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SCOTTISH STATUTORY INSTRUMENTS

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**2021 No. 166**

**The Health Protection (Coronavirus) (Restrictions  
and Requirements) (Local Levels) (Scotland)  
Amendment (No. 18) Regulations 2021**

**Amendment of schedule 5: Level 4 restrictions**

- 7.—(1) Schedule 5 (level 4 restrictions) is amended in accordance with paragraphs (2) to (6).
- (2) Omit paragraph 1A (requirement to close places of worship)(1).
- (3) In paragraph 11(1)(b) (restriction on public gatherings indoors), after sub-head (ii) insert—  
“(iii) subject to head (ca), attending a place of worship.”
- (4) In paragraph 12 (restriction on public gatherings outdoors)—
- (a) in sub-paragraph (1)(d)—
- (i) after sub-head (ii) insert—  
“(iii) subject to head (ea), attending a place of worship.”,
- (ii) after sub-head (xiii) insert—  
“(xiv) an organised picket.”,
- (b) after sub-paragraph (3) insert—  
“(4) For the purpose of sub-paragraph (1)(d)(xiv), a picket is “organised” if—
- (a) it is carried out in accordance with the Trade Union and Labour Relations (Consolidation) Act 1992, and
- (b) the organiser of the picket has taken such measures described in paragraph 8(1) (a) and (b) as are relevant taking into account any relevant guidance issued by the Scottish Ministers.”
- (5) In paragraph 16 (examples of reasonable excuse)(2)—
- (a) in sub-paragraph (2)—
- (i) in head (d), after “act of worship” insert “or attend the person’s usual place of worship”,
- (ii) after head (za) insert—  
“(zb) attend an organised picket.”,
- (b) in sub-paragraph (3)—
- (i) for “sub-paragraph (2)(t) exercise” substitute “sub-paragraph (2)(sa)(3), activity, sport or exercise”,
- (ii) in head (b), for “activity or exercise” substitute “activity, sport or exercise”,

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(1) Paragraph 1A was inserted by [S.S.I. 2021/3](#) and amended by [S.S.I. 2021/17](#) and [S.S.I. 2021/49](#).

(2) Paragraph 16 was inserted by [S.S.I. 2020/389](#) and amended by [S.S.I. 2021/1](#), [S.S.I. 2021/3](#), [S.S.I. 2021/49](#), [S.S.I. 2021/86](#), [S.S.I. 2021/117](#) and [S.S.I. 2021/136](#).

(3) Paragraph 16(2)(sa) was inserted by [S.S.I. 2021/136](#).

- (c) after sub-paragraph (3) insert—
  - “(4) For the purpose of sub-paragraph (2)(zb), a picket is “organised” if—
    - (a) it is carried out in accordance with the Trade Union and Labour Relations (Consolidation) Act 1992, and
    - (b) the organiser of the picket has taken such measures described in paragraph 8(1) (a) and (b) as are relevant taking into account any relevant guidance issued by the Scottish Ministers.”.
- (6) In paragraph 18 (examples of reasonable excuse)(4)—
  - (a) in sub-paragraph (2)—
    - (i) in head (d), after “an act of worship” insert “or attend a place of worship”,
    - (ii) after head (zc) insert—
      - “(zd) attend an organised picket.”,
  - (b) after sub-paragraph (2) insert—
    - “(3) For the purpose of sub-paragraph (2)(zd), a picket is “organised” if—
      - (a) it is carried out in accordance with the Trade Union and Labour Relations (Consolidation) Act 1992, and
      - (b) the organiser of the picket has taken such measures described in paragraph 8(1) (a) and (b) as are relevant taking into account any relevant guidance issued by the Scottish Ministers.”.

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(4) Paragraph 18 was inserted by [S.S.I. 2021/1](#) and amended by [S.S.I. 2021/3](#), [S.S.I. 2021/17](#), [S.S.I. 2021/86](#), [S.S.I. 2021/117](#) and [S.S.I. 2021/136](#).