

Norfolk County Council Trading Standards Service

Designations under Coronavirus legislation

Norfolk County Council has authorised its Trading Standards enforcement staff¹ to enforce the local authority enforced measures within the Coronavirus legislation, and it has designated those staff for the purposes of exercising powers and issuing notices. The Head of Trading Standards has made designations in the following terms:

Designation made on 15 April 2020

I hereby make the following local authority designations in exercise of the powers conferred on Norfolk County Council by Regulation 8(12)(a)(iii) and 8(13), and Regulation 10(11)(a)(iv) and 10(12) of the Health Protection (Coronavirus, Restrictions) (England) Regulations 2020 (“the Regulations”) and delegated to me by virtue of the Norfolk County Council Constitution.

1. An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 8 as a relevant person and as such is able to issue a prohibition notice to a person in accordance with Regulation 8(2).
2. An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 10 as an authorised person and as such is able to issue a fixed penalty notice in accordance with Regulation 10(1).

Designation made on 20 July 2020

I hereby make the following local authority designations in exercise of the powers conferred on Norfolk County Council by Regulation 12(9)(b) and Regulation 14(12)(a) of the Health Protection (Coronavirus, Restrictions) (England) (No. 3) Regulations 2020 (“the Regulations”) and delegated to me by virtue of the Norfolk County Council Constitution.

1. An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 12 as a ‘local authority designated officer’ and as such is able to exercise the powers of enforcement provided by
 - Regulation 12(1) (take such action as is necessary to enforce a direction under Regulation 4(1), 5(1) or 6(1))

¹ The Trading Standards enforcement staff appointed and authorised by Norfolk County Council to enforce Coronavirus legislation are (a) Trading Standards Officers, (b) Lead Trading Standards Officers, (c) Section Managers and (d) Head of Trading Standards

- Regulation 12(2) (issue a prohibition notice in respect of contraventions of Regulation 4(1) or 5(1).
2. An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 14 as an ‘authorised person’ and as such is able to issue a fixed penalty notice in accordance with Regulation 14(1) and in respect of an offence under:
- Regulation 13(1)(a), (b) or (c), or
 - Regulation 13(1)(d) in a case where a person obstructed a local authority designated officer

Designation made on 2 October 2020

I hereby make the following local authority designations in exercise of powers conferred on Norfolk County Council and delegated to me by virtue of the Norfolk County Council Constitution.

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

I make the following designations under Regulation 7(10)(b)(iii) and Regulation 9(13)(a)(iv):

1. Under Regulation 7(10)(b)(iii), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 7 as a relevant person and, as such, may:
 - a. take such action as is necessary to enforce any requirement in Regulation 4, 4A or 4B.
 - b. issue a prohibition notice under Regulation 7(2) in relation to any requirement in Regulation 4, 4A or 4B.
2. Under Regulation 9(13)(a)(iv), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 9 as an authorised person and, as such, may issue a fixed penalty notice under Regulation 9(1) where the alleged offence relates to the contravention of a requirement or restriction in Regulation 4, 4A or 4B or the obstruction of a person carrying out a function under Regulation 7.

The Health Protection (Coronavirus, Collection of Contact Details etc and Related Requirements) Regulations 2020

I make the following designation under Regulation 18(11)(a)(iv).

An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 18 as an authorised person and, as such, may issue a fixed penalty notice under Regulation 18(1).

The Health Protection (Coronavirus, Restrictions) (Obligations of Undertakings) (England) Regulations 2020

I make the following designation under Regulation 4(12)(a)(iv).

An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 4 as an authorised person and, as such, may issue a fixed penalty notice under Regulation 4(1).

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

I make the following designations under Regulation 12(9)(b) and Regulation 14(12)(a).

1. An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 12 as a local authority designated officer and, as such, may
 - a. take such action as is necessary to enforce a direction under Regulation 4(1), 5(1) or 6(1).
 - b. issue a prohibition notice under Regulation 12(2) in relation to a contravention of a direction under Regulation 4(1) or 5(1).
2. An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 14 as an authorised person and as such may issue a fixed penalty notice in accordance with Regulation 14(1) in relation to an offence under Regulation 13(1)(a), (b) or (c), or an offence under Regulation 13(1)(d) where the person obstructed is a local authority designated officer.

Designation made on 14 October 2020

I hereby make the following local authority designations in exercise of powers conferred on Norfolk County Council and delegated to me by virtue of the Norfolk County Council Constitution.

The Health Protection (Coronavirus, Local COVID-19 Alert Level) (Medium) (England) Regulations 2020

I make the following designations under Regulation 4(9)(b)(iii) and Regulation 6(16)(a)(iv):

1. Under Regulation 4(9)(b)(iii), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 4 as a relevant person and, as such, may:
 - a. take such action as is necessary to enforce any Tier 1 restriction imposed by Part 2 or 3 of Schedule 1.

- b. issue a prohibition notice under Regulation 4(2) in relation to any Tier 1 restriction imposed by Part 2 or 3 of Schedule 1.
2. Under Regulation 6(16)(a)(iv), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 6 as an authorised person and, as such, may issue a fixed penalty notice under Regulation 6(1) where the alleged offence relates to the contravention of a Tier 1 restriction imposed by Part 2 or 3 of Schedule 1 or the obstruction of a person carrying out a function under Regulation 4.

The Health Protection (Coronavirus, Local COVID-19 Alert Level) (High) (England) Regulations 2020

I make the following designations under Regulation 4(9)(b)(iii) and Regulation 6(16)(a)(iv):

1. Under Regulation 4(9)(b)(iii), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 4 as a relevant person and, as such, may:
 - a. take such action as is necessary to enforce any Tier 2 restriction imposed by Part 2 or 3 of Schedule 1.
 - b. issue a prohibition notice under Regulation 4(2) in relation to any Tier 2 restriction imposed by Part 2 or 3 of Schedule 1.
2. Under Regulation 6(16)(a)(iv), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 6 as an authorised person and, as such, may issue a fixed penalty notice under Regulation 6(1) where the alleged offence relates to the contravention of a Tier 2 restriction imposed by Part 2 or 3 of Schedule 1 or the obstruction of a person carrying out a function under Regulation 4.

The Health Protection (Coronavirus, Local COVID-19 Alert Level) (Very High) (England) Regulations 2020

I make the following designations under Regulation 4(9)(b)(iii) and Regulation 6(16)(a)(iv):

1. Under Regulation 4(9)(b)(iii), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 4 as a relevant person and, as such, may:
 - a. take such action as is necessary to enforce any Tier 3 restriction imposed by Part 2 of Schedule 1.
 - b. issue a prohibition notice under Regulation 4(2) in relation to any Tier 3 restriction imposed by Part 2 of Schedule 1.
2. Under Regulation 6(16)(a)(iv), an officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 6 as an authorised person and, as such, may issue a fixed penalty

notice under Regulation 6(1) where the alleged offence relates to the contravention of a Tier 3 restriction imposed by Part 2 of Schedule 1 or the obstruction of a person carrying out a function under Regulation 4.

Designation made on 15 December 2021

I hereby make the following local authority designations in exercise of the powers conferred on Norfolk County Council by Regulation 11(9)(e), 11(11)(a) and 11(11)(b) of the Health Protection (Coronavirus, Wearing of Face Coverings) (England) Regulations 2021 (“the Regulations”) and delegated to me by virtue of the Norfolk County Council Constitution.

1. An officer appointed and authorised by Norfolk County Council to enforce the Regulations is designated for the purposes of Regulation 11 as an authorised person and as such is able to issue a fixed penalty notice to a person in accordance with Regulation 11(1).

Transitional designation provisions for additional health protection legislation

A designation made under the aforementioned legislation is to be treated as if it had been made for health protection legislation in which relevant transitional and savings provisions are afforded in law, as indicated below. In these cases, separate designations are not required to be specifically made by the Head of Trading Standards.

Any health protection legislation without transitional arrangements for designations will have a new designation made by the Head of Trading Standards.

The Health Protection (Coronavirus, Restrictions) (England) No.4) Regulations 2020 No.1200

Regulation 26 - Transitional provisions

A designation made, or treated as made, in exercise of the powers conferred by the following provisions is to be treated as if it had been made in exercise of the powers conferred by regulations 19(11)(b), 21(3)(b), 21(16)(a) or 22 (as appropriate) of these Regulations –

- Regulation 4(9)(b), 6(3)(b), 6(16) or 7 of the Health Protection (Coronavirus, Local COVID-19 Alert Level) (Medium) Regulations 2020
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- Regulation 4((9)(b), 6(3)(b), 6(16) or 7 of the Health Protection (Coronavirus, Local COVID-19 Alert Level (Very High) Regulations 2020

The Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 No. 1374

Schedule 5, part 2 - Transitional and savings provisions, paragraph 5(1)

A designation made, or treated as made, in exercise of the powers conferred by the following provisions is to be treated as if it had been made in exercise of the powers

conferred by regulations (9)(b), 11(3)(b), 11(9)(a) or 13, as appropriate of these Regulations –

- Regulation 4(9)(b), 6(3)(b), 6(16) or 7 of the Health Protection (Coronavirus, COVID-19 Alert Level) (Medium) (England) Regulations 2020
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- Regulation 4(9)(b), 6(3)(b), 6(16) or 7 of the Health Protection (Coronavirus, COVID-19 Alert Level) (Very High) (England) Regulations 2020
- Regulation 19(11)(b), 21(3)(b), 21(3)(b), 21(16)(a) or 22 of the Health Protection (Coronavirus, Restrictions) (England) (No.4) Regulations 2020

The Health protection (Coronavirus, Restrictions) (Self-Isolation) (England) Regulations 2020 No.1045

Regulation 17 – Designations

A designation made, or treated as made, in exercise of the powers conferred by regulation 11(9)(a) of the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 (“the principal Regulations”) is to be treated as a designation of a person as an authorised person for the purposes of regulation 12 of these Regulations.

A designation made, or treated as made, in exercise of the powers conferred by regulation 11(3)(b) of the Principal Regulations is to be treated as a designation of a person as a designated officer for the purposes of regulation 12 of these Regulations

The Health Protection (Coronavirus, Restrictions) (Local Authority Enforcement Powers and Amendment) (England) Regulations 2020 2020/1375

Regulation 10, Continuity of designations

A designation made, or treated as made, in exercise of the powers conferred by the following provisions is to be treated as if it had been made in exercise of the powers conferred by regulations 3, 4, 5, 7 or 8, as appropriate, of these Regulations –

- Regulation 9(9)(b), 11(3)(b), 11(9)(a) or 13, as appropriate, of the All Tiers Regulations
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- Regulation 8(1) of the Obligations of Undertakings Regulations
- Regulation (18(11) of the Collection of Contact Details Regulations
- Regulation 12(12) of the Self-Isolation Regulations

The Health Protection (Coronavirus, Restrictions) (Steps) (England) Regulations 2021 2021 No. 364

Regulation 23, consequential and other amendments and transitional and savings provisions

A designation made, or treated as made in exercise of the powers conferred by regulations 9(9)(b), 11(3)(b), 11(9)(a) or 13, as appropriate of the Health Protection (Coronavirus, Restrictions) (All Tiers) (England) Regulations 2020 is to be treated as if it had been made in exercise of the powers conferred by regulations 10(13)(b), 12(3)(b), 12(9)(a) or 18, as appropriate, of these Regulations.

The Health Protection (Coronavirus, Restrictions) (Entry to Venues and Events) (England) Regulations 2021 No. 1416

Regulation 18, Designations

A designation made, or treated as made, in exercise of the powers conferred by the following provisions is to be treated as if it is still in force, and as if it had been made in exercise of the powers conferred by regulations 11(1), 12(1), 13(1), 14(1) or 17(12)(a), as appropriate, of these Regulations –

- Regulation 3, 4 or 5 of the Health Protection (Coronavirus, Restrictions) (Local Authority Enforcement Powers and Amendment) (England) Regulations 2020
- Regulations 10(13)(b), 12(3)(b), 12(9)(a) or 18, as appropriate, of the Health Protection (Coronavirus, Restrictions) (Steps) (England) Regulations 2021.