

2021 No. 256

PUBLIC HEALTH

**The Health Protection (Coronavirus) (International Travel)
(Scotland) Amendment (No. 14) Regulations 2021**

Approved by the Scottish Parliament

Made - - - - at 1.37 p.m. on 1st July 2021

Laid before the Scottish Parliament at 4.00 p.m. on 1st July 2021

Coming into force - - at 4.00 a.m. on 5th July 2021

The Scottish Ministers make the following Regulations in exercise of the powers conferred by sections 94(1)(b)(i) and 122(2) of the Public Health etc. (Scotland) Act 2008^(a), and all other powers enabling them to do so.

In accordance with section 122(6) of that Act, the Scottish Ministers consider that these Regulations need to be made urgently, without a draft having been laid before, and approved by resolution of, the Scottish Parliament.

Citation and commencement

1. These Regulations may be cited as the Health Protection (Coronavirus) (International Travel) (Scotland) Amendment (No. 14) Regulations 2021 and come into force at 4.00 a.m. on 5 July 2021.

Amendment of the Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020

2. The Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020^(b) are amended in accordance with regulations 3 to 5.

Amendment of regulation 5C

3. After regulation 5C(1A)(e)(c) (testing following arrival in Scotland: general), insert—
“(f) paragraph 43 (essential workers for the Edinburgh International Festival).”.

Amendment of regulation 7

4. After regulation 7(2)(d)(d) (persons not required to comply with regulation 6), insert—

(a) 2008 asp 5.

(b) S.S.I. 2020/169, last amended by S.S.I. 2021/254.

(c) Regulation 5C was inserted by S.S.I. 2021/74 and was relevantly amended by S.S.I. 2021/208.

(d) Regulation 7(2) was relevantly amended by S.S.I. 2021/74.

“(c) 43.”.

Amendment of schedule 2

5. After paragraph 42 of schedule 2(a) (persons not required to comply with regulation 3, regulation 5A or regulations 5D to 6B), insert—

“43.—(1) A person who has been certified by the organiser of the Edinburgh International Festival as—

- (a) an EIF essential infrastructure worker, or
- (b) an EIF performing arts professional.

(2) In this paragraph—

“EIF essential infrastructure worker” means a person who is not habitually resident in the United Kingdom and who has travelled to the United Kingdom, after departing from or transiting through a non-exempt country or territory, for the purpose of carrying out essential work in relation to the construction, installation, deconstruction, removal or maintenance of infrastructure required for the running of a performing arts event at the Edinburgh International Festival,

“EIF performing arts professional” means a performing arts professional who is not habitually resident in the United Kingdom and who has travelled to the United Kingdom, after departing from or transiting through a non-exempt country or territory, for the purpose of participating in a performing arts event at the Edinburgh International Festival.

(3) A person (“P”) who is an EIF essential infrastructure worker or an EIF performing arts professional must, on request, provide to an immigration officer written evidence from the organiser of the Edinburgh International Festival of P’s status as such a worker or professional.”.

GEORGE ADAM

Authorised to sign by the Scottish Ministers

St Andrew’s House,
Edinburgh
At 1.37 p.m. on 1st July 2021

(a) Paragraph 42 of schedule 2 was inserted by S.S.I. 2020/444 and was omitted by S.S.I. 2021/21.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the Health Protection (Coronavirus) (International Travel) (Scotland) Regulations 2020 (the “International Travel Regulations”).

These Regulations amend the International Travel Regulations to make provision for certain persons carrying out work in connection with, or performing at, the Edinburgh International Festival. A person who is an essential infrastructure worker or a performing arts professional is required to comply with regulations 5D to 5J of the International Travel Regulations (testing following arrival in Scotland). However, such a person is not required to comply with regulation 6(2) of the International Travel Regulations (requirement to stay in specified premises) where that person is outside of the place where they are staying to travel directly to, from or attend the location of the essential work or performing arts event.

A Business and Regulatory Impact Assessment and an Equality Impact Assessment have been prepared. Copies may be obtained online at www.legislation.gov.uk.

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