
SCOTTISH STATUTORY INSTRUMENTS

2021 No. 209

**The Health Protection (Coronavirus) (Restrictions
and Requirements) (Local Levels) (Scotland)
Amendment (No. 23) Regulations 2021**

Amendment of regulation 2: interpretation

3.—(1) Regulation 2 (interpretation) is amended in accordance with this regulation.

(2) After the definitions of “Level 0 area”, “Level 1 area”, “Level 2 area”, “Level 3 area”, and “Level 4 area”, insert—

““live event” means an event or activity which brings individuals together for the purpose of community, culture, sport, recreation, entertainment, art or business but does not include—

- (a) an event or activity which relates to a funeral, marriage ceremony or civil partnership,
- (b) a mass participation event such as a marathon, triathlon, or moonwalk,
- (c) an event designated by the Scottish Ministers as a flagship event according to criteria, and in a list, published by the Scottish Ministers,
- (d) a showing in a cinema,
- (e) a drive-in event,
- (f) an organised picket,
- (g) a public or street market, or
- (h) an illuminated trail.”.

(3) After regulation 2(3)(1) (interpretation), insert—

“(4) For the purposes of these Regulations, a person is not to be considered, by virtue of only being present at the same premises, venue or other setting as another person, as either—

- (a) engaging in a form of social interaction with that other person, or
- (b) undertaking an activity with that other person.

(5) For the purpose of paragraph (1), a picket is “organised” if—

- (a) it is carried out in accordance with the Trade Union and Labour Relations (Consolidation) Act 1992⁽²⁾,
- (b) the organiser of the picket has taken such measures described in paragraph 3(1)(a) and (b) of schedule 1, paragraph 4(1)(a) and (b) of schedule 2 or paragraph 8(1) (a) and (b) of schedule 3 as are relevant taking into account any relevant guidance issued by the Scottish Ministers.”.

(1) Regulation 2(3) was inserted by [S.S.I. 2021/136](#).

(2) [1992 c.52](#).