



STATUTORY INSTRUMENTS.

S.I. No. 536 of 2020

HEALTH ACT 1947 (FIXED PAYMENT NOTICE AND DWELLING
EVENT PROVISIONS) (COVID-19) REGULATIONS 2020

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HEALTH ACT 1947 (FIXED PAYMENT NOTICE AND DWELLING
EVENT PROVISIONS) (COVID-19) REGULATIONS 2020

I, STEPHEN DONNELLY, Minister for Health, in exercise of the powers conferred on me by sections 5, 31A and 31C (inserted by section 4 of the Health (Amendment) Act 2020 (No. 19 of 2020)) of the Health Act 1947 (No. 28 of 1947) -

- (a) having regard to the immediate, exceptional and manifest risk posed to human life and public health by the spread of Covid-19, and to the matters specified in section 31A(2) of that Act,
- (b) as regards Regulation 3, having regard also to the matters specified in section 31A(6C)(b) of that Act,
- (c) as regards Regulation 4, having regard also to the matters specified in section 31A(6D)(b) of that Act, and
- (d) having consulted with the Minister for Justice,

hereby make the following regulations:

1. (1) These Regulations may be cited as the Health Act 1947 (Fixed Payment Notice and Dwelling Event Provisions) (Covid-19) Regulations 2020.

(2) These Regulations shall come into operation on the 22nd day of November 2020.

2. In these Regulations, “Act of 1947” means the Health Act 1947 (No. 28 of 1947).

3. The provisions specified in column (2) of Schedule 1, each of which is a penal provision for the purposes of section 31A of the Act of 1947, are prescribed to be fixed penalty provisions and the amount specified in column (3) of that Schedule, opposite a fixed penalty provision, is prescribed as the fixed payment in respect of the fixed penalty provision concerned.

4. Regulations 6(1) and 7A(1) of the Health Act 1947 (Section 31A - Temporary Restrictions) (Covid-19) (No. 8) Regulations 2020 (S.I. No. 448 of 2020), being penal provisions for the purposes of section 31A of the Act of 1947, are prescribed to be dwelling event provisions.

5. The form set out in Schedule 2 is prescribed for the purposes of sections 31A(6C)(c) and 31C(1) of the Act of 1947.

*Notice of the making of this Statutory Instrument was published in
“Iris Oifigiúil” of 24th November, 2020.*

Schedule 1

Regulation 3

Column 1	Column 2	Column 3
Paragraph	Fixed penalty provision	Fixed payment
1.	Regulation 7(4) of the Health Act 1947 (Section 31A - Temporary Restrictions) (Covid-19) (Face Coverings on Public Transport) Regulations 2020 (S.I. No. 244 of 2020)	€80
2.	Regulation 4(1) of the Health Act 1947 (Section 31A - Temporary Restrictions) (Covid-19) (Face Coverings in Certain Premises and Businesses) Regulations 2020 (S.I. No. 296 of 2020)	€80
3.	Regulation 5(1) of the Health Act 1947 (Section 31A - Temporary Restrictions) (Covid-19) (No. 8) Regulations 2020 (S.I. No. 448 of 2020)	€100
4.	Regulation 7A(1) of the Health Act 1947 (Section 31A - Temporary Restrictions) (Covid-19) (No. 8) Regulations 2020 (S.I. No. 448 of 2020)	€150
5.	Regulation 6(1) of the Health Act 1947 (Section 31A - Temporary Restrictions) (Covid-19) (No. 8) Regulations 2020 (S.I. No. 448 of 2020)	€500
6.	Regulation 8(1) of the Health Act 1947 (Section 31A - Temporary Restrictions) (Covid-19) (No. 8) Regulations 2020 (S.I. No. 448 of 2020)	€500

Schedule 2

Regulation 5

Fixed Penalty Provision Office

Notice under section Section 31A and 31C of the Health Act 1947



An Garda Síochána

Fixed Charge Processing Office
Parnell Street
Thurles
County Tipperary

Telephone Enquiries: 1890 30 40 60
Outside Ireland: +353 504 59800
Email Enquiries: npo@garda.ie
Website: www.garda.ie/FCN

Date of Notice: Day 28:
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Reference Number

<p>Alleged Offence</p> <p>It is alleged that you have committed an offence (specify offence) on (insert date) at (insert time) at (insert location).</p>
<p>Payment of Fixed Payment</p> <p>1. In respect of the offence alleged in this notice, you may, during the period of 28 days, beginning on the date of this notice, pay a fixed payment of € (insert amount).</p> <p>2. A payment of a fixed payment under this notice must be accompanied by all of this notice, if payment is made in person or by post, or by quoting the reference number mentioned on it, if payment is allowed otherwise below, and in the manner stated below.</p> <p>3. You will not be prosecuted -</p> <p>(a) during the period of 28 days from the date of this notice, or</p> <p>(b) at all, if the correct payment, in accordance with this notice, during that period, is made in respect of the offence specified in this notice.</p> <p>4. You are not obliged to make the payment specified in this notice. However, you will be prosecuted for the alleged offence if you do not make payment as mentioned above.</p> <p>5. Refund of a payment made pursuant to this notice will not be made in any circumstance. You are entitled to disregard this notice and defend the prosecution of the alleged offence in court.</p>

<p>NOTE: Complete the section below if you are paying the fixed payment. Do not detach it from this notice.</p>	
<p>Manner of Payment</p> <p>A payment of a fixed payment under this notice <u>must</u> be accompanied by all of this notice.</p>	
<p>IN PERSON You can pay by cheque, postal money order, bank draft (made payable to An Post), cash or credit card at any Post Office displaying this logo an post</p>	
<p>BY POST You should allow a minimum of 5 working days for payment by post to be received in time. You can pay by cheque (only one cheque for full amount per payment is accepted), postal money order, bank draft (made payable to 'Member in Charge') or credit card (by filling out details below on the Card Payment Section) and posting to An Garda Síochána, PO Box 55, Kilrush, Co. Clare. (IT IS INADVISABLE TO SEND CASH BY POST)</p>	
<p>BY TELEPHONE You can pay by credit card by telephoning 1890 304 060 Monday to Friday 9am - 5pm and selecting option 2 (payment).</p>	
<p>ONLINE You can pay using the An Post Online service at gardapayments.anpost.ie</p>	
<p>CARD PAYMENT SECTION</p>	
<p>Card Type (tick 1) <input type="checkbox"/> Visa Credit <input type="checkbox"/> Mastercard <input type="checkbox"/> Visa Debit <small>Irish Banks Only</small></p>	
<p>Card Number: <input type="text"/> <input type="text"/></p>	
<p>Payment Amount: € _____ . _____</p>	<p>Expiry Date: ____ / ____</p>
<p>Cardholder Signature: _____</p>	

Cion Forála Pionóis Sheasta

Fógra faoi alt 31A agus 31C den
Acht Sláinte 1947

**An Garda Síochána**

An Oifig Próiseála Muirear Seasta
Sráid Parnell
Durlas
Co Thiobraid Árann

Fiosruithe Teileafón: 1890 30 40 60
Lasnuigh d'Éireann: +353 504 59800
Fiosruithe Ríomhphoist: npo@garda.ie
Láithreán Gréasáin: www.garda.ie/FCN

Dáta an Fhógra:
Lá 28:

Uimhir Thagartha

Cion Liamhnaithe

Líomhnaithear go ndearna tú cion (sonraigh an cion) ar an (sonraigh an dáta) ar (sonraigh an t-am) i (sonraigh an áit).

Fógra Íocaíochta Seasta a íoc

- Maidir leis an gcion a líomhnaithear san fhógra seo, is féidir íocaíocht seasta € (cuir isteach an méid) a íoc le linn na tréimhse 28 lá ag tosú ar dháta an fhógra seo.
- Ní mór an fógra seo ina iomláine a chur le haon íocaíocht seasta a dhéantar faoin bhfógra seo má tá an íocaíocht á déanamh i bpearsa nó tríd an bpost, nó i gcás go gceadaítear an modh íocaíochta thíosluaite, ní mór an uimhir thagartha a luaitear ar an bhfógra íocaíochta seasta seo a lua.
- Ní ionchúiseofar tú
 - le linn na tréimhse 28 lá ó dháta an fhógra seo, nó
 - ar chor ar bith más rud é go ndéanfar an íocaíocht iomchuí, de réir an fhógra seo, i leith an chiona a shonraítear san fhógra seo le linn na tréimhse sin.
- Níl aon oibleagáid ort an íocaíocht a shonraítear san fhógra seo a dhéanamh. Ionchúiseofar tú i leith an chiona líomhnaithe, áfach, mura ndéanann tú an íocaíocht mar a leagtar amach thuas é.
- Ní aisiocfar aon íocaíocht a dhéantar de bhun an fhógra seo i gcúinse ar bith. Tá sé de cheart agat neamhshuim a dhéanamh den fhógra seo agus ionchúiseamh an chiona líomhnaithe a chosaint sa chúirt.

NOTÁ: Comhlánaigh an chuid thíos má tá tú chun an íocaíocht seasta a íoc. Ná scoith í den fhógra seo.

**An Modh Íocaíochta**

Ní mór an fógra seo ina iomláine a bheith ag gabháil le híocaíocht sheasta faoin bhfógra seo.

GO PEARSANTA

Is féidir leat íoc le seic, le hordú airgid poist, le dréacht bainc (iníochta le 'An Post'), le hairgead nó le cárta creidmheasa ag Oifig Poist ar bith a bhfuil an lógó seo **an post**

TRÍD AN bPOST

Chun go bhfaighfeair í in am, ba chóir íocaíocht tríd an bpost a sheoladh ar a laghad 5 lá oibre roimh ré. Is féidir íoc le seic (ní ghlactar ach le haon seic amháin don mhéid iomlán in aghaidh na híocaíochta), le hordú airgid poist, le dréacht bainc (iníochta le 'An Comhalta i gCeannas') nó le cárta creidmheasa (trí na sonraí thíos a líonadh isteach i gCuid na híocaíochta Cárta) agus é a chur sa phost chuig An Garda Síochána, Bosca Poist 55, Cill Rois, Co. an Chláir. (NÍ MHOLTAR AIRGEAD TÍRIM A SHEOLADH TRÍD AN bPOST)

TEILEAFÓN

Is féidir leat íoc le cárta creidmheasa trí glaoch a chur ar 1890 304 060 Luan go hAoine 9 r.n. go dtí 5 i.n.

AR LINE

Is féidir leat íoc ach leas a bhaint as Seirbhís ar Líne An Post ag gardapayments.anpost.ie

CUID NA hÍOCAÍOCHTA CÁRTA

An Cineál Cárta
(ticeáil ceann amháin)

Visa Credit

Mastercard

Visa Debit

Bainc Éireannacha amháin

Uimhir an Chárta:

Méid na híocaíochta: € _____ . _____

Dáta Éaga: ____ / ____

Síniú Shealbhóir an Chárta: _____



GIVEN under my Official Seal,
21 November, 2020.

STEPHEN DONNELLY,
Minister for Health.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations provide for certain penal provisions in Regulations made under Section 31A of the Health Act 1947 to be fixed penalty and/or dwelling event provisions.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ó
FOILSEACHÁIN RIALTAIS,
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2,
D02 DR67.

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