
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) (*State of Emergency*). The State of Emergency applies to the State of Western Australia.

Pursuant to my powers as a police officer under section 71 of the Act, and the powers given to me under section 72A of the Act to give other directions to all persons in Western Australia to prevent, control or abate the risks associated with the emergency presented by the pandemic caused by COVID-19, on 26 April 2020, I gave the *Closure and Restriction (Limit the Spread) Directions* (No 2).

Pursuant to the same powers, I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, now give the following directions.

**PREAMBLE**

1. The purpose of these directions is to exempt certain gatherings from being prohibited gatherings, to enable certain specific activities to occur that would otherwise be prohibited activities and to enable certain places to be open for the purposes of enabling people to engage in those specific activities.

**CITATION**

2. These directions may be referred to as the *Closure and Restriction (Elite Athlete Training) Modification Directions*.

**COMMENCEMENT**

3. These directions come into effect at 11.59 p.m. on 1 May 2020.
MODIFICATION AND OPERATION

4. These directions are intended to apply despite the Closure and Restriction (Limit the Spread) Directions (No 2) and to the extent of any inconsistency between them, these directions prevail.

5. For the avoidance of doubt, a person who participates in an authorised activity, or opens to the public a specified venue, will not breach the Closure and Restriction (Limit the Spread) Directions (No 2) if they do so in compliance with these directions.

APPROVAL

6. For the purposes of paragraph 12(w) of the Closure and Restriction (Limit the Spread) Directions (No 2), a gathering is not a prohibited gathering if it involves only relevant persons and takes place:

(a) at a specified swimming venue for the purposes of an authorised swimming activity; or

(b) at a specified training venue for the purposes of an authorised training activity.

DIRECTIONS

Certain Activities Not Prohibited

7. Notwithstanding paragraphs 8, 9 and 10 of the Closure and Restriction (Limit the Spread) Directions (No 2), and subject to paragraphs 8 and 9 of these directions, a relevant person may participate in an authorised swimming activity at a specified swimming venue or an authorised training activity at a specified training venue.

8. Any person who participates in an authorised swimming activity or an authorised training activity must comply with the protocol.

9. A person may only attend an authorised swimming activity or an authorised training activity during the designated hours.

Certain Venues Permitted to Open

10. Notwithstanding paragraph 11 of the Closure and Restriction (Limit the Spread) Directions (No 2):
(a) the owner, occupier or person apparently in charge of a specified swimming venue is permitted to open that venue during the **facility hours** to the public for the purposes of allowing an authorised swimming activity to occur at the venue; and

(b) the owner, occupier or person apparently in charge of a specified training venue is permitted to open that venue during the facility hours to the public for the purposes of allowing an authorised training activity to occur at the venue.

11. The owner, occupier or person apparently in charge of a specified swimming venue or a specified training venue must not allow any person to enter the premises during the facility hours unless that person is a relevant person.

**DEFINITION OF AUTHORISED ACTIVITIES**

12. **Authorised activity** means an authorised swimming activity or an authorised training activity.

13. **Authorised swimming activity** means:

   (a) swimming squad training for **approved swimmers** which:

      (i) involves no more than eight (8) approved swimmers, two (2) coaches and two (2) support officers at any one time; and

      (ii) is conducted so that there is a maximum of one person per lane at all times; and

   (b) any activity that is reasonably necessary or incidental to the conduct of swimming squad training as referred to in subparagraph (a) of this definition, including physiotherapy or sports medicine for approved swimmers provided that there are no more than twelve (12) people who participate in the activity at any time.

14. **Authorised training activity** means:

   (a) one on one coaching or training of an **approved track and field athlete** or an approved swimmer or an **approved wheelchair basketball player** by a coach with no sharing of equipment; and

   (b) any activity that is reasonably necessary or incidental to the conduct of one on one coaching as referred to in subparagraph (a) of this definition, including
physiotherapy or sports medicine for an approved track and field athlete provided that there are no more than twelve (12) people who participate in the activity at any time.

**DEFINITION OF SPECIFIED VENUES**

15. **Specified venue** means a specified swimming venue or a specified training venue.

16. **Specified swimming venue** means that portion of HBF Stadium consisting of:

   (a) the 50m 8-lane outdoor pool;
   (b) the 50m 8-lane indoor pool; and
   (c) any **ancillary facilities**.

17. **Specified training venue** means any of the following:

   (a) the WAIS HPSC; and
   (b) the WA Athletics Stadium.

**OTHER DEFINITIONS**

18. **Ancillary facilities** means:

   (a) change room facilities;
   (b) bathroom and toilet facilities to the extent that these are not available within the change room facilities;
   (c) any part of the premises that is reasonably required for the safe operation of the swimming pool, bathrooms or change room facilities including any part of the premises where plant or equipment required for the proper maintenance of the swimming pool is located; and
   (d) those portions of the premises reasonably required for access and egress to the parts of the premises referred to in subparagraphs (a) – (c) of this definition.

19. **Approved swimmer** mean an athlete who:

   (a) competes as a swimmer or a water polo player or both a swimmer and water polo player; and
(b) holds a scholarship, and is training with, the WAIS for selection for the Australian Olympic Team or the Australian Paralympic Team for an event to be held in 2020 or 2021.

20. **Approved track and field athlete** means an athlete who competes in track and field athletics and who holds a scholarship, and is training with, the WAIS for selection for the Australian Olympic Team or the Australian Paralympic Team for an event to be held in 2020 or 2021.

21. **Approved wheelchair basketball player** means an athlete who competes in wheelchair basketball and who holds a scholarship, and is training with, the WAIS for selection for the Australian Olympic Team or the Australian Paralympic Team for an event to be held in 2020 or 2021.

22. **Coach** means a person who coaches or trains an approved swimmer or an approved track and field athlete or an approved wheelchair basketball player.

23. **Designated hours** means:

   (a) in respect of a specified swimming venue:

   (i) Monday to Friday: 6:00am – 11:00am; and

   (ii) Saturday: 8:00am – 12:00pm; and

   (b) in respect of a specified training venue:

   (i) for the WA Athletics Stadium:

   1. Monday: 1:00pm – 6:00pm;

   2. Tuesday: 5:00pm – 7:00pm;

   3. Wednesday: 8:00am – 7:00pm;

   4. Thursday: 5:00pm – 7:00pm; and

   5. Sunday: 8:30am – 10:30am; and

   (ii) for WAIS HPSC:

   1. Monday to Friday: 6:00am – 6:00pm; and

   2. Saturday: 8:00am – 11:00am.
24. **Facility hours** means the designated hours plus such other hours as may be reasonably required to ensure that any necessary cleaning, maintenance and other facilities management required to enable the specified swimming venue to be used for the purposes of an authorised swimming activity or the specified training venue to be used for authorised training activity can be carried out.

25. **HBF Stadium** means the sports stadium and facilities located at 100 Stephenson Avenue, Floreat, Western Australia.

26. **Participate** means to:
   (a) undertake or engage in;
   (b) organise; or
   (c) attend.

27. **Prohibited gathering** has the same meaning as is given to that term in the Closure and Restriction (Limit the Spread) Directions (No 2).

28. **Protocol** means the Protocol for COVID-19 Infection Control During WAIS Restricted Training Operations, Version 1.0, effective from 21 April 2020 and approved by the Chief Executive Officer or any variation of that protocol approved by me or a person authorised by me for that purpose.

29. **Relevant person** means:
   (a) an approved swimmer;
   (b) an approved track and field athlete;
   (c) a coach;
   (d) a support officer;
   (e) any person whose presence is necessary or reasonably incidental to enabling the specified swimming venue or specified training venue to be open for the purposes of carrying out the authorised swimming activity or the authorised training activity at the venue, including personnel involved in facilities management; or
(f) any person specified in writing by me, as the State Emergency Coordinator, or a person authorised by me for that purpose, as a relevant person for the purposes of this paragraph.

30. **Support officer** means a person who is appropriately trained and qualified to provide support, and enters a specified swimming venue or a specified training venue to provide that support, to approved swimmers or approved track and field athletes or approved wheelchair basketball players and their coaches.

31. **WA Athletics Stadium** means the athletics stadium known as the WA Athletics Stadium and located at Stephenson Avenue, Floreat, Western Australia.

32. **WAIS** means the Western Australian Institute of Sport.

33. **WAIS HSPC** means the WAIS High Performance Service Centre located at 10 McGillivray Avenue, Mount Claremont, Western Australia.

**PENALTIES**

A failure to comply with the conditions and requirements set out above may result in a breach of the Closure and Restriction (Limit the Spread) Directions (No 2), an offence which is punishable by imprisonment for up to 12 months or a fine of up to $50,000 for individuals and $250,000 for bodies corporate.

Christopher John Dawson  
State Emergency Coordinator and Commissioner of Police

1 May 2020  \(\text{1540 hours}\)