

Government Response: The Health Protection (Coronavirus, Public Health Information for Persons Travelling to Wales etc.) (Amendment) Regulations 2020

Technical Scrutiny

1. Standing Order 21.2 (v) – that for any particular reason its form or meaning needs further explanation.

The Committee has noted that new regulation 3(2)(d) requires an operator to request that the relevant information is passed on to any person on whose behalf a booking is being made, or check-in being carried out and highlighted that and consider it is unclear whether that request should be in writing or if it can be made orally. It is noted that this is in contrast to new regulation 3A(5), which is inserted by regulation 2(4). New regulation 3A(5) states when another person makes a booking on an international passenger service on behalf of another passenger, the regulation is complied with if that person is provided with the relevant information between 24 and 48 hours prior to scheduled departure, along with a written request that they provide that information to the passenger.

Regulation 3(2)(d) does not specify that the request has to be in writing, it is therefore at the discretion of the operator how the request is made. Where a request is required to be made in writing, this is specified in the relevant provision, as in new regulation 3A(5).

Although the request to pass on the information at booking and check-in is not required to be made in writing pursuant new regulation 3(2)(d), operators are able to make the request in writing should they wish to do so.

We will consider if new regulation 3(2)(d) should be amended so that the request made at booking and check-in is also required to be made in writing.