
STATUTORY INSTRUMENTS

2020 No. 750

**The Health Protection (Coronavirus,
Restrictions) (England) (No. 3) Regulations 2020**

Directions relating to individual premises

4.—(1) Subject to regulation 2, a local authority may give a direction imposing prohibitions, requirements or restrictions in relation to the entry into, departure from, or location of persons in, specified premises in the local authority's area.

(2) A direction under paragraph (1) may be given only for the purposes of—

- (a) closing the premises,
- (b) restricting entry to the premises, or
- (c) securing restrictions in relation to the location of persons in the premises.

(3) A local authority may not give a direction under paragraph (1) in relation to—

- (a) any premises which forms part of essential infrastructure,
- (b) any premises consisting of vehicles, trains, vessels or aircraft used for public transport or the carriage or haulage of goods, or
- (c) a vessel not falling within paragraph (b), where the direction would be likely to have the effect of preventing a change-over of crew.

(4) Before giving a direction under paragraph (1), a local authority must have regard to the need to ensure that members of the public have access to essential public services and goods.

(5) A direction under paragraph (1) may only have the effect of imposing a prohibition, requirement or restriction on—

- (a) the owner or any occupier of premises to which the direction relates, and
- (b) any other person involved in managing entry into, or departure from, such premises or the location of persons in them.

(6) A direction under paragraph (1) may impose a prohibition, requirement or restriction by reference to, among other things—

- (a) the number of persons in the premises,
- (b) the purpose for which a person is in the premises, and
- (c) the facilities in the premises.

(7) A direction under paragraph (1) must—

- (a) state the date and time on which the prohibition, requirement or restriction comes into effect, and the date and time on which it will end, and
- (b) give details of the right of appeal to a magistrates' court, and the time within which such an appeal may be brought.

(8) Where a local authority gives a direction under paragraph (1) it must take reasonable steps to give advance notice of the direction to —

- (a) a person carrying on a business from the premises to which the direction relates, and

(b) if different, any person who owns or occupies the premises.

(9) A person on whom a direction under paragraph (1) imposes a prohibition, requirement or restriction may—

(a) appeal against the direction to a magistrates' court by way of complaint for an order and the Magistrates' Courts Act 1980⁽¹⁾ applies to the proceedings, and

(b) make representations to the Secretary of State about the direction.

(10) On an appeal against a direction under paragraph (1) in a case where the direction was made pursuant to a direction of the Secretary of State under regulation 3, a summons is to be issued to both the Secretary of State and the local authority.

⁽¹⁾ 1980 c. 43.