

Government Decree 211/2020 (16 May)

on protective measures in the capital

The Government,
acting within its original legislative power laid down in Article 53 (2) of the Fundamental Law, having regard to the provisions of Act XII of 2020 on the containment of coronavirus,
acting, with respect to section 9, within its original legislative power laid down in Article 53 (3) of the Fundamental Law, on the basis of authorisation by the National Assembly under section 3 (1) of Act XII of 2020 on the containment of coronavirus,
acting within its function laid down in Article 15 (1) of the Fundamental Law,
decrees as follows:

1. Scope of the Decree

Section 1 (1) The scope of this Decree shall cover the territory of Budapest Capital.
(2) For the territory falling within the scope of this Decree, the restriction on movement introduced by Government Decree 71/2020 (27 March) on restricting movement shall be lifted.
(3) Government Decree 46/2020 (16 March) on the measures to be taken during the state of danger declared for the prevention of the human epidemic endangering life and property and causing massive disease outbreaks, for the elimination of its consequences, and for the protection of the health and lives of Hungarian citizens (III) (hereinafter “the State of Danger Decree”) shall apply to the territory falling within the scope of this Decree subject to the derogations set out in this Decree.

2. General protective measures

Section 2 (1) Everyone shall be obliged to restrict social contact with other persons, with the exception of those living in the same household, as much as possible, and to maintain a distance of at least 1.5 meters (hereinafter “protective distance”) from others, if possible.
(2) When shopping in a store or staying on a means of public transportation, everybody shall be obliged to wear mouth and nose covers (such as medical masks, scarfs or shawls).
(3) Visiting public spaces, parks and open-air playgrounds shall be permitted, provided that the protective distance is maintained.

3. Protective measures relating to our elderly compatriots

Section 3 (1) For their own and their families’ interest, persons who have attained the age of 65 years shall be allowed to visit a grocery store, drugstore, pharmacy or a store marketing medicinal products or medical devices only between 9 a.m. and 12 a.m.
(2) Except for those employed there, between 9 a.m. and 12 a.m., only persons specified in paragraph (1) shall be allowed to stay in a grocery store, drugstore, pharmacy or a store marketing medicinal products or medical devices.
(3) The district local government may lay down arrangements for the opening hours of a market operating in the territory falling within the scope of this Decree, and arrangements for the access by persons who have attained the age of 65 years to the market, which derogate from the provisions of this Decree. A timespan within the opening hours of the market shall be specified during which only persons who have attained the age of 65 years are allowed to visit the market.

4. Protective measures relating to stores, restaurants, baths and other institutions

Section 4 (1) All stores shall be permitted to stay open and receive customers.

(2) Staying and consuming the ordered food or drink in the garden or on the terrace of a catering facility, and in particular, a restaurant, café, confectionery, bistro or cafeteria, shall be permitted.

(3) Except for those employed there, it shall be forbidden to stay inside a catering facility. This shall not apply to pick-up and delivery of food for take-away.

(4) Outdoor bathing facilities and open-air baths shall be permitted to stay open and receive visitors.

(5) Open-air museums and zoos shall be permitted to stay open and receive visitors.

(6) Everyone shall be permitted to use services; stores operating for providing services shall be permitted to stay open and receive customers.

Section 5 (1) The operator of a place that may receive customers or visitors under section 4 shall ensure the conditions for maintaining protective distance.

(2) In a catering facility, protective distance shall be maintained between groups not sitting at the same table.

(3) From the date of entry into force of this Decree until 1 September 2020, operators of catering facilities need not pay fee for the use of public space for operating a terrace in public space.

5. Protective measures relating to events

Section 6 (1) The restrictions provided for in the State of Danger Decree shall remain effective, with the proviso that rites of religious communities, conclusion of civil marriages, funerals, and the family events under paragraph (3) shall be permitted.

(2) During a rite of a religious community, conclusion of civil marriage or a funeral, maintaining protective distance shall be ensured, with the exception of the parties entering into marriage.

(3) From 15 June 2020, family events following funerals and the conclusion of marriage shall be permitted, provided that the number of the participants does not exceed 200.

(4) From 15 June 2020, the conclusion of marriage and the family event following the conclusion of marriage shall be permitted to be held in a catering facility or an accommodation, and music may be provided at such an event.

(5) During family events under paragraph (3), the protective distance according to this Decree shall be maintained.

6. Measures regarding higher education institutions

Section 7 (1) Students shall be permitted to enter higher education institutions in accordance with the respective decision by the rector. Students shall be forbidden to enter student residences of higher education institutions.

(2) The rector shall ensure the conditions for maintaining protective distance.

7. Final provisions

Section 8 (1) With the exception specified in paragraph (2), this Decree shall enter into force on 18 May 2020.

(2) Section 9 shall enter into force on 1 June 2020.

Section 9 The Government extends the temporal scope of this Decree until the end of the period of state of danger under Government Decree 40/2020 (11 March) on the declaration of state of danger.

Section 10 (1) Section 6 (2) of Government Decree 81/2020 (1 April) on extraordinary measures relating to the state of danger declared for the protection of health and lives and for the restoration of national economy shall not apply to the territories falling within the scope of this Decree.

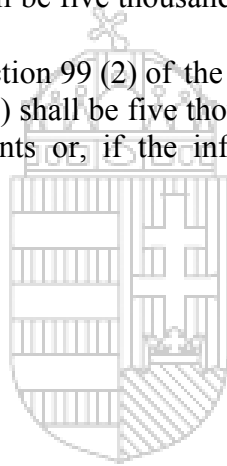
(2) Authorisation shall be given to the mayors of district local governments exercising, on the basis of section 46 (4) of Act CXXVIII of 2011 (hereinafter “Katy.”) on disaster management and amending certain related Acts, the powers of the representative body of local governments to lay down, by means of a local government decree, rules relating to the opening hours of a market operating in the territory of the district local government and the access by persons who have attained the age of 65 years to the market.

(3) By way of derogation from section 1 (1) of Act II of 2012 on infractions, infraction procedure and the infraction records system (hereinafter “Szabs. tv.”), a person who violates a protective measure set out in this Decree or in Government Decree 240/2020 (27 May) on the next phase of protective measures in the capital, or the rules on ensuring the conditions for maintaining the protective distance, commits an infraction.

(4) By way of derogation from section 11 (1) of the Szabs. tv., the lowest amount of fine for an infraction under paragraph (3) shall be five thousand forints, while its highest amount shall be five hundred thousand forints.

(5) By way of derogation from section 99 (2) of the Szabs. tv., the lowest amount of spot fine for an infraction under section (3) shall be five thousand forints, while its highest amount shall be one hundred thousand forints or, if the infraction is committed repeatedly, one hundred and fifty thousand forints.

Section 11



MINISTRY OF JUSTICE
HUNGARY