
EXPLANATORY NOTE

(This note is not part of the Regulations)

Part 2A of the Public Health (Control of Disease) Act 1984 enables the Welsh Ministers, by regulations, to make provision for the purpose of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection or contamination in Wales.

These Regulations are made in response to the serious and imminent threat to public health which is posed by the incidence and spread of severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2) in Wales.

These Regulations amend the Health Protection (Coronavirus Restrictions) (No. 5) (Wales) Regulations 2020 (S.I. 2020/1609 (W. 335)) (“the principal Regulations”) to—

- amend Schedule 2 (Alert Level 2 Restrictions) to the principal Regulations to remove all restrictions on outdoor gatherings and events;
- make amendments that are related to these changes, including amendments to regulation 37(2) of the principal Regulations (which relates to an offence of participating in a large gathering outdoors in a private dwelling);
- amend regulation 16ZA of the principal Regulations (specific measures applicable to licensed premises) so that the requirement to control entry to premises and for customers to be seated when ordering food or drink only applies to indoors parts of the premises.

The Welsh Ministers’ Code of Practice on the carrying out of Regulatory Impact Assessments was considered in relation to these Regulations. In accordance with the Code, a regulatory impact assessment as to the likely cost and benefit of complying with these Regulations has not been carried out, due to the need to put them in place urgently to ensure that the principal Regulations’ restrictions and requirements continue to be proportionate.