
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 136

**The Health Protection (Coronavirus) (Restrictions
and Requirements) (Local Levels) (Scotland)
Amendment (No. 17) Regulations 2021**

Amendment to schedule 5: Level 4 restrictions

5.—(1) Schedule 5 (Level 4 restrictions) is amended as follows.

(2) In paragraph 11(1)(a) (restriction on public gatherings indoors in Level 4 area), for “two” where the word first occurs⁽¹⁾, substitute “four”.

(3) In paragraph 12 (restrictions on public gatherings outdoors in a Level 4 area)—

(a) in sub-paragraph (1)—

(i) for head (a) substitute—

“(a) consists of no more than 4 persons from no more than two households,”

(ii) after head (a), insert—

“(b) consists of no more than 4 persons from no more than 4 households, who are all under 18 years of age, where at least one person in the gathering has attained 12 years of age,”

(iii) in head (d)—

(aa) after sub-head (xi) insert—

“(xii) organised exercise which—

(aa) is not a contact sport, or

(bb) is for persons under 12 years of age,”

(bb) for sub-head (xiii), substitute—

“(xiii) an organised activity, which is not a public procession, and which is for persons who are all under 18 years of age,”

(b) in sub-paragraph (3), for “sub-paragraph (1)(d)(xiii)”⁽²⁾ substitute “sub-paragraph (1)(d)(xii) and (xiii)”.

(4) In paragraph 13(1) (restriction on gatherings in private dwellings in a Level 4 area)—

(a) in head (a), for “two persons from different households”⁽³⁾ substitute “4 persons from no more than 2 households”,

(b) in head (b), insert before sub-head (ii)⁽⁴⁾—

(1) The word “two” was substituted by [S.S.I. 2021/1](#).

(2) Sub-paragraph (3) was amended by [S.S.I. 2000/347](#), [S.S.I. 2021/1](#) and [S.S.I. 2021/3](#).

(3) Head (a) was amended by [S.S.I. 2021/1](#).

(4) A sub-head (i) was revoked by [S.S.I. 2021/1](#).

- “(i) consists of no more than 4 persons from no more than 4 households, who are all under 18 years of age, where at least one person in the gathering has attained 12 years of age, or”.
- (5) In paragraph 16(2) (restrictions on entering Level 4 area: examples of reasonable excuse)—
- (a) after head (s) insert—
- “(sa) participate in or facilitate organised activity, sport or exercise which is for persons under 18 years of age,”
- (b) for head (t) substitute—
- “(t) undertake exercise or recreation—
- (i) outdoors,
- (ii) that starts and ends at the same place, which place must be—
- (aa) in the local government area in which the person lives, or
- (bb) within 5 miles of such local government area, and
- (iii) is either undertaken—
- (aa) alone,
- (bb) with members of the person’s household,
- (cc) in a gathering within the meaning of paragraph 12(1)(a), (b) or (c),
- (dd) in a gathering within the meaning of paragraph 12(1)(d)(xii) or (xiii),
- (ee) in a gathering within the meaning of paragraph 13(1)(a), or
- (ff) in a gathering within the meaning of paragraph 13(1)(b),”.
- (6) In paragraph 18(2) (requirement to stay at home in Level 4 areas: examples of reasonable excuse)—
- (a) after head (s) insert—
- “(sa) participate in or facilitate organised activity, sport or exercise which is for persons under 18 years of age,”
- (b) in head (t)—
- (i) in sub-head (iii)(cc), for “paragraph 12(1)(a) or (c)”⁽⁵⁾ substitute “paragraph 12(1)(a), (b) or (c)”
- (ii) omit sub-head (iii)(dd),
- (iii) in sub-head (iii)(ff), for “paragraph 13(1)(b)(ii)”⁽⁶⁾ substitute “paragraph 13(1)(b)(i) or (ii)”
- (c) after head (za)⁽⁷⁾ insert—
- “(zb) undertake activities for election purposes,
- (zc) observe an election, including observing voting, opening postal votes or counting votes in an election held in accordance with provision made by or under an Act, and where such observation is in accordance with provision made by or under an Act.”.

⁽⁵⁾ The reference to paragraph 12(1)(c) was substituted by [S.S.I. 2021/17](#).

⁽⁶⁾ The reference to paragraph 13(1)(b) was amended by [S.S.I. 2021/17](#).

⁽⁷⁾ Head (za) was inserted by [S.S.I. 2021/86](#).

Status: *This is the original version (as it was originally made). This item of legislation is currently only available in its original format.*
