

Message

**From:** psmatthancock [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=8DDDC7F87798480280E3A7AA57CB8D62-PSMATTHANCO]  
**Sent:** 07/02/2021 23:37:35  
**To:** **NR** [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=f7e8f1d7f3c445bcb6a4cd14616029cf-RFord2]; psmatthancock [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8dddc7f87798480280e3a7aa57cb8d62-psmatthanco]  
**CC:** Dunn, Shona [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=433158d21f2e4120b8c79458bfb919fa-SDunn]; Pennells, Rose [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=bf7666766ff54af989d707a2d6dc8c7c-PPennells]; Gummer, Lizzy [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=13dcb94b37304454af4139a2235f1f2f-LGummer]; Vereker, Andrew [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=224f2a3e8f1e414ba918f6450c3cb5ac-AVereker]; Driver, Mike [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2a27e04201a743d6abb6481b635c1e43-MDriver3]; Messenger, Gordon [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=464a80e6ca894ac18e3e17b573d025e2-GMessenger]; Swinson, Clara [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2c57f68b7aca4c7696d33cdcb66b1d40-CSwinson]; Lamberti, David [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=8462cb6e65b34a9ab206a47f250a17ea-DLamberti]; DL - Private Office Submissions Copy List [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=3db9650054a04b14a0f46f967d348015-DL - Privat]; Senior Copylist [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=45360eff9fa2467d8fead1fe51e67238-NEWSeniorCo]; SDS\_Borders [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=94db1b25321d49afa474d18b6728a9b0-SDS\_Borders]; **NR** (Cabinet Office Mail Contact); **NR** @cabinetoffice.gov.uk; **NR** @cabinetoffice.gov.uk; **NR** [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a199508ec0c94d0aafa896cb3484d4ea; **Name Redacted** [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=aba784c92b3643909396bb53c8c37ca1; **Name Redacted** [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=7369ff7c6ef44ea1a0f62acb13b918d5; **NR** Byford, Tim [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=9c72f2cb95e04e9b82d52f1b126021c4-TByford]; **Name Redacted** [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=a4f0c0dd12954c188e834b128653ddd1; **Name Redacted** **NR** @homeoffice.gov.uk]; Harrison, James [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=2952323fad7c4a9491fa03c342f75bb9-JHarrison5]; **NR** @cabinetoffice.gov.uk; PsBethell [/o=ExchangeLabs/ou=Exchange Administrative Group (FYDIBOHF23SPDLT)/cn=Recipients/cn=6f0a1735f9834b5ca9c02d2016d42e9f-PsBethell]  
**Subject:** RE: Submission Managed Quarantine and Mandatory Testing - Enforcement and other policy issues

Dear **NR** all,

Lord Bethell and SofS are extremely grateful for the huge amount of work that has gone into this over the weekend, thank you very much to everyone involved.

Please find Ministers' comments below:

Ministers agree with all the recommendations. Specifically:

- On enforcement, Ministers feel the fixed penalty notice should rise to £100,000 for arrivals who fail to comply with the requirement to self-isolate in a managed quarantine facility. Of course, the fines should be means tested and that should be reflected in the sentencing guidelines. However, this is a much stronger message that will give the initiative cut-through.
- On exploring with the Home Office the possibility of prosecuting under the Forgery and Counterfeiting Act 1981 or the Fraud Act 2006 – please also provide a list of alternative legal options including if necessary a new law or amendment.
- For Devolved Administrations, Ministers agree that we should not seek to act on Scotland’s behalf – we should have one policy for all arrivals in England who reside in the CTA.
- For transitional arrangements, Ministers agree that these should be delivered through discretion in enforcement measures. However, Ministers think we need clear communications around this including that leniency and additional Government support for those with mitigating circumstances will have a time-cap on it. The grace period must be very clear and have an ending.
- Please begin discussions with the DAs and Irish Government.
- Ministers think arrivals should be permitted to leave hotel quarantine to leave the CTA - but not travel across England.
- Ministers feel a £500 fine for arriving from a RLC at another port that doesn’t have MQS facilities is far too low. Ministers strongly feel that the FPN in these instances should be much higher – closer to £50,000 – and the planes should be seized until they have been deep cleaned. Ministers also feel they must also be denied entry, otherwise this makes a mockery of the system.
- Ministers agree with the approach in para 11 and would like to be updated if DfT do not agree.

On specific paragraphs:

- 10 – Ministers feel this would be fine for a commercial carrier but should be more for private aircraft.
- 11 – ‘Changes to the PLF are being considered so that it could not be completed (submitted online) without booking information relating to a quarantine and/or testing package but this will not be available as art of the MVP so carriers will need to check that the relevant field has been filled in.’ – Ministers appreciate that this won’t be in the MVP but are eager to understand a realistic timeline for when this will be incorporated – please can you respond on this point?
- 15a – Ministers are extremely frustrated that the police feel uncomfortable with policing the law and feel it is critical that we change the culture of police and border force - health law is the law. Of course police must enforce health measures - policing by consent doesn’t mean they don’t arrest people. Ministers ask that you be very firm on this and offers their support in talking with police colleagues. Ministers request that the police are invited to the Sub Committee next time it meets.
- 16 – Ministers support the proposed measures. They ask whether there is any benefit in making the legal requirement for *all* foreign passengers to be required to be in a quarantine hotel, but for non-RLC-travellers to be offered an exemption which they can sign. If they break the terms of the exemption by not taking tests as agreed, they could have to return to the hotel. Ministers feel this also makes it easier to extend the RLC arrangements should that be necessary.
- 31 – ‘Do you agree that we should include powers for designated persons (in practice this would be contracted security personnel) to direct arrivals who are required to enter managed quarantine?’ – Ministers agree but ask whether this would require clear oversight from designated persons as per 31?
- 36/37 – Minister agree but ask that, as the data sharing will be controversial, we have a full data review, the support of the ICO and consider a time limiting factor. They offer their assistance in accelerating this.
- 41a - the text message must be Quarantine - not “self-isolate”. This applies to the IAS scripts too as this is about quarantine.
- 41c – Ministers think a daily call to all in at-home isolation is essential.
- 69 – Ministers comment that people should be able to go to Ireland once they’ve finished the quarantine otherwise we create the potential for operational loopholes. Ministers also think we should require a PLF from those travelling from the ROI, at least until they have managed quarantine in place.
- 77 – Ministers comment that we need strong and clear comms around this.

Huge thanks again for this and happy to discuss,

**Name Redacted**

Private Secretary to Secretary of State for Health and Social Care

9<sup>th</sup> Floor, 39 Victoria Street, SW1H 0EU

E: [psmatthancock@dhsc.gov.uk](mailto:psmatthancock@dhsc.gov.uk) T: **Irrelevant & Sensitive**

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From: **Name Redacted** <[redacted]@dhsc.gov.uk>

Sent: 07 February 2021 15:24

**[See recipients listed above]**

**Subject:** Submission Managed Quarantine and Mandatory Testing - Enforcement and other policy issues

Dear **Name Redacted**

As discussed. Please find a submission on enforcement of managed quarantine and mandatory testing & other policy issues for the Secretary of State's consideration.

Kind regards,

**Name Redacted**



**Name Redacted**

Borders Team  
Coronavirus Strategy  
Department of Health and Social Care

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