

EMERGENCY MANAGEMENT ACT 2005 (WA)

Section 71

CLOSURE OF CERTAIN PLACES OF BUSINESS, WORSHIP AND ENTERTAINMENT DIRECTIONS (NO 2)

The World Health Organization declared COVID-19 a pandemic on 11 March 2020.

On 15 March 2020, the Minister for Emergency Services declared a state of emergency with effect from 12 a.m. on 16 March 2020 in respect of the pandemic caused by COVID-19 pursuant to section 56 of the *Emergency Management Act 2005 (WA)* (**Act**). The state of emergency applies to the State of Western Australia.

I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, now give the following directions, pursuant to my powers as a police officer under section 71 of the Act.

DIRECTIONS

Preamble

1. The purpose of these directions is to limit the spread of COVID-19.

Citation

2. These directions may be referred to as the **Closure of Certain Places of Business, Worship and Entertainment Directions (No 2)**.

Relationship to previous directions

3. These directions are in addition to the Closure of Certain Places of Business, Worship and Entertainment Directions (**Existing Directions**) made by me on 23 March 2020.
4. These directions do not modify or clarify the Existing Directions except to the extent provided in paragraph 6 of these directions.

Directions

5. Every owner, occupier or person apparently in charge of an **affected place** must close that place to the public for a period commencing at the beginning of the day after the day these directions are made and ending at midnight on 13 April 2020.
6. The Existing Directions are modified or clarified in respect of a **modified affected place**.

Note: A person to whom these directions apply must also comply with any other directions, including but not limited to the Mass Gatherings Directions (No 2).

Definitions

7. **Affected place** means any one of the following, whether operated on a profit or not-for-profit basis:
- (a) an auction house;
 - (b) a beauty parlour or salon, other than a hairdressers or barbershop;
 - (c) a nail salon;
 - (d) a tattoo parlour;
 - (e) a spa;
 - (f) a massage parlour;
 - (g) a gaming or gambling venue;
 - (h) adult entertainment premises (including but not limited to strip clubs, brothels and sex on premises venues);
 - (i) an amusement park or arcade;
 - (j) a play centre, whether indoors or outdoors;
 - (k) a community, recreation or youth centre or facility (including but not limited to community halls, clubs, Returned and Services League facilities and Police and Citizens Youth Clubs), other than to the extent that it remains open for the purpose of hosting essential voluntary or public services such as food banks or homeless services;
 - (l) a health club or fitness centre, including a centre offering yoga, barre or spin facilities;
 - (m) a sauna;
 - (n) a bathhouse;
 - (o) a wellness centre;
 - (p) a boot camp;

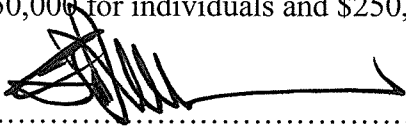
- (q) a swimming pool, whether indoors or outdoors (not including a community swimming pool which is run on a non-commercial basis);
- (r) a gallery;
- (s) a museum;
- (t) an historic site;
- (u) a library;
- (v) a local government facility which is not essential to the continued functioning of the local government (such as, but in addition to, libraries and swimming pools).

8. **Modified affected place** means a place described in the paragraph identified below of the Existing Directions and the Existing Directions are modified or clarified in the manner set out below in respect of that place:

- (a) paragraph 4(g) (an entertainment venue of any other kind): despite the Existing Directions, live streaming from that place by no more than 10 people may occur provided that the place remains closed to the public;
- (b) paragraph 4(h) (a restaurant or café): despite the Existing Directions services providing food or drink to the homeless are not limited to providing takeaway meals or drinks to the homeless and, for the removal of doubt, a restaurant or café includes premises selling food or drink in a food court.

PENALTIES

It is an offence to fail to comply with any of these directions, punishable by a fine of up to \$50,000 for individuals and \$250,000 for bodies corporate.



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Christopher John Dawson
State Emergency Coordinator and Commissioner of Police

25 March 2020

2130 hours