

## WELSH STATUTORY INSTRUMENTS

# 2010 No. 1546

## The Health Protection (Notification) (Wales) Regulations 2010

### Duty to provide information to the proper officer [<sup>F1</sup>or Public Health Wales]

5.—(1) This regulation applies where a notification has been made by the operator of a diagnostic laboratory to the proper officer under regulation 4 [<sup>F2</sup>or Public Health Wales under regulations 4A, [<sup>F3</sup>4AB,] 4B, 4C and 4D].

(2) The proper officer may request that the person (R) who solicited the laboratory test which identified the causative agent to which the notification relates, provide to him or her the information listed at regulation 4(2) insofar as that information was not included in the notification.

[<sup>F4</sup>(2A) Public Health Wales may request that R provide to it the information listed at regulation 4A(3), [<sup>F5</sup>4AB(4),] 4B(2) or 4D(5) insofar as that information was not included in the notification.]

(3) R must provide the information requested under paragraph (2) [<sup>F6</sup>or (2A)] insofar as it is known to R.

(4) The information must be provided in writing within 3 days beginning with the day on which the request is made.

(5) Without prejudice to paragraph (4), if the proper officer [<sup>F7</sup>or Public Health Wales] considers the case to be urgent and informs R of this fact when making the request, the information must be provided orally as soon as reasonably practicable.

(6) In determining whether the case is urgent, the proper officer [<sup>F8</sup>or Public Health Wales] must have regard to—

- (a) the nature of the causative agent to which the notification relates;
- (b) the nature of the disease which the causative agent causes;
- (c) the ease of spread of the causative agent;
- (d) the ways in which the spread of the causative agent can be prevented or controlled; and
- (e) where known, the circumstances of the person from whom the sample was taken (including age, sex and occupation).

[<sup>F9</sup>(7) In this regulation, “causative agent” (“*cyfrwng achosol*”) and “Public Health Wales” (“*Iechyd Cyhoeddus Cymru*”) have the same meaning as in regulation 4(11).]

### Textual Amendments

**F1** Words in reg. 5 heading inserted (21.9.2021) by [The Health Protection \(Coronavirus, International Travel and Notification\) \(Wales\) \(Miscellaneous Amendments\) Regulations 2021 \(S.I. 2021/1063\)](#), regs. 1(3), **12(a)**

**F2** Words in reg. 5(1) inserted (21.9.2021) by [The Health Protection \(Coronavirus, International Travel and Notification\) \(Wales\) \(Miscellaneous Amendments\) Regulations 2021 \(S.I. 2021/1063\)](#), regs. 1(3), **12(b)**

- F3** Word in reg. 5(1) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, Restrictions, International Travel, Notification and Public Health Information to Travellers) (Wales) (Miscellaneous Amendments) Regulations 2021 (S.I. 2021/1212), regs. 1(2), **15(2)**
- F4** Reg. 5(2A) inserted (21.9.2021) by The Health Protection (Coronavirus, International Travel and Notification) (Wales) (Miscellaneous Amendments) Regulations 2021 (S.I. 2021/1063), regs. 1(3), **12(c)**
- F5** Word in reg. 5(2A) inserted (31.10.2021 at 4.00 a.m.) by The Health Protection (Coronavirus, Restrictions, International Travel, Notification and Public Health Information to Travellers) (Wales) (Miscellaneous Amendments) Regulations 2021 (S.I. 2021/1212), regs. 1(2), **15(3)**
- F6** Words in reg. 5(3) inserted (21.9.2021) by The Health Protection (Coronavirus, International Travel and Notification) (Wales) (Miscellaneous Amendments) Regulations 2021 (S.I. 2021/1063), regs. 1(3), **12(d)**
- F7** Words in reg. 5(5) inserted (21.9.2021) by The Health Protection (Coronavirus, International Travel and Notification) (Wales) (Miscellaneous Amendments) Regulations 2021 (S.I. 2021/1063), regs. 1(3), **12(e)**
- F8** Words in reg. 5(6) inserted (21.9.2021) by The Health Protection (Coronavirus, International Travel and Notification) (Wales) (Miscellaneous Amendments) Regulations 2021 (S.I. 2021/1063), regs. 1(3), **12(e)**
- F9** Reg. 5(7) substituted (21.9.2021) by The Health Protection (Coronavirus, International Travel and Notification) (Wales) (Miscellaneous Amendments) Regulations 2021 (S.I. 2021/1063), regs. 1(3), **12(f)**

**Changes to legislation:**

There are currently no known outstanding effects for the The Health Protection (Notification) (Wales) Regulations 2010, Section 5.