

NOTIFICATION LETTERS

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

Regulation 4 Letter – Direction Relating to Individual Premises

Email/Letter to be sent to

1. a person carrying on a business from the premises to which the direction relates
2. any person who owns or occupies the premises, if different from 1.
3. Any person specified by name in any prohibition, requirement or restriction

Dear Sirs

**NOTIFICATION OF DECISION OF STAFFORDSHIRE COUNTY COUNCIL TO GIVE A DIRECTION PURSUANT TO R.2 AND R.4 OF THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (ENGLAND) (NO.3) REGULATIONS 2020**

Re [INSERT DETAILS OF SPECIFIED PREMISES]

Staffordshire County Council (“the Council”), having regard to the advice of its Director of Public Health, considers that it is necessary to give a direction in relation to the above premises because:

- (1) There is a serious and imminent threat to public health to which the direction responds namely [INSERT];
- (2) The direction is necessary for the purpose of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection by coronavirus in the Staffordshire County Council area;
- (3) The prohibitions, requirements or restrictions imposed by the direction are a proportionate means of achieving that purpose.

In giving this direction the Council has had regard to the need to ensure that members of the public have access to essential public services and goods and is

NOTIFICATION LETTERS

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

satisfied that the public shall continue to have such access once the Direction comes into force.

In addition the Council has had due regard to its public sector equality duty under s.149 Equality Act 2010.

You are being notified of this direction as a person carrying on business from the premises to which the direction relates, and/or as a person who occupies the premises and/or as a person specified by name upon whom a prohibition, restriction or requirement has been imposed.

**Commencement:**

Date that prohibitions, requirements or restrictions will come into effect [DATE]

Time that prohibitions, requirements or restrictions will come into effect [TIME]

**Expiry**

Date that prohibitions, requirements or restrictions will end [DATE]

Time that prohibitions, requirements or restrictions will end [TIME]

**Review**

The Council is required to review this direction at least once every seven days to consider whether the conditions for the making of the direction under regulation 2(1) of the Health Protection (Coronavirus, Restrictions) (England) (No.3) Regulations 2020 continue to be met. If the Council considers, having had regard to any advice from its Director of Public Health, that one or more of the conditions are no longer satisfied it must by notice:-

- (a) revoke the direction without replacement, or
- (b) revoke the direction and replace it with a further direction under regulation 4(1), 5(1) or 6(1) in relation to which the Council considers that the conditions in regulation 2(1) are met.

## **Appeal/Representations to the Secretary of State**

If you are a person on whom this direction imposes a prohibition, requirement or restriction then you may:

- (1) Make representations to the Secretary of State about the direction by direct email directed to [directionnotification@dhsc.gov.uk](mailto:directionnotification@dhsc.gov.uk). You can find guidance about what information you must provide when making these representations in the Statutory Guidance on Health Protection which you can find [here](#) (website listed separately below):

<https://www.gov.uk/government/publications/local-authority-powers-to-impose-restrictions-under-coronavirus-regulations/local-authority-powers-to-impose-restrictions-health-protection-coronavirus-restrictions-england-no3-regulations-2020>

- (2) Appeal against the direction to a Magistrates Court by way of complaint which should be lodged as soon as possible and where possible within 7 days of receipt of this letter. You can find useful information set out within the statutory guidance and you can find contact details for your local court [here](#), (website and address listed below) but we would advise you to take legal advice on receipt of this direction.

<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service>

[INSERT ADDRESS OF LOCAL MAGISTRATES COURT]

You can find a list of solicitors in your area by accessing the Law Society's Find a Solicitor pages that you can find [here](#) (full website is <https://solicitors.lawsociety.org.uk/>) Their listed telephone number is 020 7320 5650.

**DETAILS OF DIRECTION IMPOSING PROHIBITIONS, REQUIREMENTS OR RESTRICTIONS IN RELATION TO THE ENTRY INTO, DEPARTURE FROM, OR LOCATION OF PERSONS IN THE SPECIFIED PREMISES – R.2 AND R.4 OF THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (ENGLAND) (NO.3) REGULATIONS 2020**

*DIRECTION CAN ONLY BE FOR THE PURPOSES OF:*

- *CLOSING THE PREMISES*
- *RESTRICTING ENTRY TO THE PREMISES*
- *SECURING RESTRICTIONS IN RELATION TO THE LOCATION OF THE PREMISES*

*DIRECTION 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.*

*DIRECTION 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.*

NOTIFICATION LETTERS

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

*DIRECTION CANNOT BE 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.*

*SEE THE EXAMPLES OF PREMISES WHICH WOULD FORM PART OF  
ESSENTIAL INFRASTRUCTURE SET OUT IN THE STATUTORY GUIDANCE.*

Regulation 5 Letter – Direction Relating to Events

Email/Letter to be sent to

1. the organiser of the event, and
2. if different, any person who owns or occupies the premises for the event.
3. Any person specified by name in any prohibition, requirement or restriction

Dear Sirs

**NOTIFICATION OF DECISION OF STAFFORDSHIRE COUNTY COUNCIL TO GIVE A DIRECTION PURSUANT TO R.2 AND R. 5 OF THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (ENGLAND) (NO.3) REGULATIONS 2020**

Re [INSERT DETAILS OF A SPECIFIED EVENT OR EVENTS OF A SPECIFIED DESCRIPTION]

Staffordshire County Council ('the Council'), having regard to the advice of its Director of Public Health, considers that it is necessary to give a direction in relation to the [event specified above / events of the description specified above]:

• *Delete as applicable*

- (1) There is a serious and imminent threat to public health to which the direction responds namely [INSERT];
- (2) The direction is necessary for the purpose of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection by coronavirus in the Staffordshire County Council area;
- (3) The prohibitions, requirements or restrictions imposed by the direction are a proportionate means of achieving that purpose.

NOTIFICATION LETTERS

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

In giving this direction the Council has had regard to the need to ensure that members of the public have access to essential public services and goods and is satisfied that the public shall continue to have such access once the Direction comes into force.

In addition the Council has had due regard to its public sector equality duty under s.149 Equality Act 2010.

You are being notified of this direction as the organiser of the event or events of the specified description, and/or a person who owns or occupies the premises for the event and/or as a person specified by name upon whom a prohibition, restriction or requirement has been imposed.

**Commencement:**

Date that prohibitions, requirements or restrictions will come into effect [DATE]

Time that prohibitions, requirements or restrictions will come into effect [TIME]

**Expiry**

Date that prohibitions, requirements or restrictions will end [DATE]

Time that prohibitions, requirements or restrictions will end [TIME]

**Review**

The Council is required to review this direction at least once every seven days to consider whether the conditions for the making of the direction under regulation 2(1) of the Health Protection (Coronavirus, Restrictions) (England) (No.3) Regulations 2020 continue to be met. If the Council considers, having had regard to any advice from its Director of Public Health, that one or more of the conditions are no longer satisfied it must by notice:-

- (a) revoke the direction without replacement, or
- (b) revoke the direction and replace it with a further direction under regulation 4(1), 5(1) or 6(1) in relation to which the Council considers that the conditions in regulation 2(1) are met.

## **Appeal/Representations to the Secretary of State**

If you are a person on whom this direction imposes a prohibition, requirement or restriction then you may:

- (1) Make representations to the Secretary of State about the direction by direct email directed to [directionnotification@dhsc.gov.uk](mailto:directionnotification@dhsc.gov.uk). You can find guidance about what information you must provide when making these representations in the Statutory Guidance on Health Protection which you can find [here](#) (website listed separately below):

<https://www.gov.uk/government/publications/local-authority-powers-to-impose-restrictions-under-coronavirus-regulations/local-authority-powers-to-impose-restrictions-health-protection-coronavirus-restrictions-england-no3-regulations-2020>

- (2) Appeal against the direction to a Magistrates Court by way of complaint which should be lodged as soon as possible and where possible within 7 days of receipt of this letter. You can find useful information set out within the statutory guidance and you can find contact details for your local court [here](#), (website and address listed below) but we would advise you to take legal advice on receipt of this direction.

<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service>

[INSERT ADDRESS OF LOCAL MAGISTRATES COURT]

You can find a list of solicitors in your area by accessing the Law Society's Find a Solicitor pages that you can find [here](#) (full website is <https://solicitors.lawsociety.org.uk/>) Their listed telephone number is 020 7320 5650.

<https://www.gov.uk/government/publications/local-authority-powers-to-impose-restrictions-under-coronavirus-regulations/local-authority-powers-to-impose-restrictions-health-protection-coronavirus-restrictions-england-no3-regulations-2020>



**DETAILS OF DIRECTION IMPOSING PROHIBITIONS, REQUIREMENTS OR RESTRICTIONS IN RELATION TO A SPECIFIED EVENT OR EVENTS OF A SPECIFIED DESCRIPTION – R.2 AND R.5 THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (ENGLAND) (NO.3) REGULATIONS 2020**

*DIRECTION MAY BE GIVEN IN RELATION TO (A) A SPECIFIED EVENT OR (B) EVENTS OF A SPECIFIED DESCRIPTION.*

*EVENTS MAY BE DESCRIBED:*

- *BY REFERENCE TO THE NUMBER OF PEOPLE ATTENDING THE EVENT*
- *BY REFERENCE TO A REQUIREMENT FOR MEDICAL OR EMERGENCY SERVICES TO ATTEND THE EVENT*
- *IN ANY OTHER WAY*

*DIRECTION MAY ONLY HAVE THE EFFECT OF IMPOSING A PROHIBITION, REQUIREMENT, OR RESTRICTION ON:*

- *(A) THE OWNER OR ANY OCCUPIER OF PREMISES FOR AN EVENT TO WHICH THE DIRECTION RELATES;*
- *(B) THE ORGANISER OF SUCH AN EVENT*
- *(C) ANY OTHER PERSON INVOLVED IN HOLDING SUCH AN EVENT WHO IS NOT SIMPLY ATTENDING THE EVENT*

*DIRECTION MAY AMONGST OTHER THINGS IMPOSE REQUIREMENTS ABOUT INFORMING PERSONS WHO MAY BE PLANNING TO ATTEND AN EVENT OF ANY PROHIBITIONS, REQUIREMENTS OR RESTRICTIONS IMPOSED IN RELATION TO THE HOLDING OF IT.*

NOTIFICATION LETTERS

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

Regulation 6 Letter – Direction Relating to Public Outdoor Places

Email/Letter to be sent to

1. Any person carrying on business from premises within a public outdoor place to which the direction relates
2. Any person who owns, occupies or is responsible for any land or premises in a public outdoor place to which the direction relates.
3. Any person specified by name in any prohibition, requirement or restriction

Dear Sirs

**NOTIFICATION OF DECISION OF STAFFORDSHIRE COUNTY COUNCIL TO GIVE A DIRECTION PURSUANT TO R.2 AND R.6 OF THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (ENGLAND) (NO.3) REGULATIONS 2020**

Re [SPECIFY THE PUBLIC OUTDOOR PLACE OR PLACES TO WHICH THE DIRECTION RELATES IN SUFFICIENT DETAIL TO ENABLE THE BOUNDARIES OF THE PLACE OR PLACES TO BE DETERMINED – CONSIDER ATTACHING A PLAN]

Staffordshire County Council (“the Council”), having regard to the advice of its Director of Public Health, considers that it is necessary to give a direction in relation to access to [the above specified public outdoor place in its area / public outdoor places in its area of the above specified description]•:

• *Delete as applicable*

- (1) There is a serious and imminent threat to public health to which the direction responds namely [INSERT];
- (2) The direction is necessary for the purpose of preventing, protecting against, controlling or providing a public health response to the incidence or spread of infection by coronavirus in the Staffordshire County Council area;

NOTIFICATION LETTERS

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

- (3) The prohibitions, requirements or restrictions imposed by the direction are a proportionate means of achieving that purpose.

In giving this direction the Council has had regard to the need to ensure that members of the public have access to essential public services and goods and is satisfied that the public shall continue to have such access once the Direction comes into force.

In addition the Council has had due regard to its public sector equality duty under s.149 Equality Act 2010.

You are being notified of this direction as a person carrying on business from premises within a public outdoor place to which this direction relates, and/or a person who owns, occupies or is responsible for any land or premises in a public outdoor place to which this direction relates and/or ad a person specified by name upon whom a prohibition, restriction or requirement has been imposed.

**Commencement:**

Date that prohibitions, requirements or restrictions will come into effect [DATE]

Time that prohibitions, requirements or restrictions will come into effect [TIME]

**Expiry**

Date that prohibitions, requirements or restrictions will end [DATE]

Time that prohibitions, requirements or restrictions will end [TIME]

**Review**

The Council is required to review this direction at least once every seven days to consider whether the conditions for the making of the direction under regulation 2(1) of the Health Protection (Coronavirus, Restrictions) (England) (No.3) Regulations 2020 continue to be met. If the Council considers, having had regard to any advice from its Director of Public Health, that one or more of the conditions are no longer satisfied it must by notice:-

NOTIFICATION LETTERS

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

- (a) revoke the direction without replacement, or
- (b) revoke the direction and replace it with a further direction under regulation 4(1), 5(1) or 6(1) in relation to which the Council considers that the conditions in regulation 2(1) are met.

### **Appeal/Representations to the Secretary of State**

If you are a person who owns, occupies or is responsible for land or premises in a public outdoor place to which this direction relates then you may:

- (1) Make representations to the Secretary of State about the direction by direct email directed to [directionnotification@dhsc.gov.uk](mailto:directionnotification@dhsc.gov.uk). You can find guidance about what information you must provide when making these representations in the Statutory Guidance on Health Protection which you can find [here](#) (website listed separately below):

<https://www.gov.uk/government/publications/local-authority-powers-to-impose-restrictions-under-coronavirus-regulations/local-authority-powers-to-impose-restrictions-health-protection-coronavirus-restrictions-england-no3-regulations-2020>

- (2) Appeal against the direction to a Magistrates Court by way of complaint which should be lodged as soon as possible and where possible within 7 days of receipt of this letter. You can find useful information set out within the statutory guidance and you can find contact details for your local court [here](#), (website and address listed below) but we would advise you to take legal advice on receipt of this direction.

<https://www.gov.uk/government/organisations/hm-courts-and-tribunals-service>

[INSERT ADDRESS OF LOCAL MAGISTRATES COURT]

NOTIFICATION LETTERS

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

You can find a list of solicitors in your area by accessing the Law Society's Find a Solicitor pages that you can find [here](#) (full website is <https://solicitors.lawsociety.org.uk/>) Their listed telephone number is 020 7320 5650.

- (1) Make representations to the Secretary of State about the direction by direct email directed to [directionnotification@dhsc.gov.uk](mailto:directionnotification@dhsc.gov.uk). You can find guidance about what information you must provide when making these representations in the Statutory Guidance on Health Protection which you can find [here](#) (website listed separately below):

<https://www.gov.uk/government/publications/local-authority-powers-to-impose-restrictions-under-coronavirus-regulations/local-authority-powers-to-impose-restrictions-health-protection-coronavirus-restrictions-england-no3-regulations-2020>

- (2) Appeal against the direction to a Magistrates Court by way of complaint which should be lodged as soon as possible and where possible within 7 days of receipt of this letter. You can find useful information set out within the statutory guidance and you can find contact details for your local court [here](#) (address listed below) but we would advise you to take legal advice on receipt of this direction.

[INSERT ADDRESS OF LOCAL MAGISTRATES COURT]

You can find a list of solicitors in your area by accessing the Law Society's Find a Solicitor pages that you can find [here](#). Their listed telephone number is 020 7320 5650.

**DETAILS OF DIRECTION IMPOSING PROHIBITIONS, REQUIREMENTS OR RESTRICTIONS IN RELATION TO ACCESS TO A SPECIFIED PUBLIC OUTDOOR PLACE OR PUBLIC OUTDOOR PLACES IN THE COUNCIL AREA OF A SPECIFIED DESCRIPTION – R.2 AND R.6 OF THE HEALTH PROTECTION (CORONAVIRUS, RESTRICTIONS) (ENGLAND) (NO.3) REGULATIONS 2020**

*DIRECTION MAY BE GIVEN IN RELATION TO (A) A SPECIFIED PUBLIC OUTDOOR PLACE OR (B) PUBLIC OUTDOOR PLACES IN THE COUNCIL AREA OF A SPECIFIED DESCRIPTION*

*THE SPECIFIED PUBLIC OUTDOOR PLACE OR PLACES TO WHICH THE DIRECTION RELATES MUST BE DESCRIBED IN SUFFICIENT DETAIL TO ENABLE THE BOUNDARIES OF THE PLACE OR PLACES TO BE DETERMINED*

*WITHOUT THE AGREEMENT OF THE APPROPRIATE AUTHORITY, THE COUNCIL MAY NOT GIVE A DIRECTION UNDER REGULATION 6(1) IN RELATION TO A PUBLIC OUTDOOR PLACE WHICH FORMS PART OF CROWN LAND AND INCLUDES PROPERTY TO WHICH SECTION 73 OF THE PUBLIC HEALTH (CONTROL OF DISEASE) ACT 1984 (CROWN PROPERTY) APPLIES.*