

## PUBLIC HEALTH ACT 2016 (WA)

### Sections 157(1)(k) and 190(1)(p)

## PREVENTATIVE RESTRICTION OF ACTIVITIES DIRECTIONS

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

On 23 March 2020, the Minister for Health declared a public health state of emergency with effect from 1.30 p.m. on 23 March 2020 in respect of COVID-19 pursuant to section 167 of the *Public Health Act 2016* (WA) (**Act**). The public health state of emergency applies to the State of Western Australia.

I, Dr Clare Huppertz, an emergency officer authorised by the Chief Health Officer under section 174(2) of the Act to exercise any of the emergency powers while the public health state of emergency declaration in respect of COVID-19 is in force, consider it reasonably necessary to give the following directions to all persons in Western Australia to prevent, control or abate the serious public health risk presented by COVID-19 pursuant to sections 157(1)(k) and 190(1)(p) of the Act.

### DIRECTIONS

#### Preamble

1. The purpose of these directions is to prohibit certain activities in order to prevent, control or abate the serious public health risk presented by COVID-19 by limiting the spread of COVID-19.

#### Citation

2. These directions may be referred to as the **Preventative Restriction of Activities Directions**.

#### Commencement

3. These directions come into effect at the beginning of the day after the day on which they are made.

#### Directions

4. A person must refrain from undertaking or engaging in an **affected activity**.
5. A person must not organise an affected activity.
6. A person must not attend an affected activity.

*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).*

### **Definition of affected activity**

7. An **affected activity** means any of the following activities and whether undertaken or engaged in on a profit or not-for-profit basis:
- (a) a real estate auction;
  - (b) an open house inspection (but excluding a private inspection);
  - (c) beauty therapy services, including but not limited to tanning, waxing, massages, nail services, tattooing and piercing, but excluding hairdressing and barbering provided that a distance of at least 1.5 metres is kept between each hairdresser or barber and customer and every other hairdresser or barber and customer in the place where hairdressing or barbering services are being provided;
  - (d) personal training, whether indoors or outdoors, other than to the extent that it occurs outside and involves no more than 10 persons at a time;
  - (e) a gathering of two or more people, who do not ordinarily reside at the same premises, for the purpose of participating in a sporting activity together.

*Examples: sporting activity includes but is not limited to bike-riding, running and playing football, cricket and netball.*

### **PENALTIES**

It is an offence for a person to fail, without reasonable excuse, to comply with any of these directions, punishable by a fine of up to \$20,000 for individuals and \$100,000 for bodies corporate.



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**Dr Clare Huppertz**  
Emergency Officer

25 March 2020