeral directors premises,
 - (g) libraries and public reading rooms,
 - (h) museums and galleries,
 - (i) places of worship,
 - (j) post offices,
 - (k) storage and distribution facilities, including collection and drop off points.
- [^{F6}(l) amusement arcades and other indoor leisure facilities,
- (m) bingo halls,

- (n) bowling alleys,
- (o) casinos,
- (p) indoor funfairs.]
- [^{F7}(q) indoor fitness studios, gyms, swimming pools or other indoor leisure centres,
- (r) indoor skating rinks.]
- (3) Paragraph (1) does not apply to the wearing of a face covering—
 - (a) by a child who is under the age of 5,
 - (b) by a constable acting in the course of their duty,
 - (c) by an emergency responder (other than a constable) acting in their capacity as an emergency responder,
 - (d) by a person responsible for a place mentioned in paragraph (2), an employee of that person or a volunteer at the place, where—
 - (i) there is a partition between the person, employee or volunteer and members of the public, or
 - (ii) a distance of at least two metres is maintained between the person, employee or volunteer and members of the public,
 - (e) in a place of worship, by a person leading an act of worship where—
 - (i) there is a partition between that person and any other person, or
 - (ii) a distance of at least two metres is maintained between that person and any other person,
 - (f) at a funeral, marriage ceremony or civil partnership registration, by a person leading the service, ceremony or registration where—
 - (i) there is a partition between that person and any other person, or
 - (ii) a distance of at least two metres is maintained between that person and any other person.
- (4) In this regulation, “a person responsible for a place mentioned in paragraph (2)” includes the owner, proprietor and manager of the place.]

Textual Amendments

- F5** Reg. 6B substituted (8.8.2020) by [The Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 10\) Regulations 2020 \(S.S.I. 2020/236\)](#), regs. 1, **2(3)**
- F6** Regs. 6B(2)(l)-(p) inserted (24.8.2020) by [The Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 12\) Regulations 2020 \(S.S.I. 2020/251\)](#), regs. 1, **2(4)**
- F7** Reg. 6B(2)(q)(r) inserted (28.8.2020) by [The Health Protection \(Coronavirus\) \(Restrictions\) \(Scotland\) Amendment \(No. 13\) Regulations 2020 \(S.S.I. 2020/261\)](#), regs. 1(2), **2(4)**

Status:

Point in time view as at 31/08/2020.

Changes to legislation:

There are currently no known outstanding effects for the The Health Protection (Coronavirus) (Restrictions) (Scotland) Regulations 2020 (revoked), PART 3A.