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STATUTORY INSTRUMENTS

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**2020 No. 824**

**The Health Protection (Coronavirus, Restrictions)  
(Leicester) (No. 2) Regulations 2020**

**Enforcement of requirement**

**8.—**(1) A relevant person may take such action as is necessary to enforce any requirement imposed by regulation 4, 5 or 7.

(2) A relevant person may give a prohibition notice to a person if the relevant person reasonably believes that—

- (a) the person is contravening a requirement in regulation 4, and
- (b) it is necessary and proportionate to give the prohibition notice for the purpose of preventing that person from continuing to contravene the requirement.

(3) Where a relevant person considers that a number of people are gathered together in contravention of regulation 5 or 7, the relevant person may—

- (a) direct the gathering to disperse,
- (b) direct any person in the gathering to return to the place where they are living, or
- (c) remove a person from the gathering.

(4) A relevant person exercising the power in paragraph (3)(c) to remove a person from a gathering may use reasonable force, if necessary, in exercise of the power.

(5) Where a person who is in a gathering in contravention of regulation 5 or 7 is a child accompanied by an individual who has responsibility for the child—

- (a) the relevant person may direct that individual to take the child to the place where the child is living, and
- (b) that individual must, so far as reasonably practicable, ensure that the child complies with any direction or instruction given by the relevant person to the child.

(6) Where a relevant person has reasonable grounds to believe that a child is repeatedly failing to comply with the restrictions in regulation 5 or 7, the relevant person may direct any individual who has responsibility for the child to secure, so far as reasonably practicable, that the child complies with that restriction.

(7) A relevant person may only exercise the power in paragraph (3), (5) or (6) if the relevant person considers that it is a necessary and proportionate means of ensuring compliance with the restriction in regulation 5 or 7.

(8) A relevant person exercising a power under paragraph (3), (5), or (6) may give the person concerned any reasonable instructions they consider to be necessary.

(9) For the purposes of this regulation—

- (a) an individual has responsibility for a child if the individual—
  - (i) has custody or charge of the child for the time being, or
  - (ii) has parental responsibility for the child;
- (b) a “relevant person” means—

- (i) a constable,
  - (ii) a police community support officer,
  - (iii) subject to paragraph (10), a person designated by a local authority for the purposes of this regulation, or
  - (iv) a person designated by the Secretary of State for the purposes of this regulation;
- (c) references to a requirement include references to a restriction.
- (10) A local authority may only designate a person for the purposes of this regulation in relation to a requirement in regulation 4.