
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 17

**The Health Protection (Coronavirus) (Restrictions
and Requirements) (Local Levels) (Scotland)
Amendment (No. 12) Regulations 2021**

Amendment to Level 4: restriction on consumption of alcohol in a public place outdoors

12. In schedule 5 (level 4 restrictions), after paragraph 18 (examples of reasonable excuse) insert—

“PART 5

Restriction on consumption of alcohol

Restriction on consumption of alcohol in a public place outdoors in a Level 4 area

19.—(1) A person must not consume alcohol in a public place outdoors located in a Level 4 area.

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

- (a) any liquid found in a container is presumed to conform to the description of the liquid on the container,
- (b) a container which is found to contain—
 - (i) no liquid, or
 - (ii) insufficient liquid to permit analysis

is presumed to have contained, at the time of any alleged breach of that restriction, liquid which conformed to the description of the liquid on the container.

(3) A person is not entitled to lead evidence for the purpose of rebutting a presumption mentioned in sub-paragraph (2) unless, not less than 7 days before the date of any trial in proceedings for an alleged offence for a breach of the restriction in sub-paragraph (1), that person has given notice to the prosecutor of an intention to do so.”.