

## EMERGENCY MANAGEMENT ACT 2005 (WA)

### Section 71 and 72A

## CLOSURE AND RESTRICTION (LIMIT THE SPREAD) DIRECTIONS (NO 4)

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

I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, give certain of these directions (relating to the closure of certain places) pursuant to my powers as a police officer under section 71 of the Act, consider it reasonably necessary to give other directions to prevent, control or abate the risks associated with the emergency presented by the pandemic caused by COVID-19 pursuant to my powers under section 72A of the Act and specify certain information under section 72A(1) of the Act.

### PREAMBLE

1. The purpose of these directions is to close certain places, to prohibit certain gatherings and activities and to give further directions in order to prevent, control or abate the risks associated with the emergency presented by the pandemic caused by COVID-19, by limiting the spread of COVID-19, and for those purposes to specify certain information under section 72A(1) of the Act.

### CITATION

2. These directions may be referred to as the **Closure and Restriction (Limit the Spread) Directions (No 4)**.

### COMMENCEMENT

3. These directions come into effect at 11.59 p.m. on 5 June 2020.

### REVOCATION

4. The following directions are revoked:
  - (a) the Perth Zoo Closure Directions I made on 24 March 2020;

- (b) the Rottneest Island Closure Directions I made on 25 March 2020;
- (c) the Restriction of Movement on Rottneest Island Directions (No 2) I made on 9 April 2020;
- (d) the Public Authorities (Rottneest Island Authority) Directions I made on 29 April 2020;
- (e) the Closure and Restriction (Limit the Spread) Directions (No 3) I made on 17 May 2020;
- (f) the Closure and Restriction (AFL Training) Modification Directions I made on 17 May 2020;
- (g) the Closure and Restriction (Elite Athlete Training) Modification Directions I made on 17 May 2020;
- (h) the Closure and Restriction (Western Force Training) Modification Directions I made on 24 May 2020;
- (i) the Closure and Restriction (WACA Training) Modification Directions I made on 27 May 2020;
- (j) the Closure and Restriction (West Coast Fever Training) Modification Directions I made on 30 May 2020.

## **DIRECTIONS**

*Note: these directions change, and in many cases relax, restrictions imposed by previous and now revoked directions. For the avoidance of doubt, a gathering or activity or the opening of a place (including a gathering or activity or the opening of a place which was prohibited or restricted before these directions came into effect, and is no longer prohibited or restricted or is differently restricted by these directions) must comply not only with these directions but with any other legal obligation imposed by something other than these directions which is applicable to that gathering or activity or the opening of that place such as, for example, requirements imposed by or under the Food Act 2008 (WA), the Health (Public Buildings) Regulations 1992 (WA) or the Liquor Control Act 1988 (WA).*

### **Prohibited gatherings**

5. A person who owns, controls or operates **premises** in the State of Western Australia must not allow a **prohibited gathering** to occur on the premises.

6. A person must not organise a prohibited gathering on premises in the State of Western Australia.
7. A person must not attend a prohibited gathering on premises in the State of Western Australia.

### **Prohibited activities**

8. A person must refrain from undertaking or engaging in a **prohibited activity**.
9. A person must not organise a prohibited activity.
10. A person must not attend a prohibited activity.

### **Certain places of business, worship and entertainment**

11. Every owner, occupier or person apparently in charge of a **formerly affected place**:
  - (a) must only open that place to the public if:
    - (i) the place is a **playground**, a **skate park** or an **outdoor gym**; or
    - (ii) the **re-opening requirements** have been complied with in respect of that place; and
  - (b) must not open that place to the public if the place is a gym, indoor sporting centre, wellness centre, health club or fitness centre (including a centre offering yoga, barre, pilates, aerobics, dancing or spin facilities) or boot camp unless:
    - (i) the place is in a hotel and is only used by hotel guests, or is in residential premises (such as but not limited to an apartment building) and is only used by the residents of those premises (and not, for the avoidance of doubt, by guests of residents of those premises); or
    - (ii) staff are present at the place to supervise patrons who are at the place; and

*Note: paragraph 11(b) imposes an obligation on gyms, indoor sporting centres, wellness centres, health clubs, fitness centres and boot camps (which are not in hotels for the exclusive use of hotel guests or in residential premises for the exclusive use of residents) to have staff present whenever patrons are present, for the purpose of ensuring that appropriate hygiene measures are taken including cleaning of equipment and physical distancing*

(c) except a place that is a playground, a skate park or an outdoor gym, must not allow more than 300 **patrons** to be at the place at the same time unless:

(i) the place is Perth Zoo, and no more than 300 patrons are in any restaurant, café or other building or part of a building that is open to the public at the place at the same time; or

(ii) the place:

(A) has more than one undivided indoor space or undivided outdoor space (or more than one undivided indoor space and undivided outdoor space) which is specifically designed for sporting activity; or

*Example: HBF Arena has more than one undivided indoor space and undivided outdoor space which is specifically designed for sporting activity – including playing fields and basketball, netball and tennis courts. For the purpose of the 300 patron cap, HBF Arena is the place (see the definition of formerly affected place in paragraph 23 and especially the proviso at the end of the definition), rather than each of the various formerly affected places located at HBF Arena. The owner, occupier or person apparently in charge of HBF Arena is eligible to seek approval to have more than 300 patrons at that place because it has more than one undivided indoor space and undivided outdoor space which is specifically designed for sporting activity*

(B) is a **wildlife park**,

provided that a **protocol** is in effect for the place and the protocol is complied with; and

(d) except a place that is a playground, a skate park or an outdoor gym, must not allow:

(i) a gathering of more than 100 patrons in a single undivided **indoor space** or a single undivided **outdoor space** at the place at the same time, provided that a single undivided outdoor space at Perth Zoo or an amusement park (including, for the avoidance of doubt, a wildlife park)

may have a gathering of more than 100 patrons in that space at the same time if there is at least 2 square metres of space for each patron at that gathering; or

- (ii) a gathering of 2 or more patrons in a single undivided indoor space or a single undivided outdoor space at the place at the same time, where there is not at least 2 square metres of space for each patron at the gathering, unless the place is or is in a beauty parlour or salon (including a hairdressers or barbershop), nail salon, tattoo parlour, spa or massage parlour and is being used to provide a service or services described in paragraph 14(b); and

*Note 1: beauty parlours and salons (including hairdressers and barbershops), nail salons, tattoo parlours, spas and massage parlours do not have to comply with the requirement for 2 square metres for each patron when they are used to provide services described in paragraph 14(b), because they must keep 1.5 metres between each person providing a beauty service and patron and each other person providing such a service and patron: see paragraph 14(b)*

*Note 2: all formerly affected places must comply with paragraph 11(d), even if the place (or the venue of which the place forms part) has an exemption from the 300 patron cap imposed by paragraph 11(c) under an approved protocol which has not subsequently been revoked*

- (e) must not allow food or drink (including, for the avoidance of doubt, alcohol) to be served at the place unless:
  - (i) the food or drink is consumed only by one or more patrons seated at the place; or
  - (ii) the food or drink is takeaway food or drink and is not consumed at the place; and
- (f) must not provide or allow to be provided any form of live or recorded entertainment or performance such as a concert, film or stage act (including a live adult entertainment performance) to a patron at the place unless the patron is seated (except where the patron leaves their seat because of an emergency, to use a toilet or bathroom, or to purchase food or drink); and

*Example: a patron playing a video game while standing at Timezone would not contravene paragraph 11(f) because permitting the patron to have access to the video game would not involve the provision of a form of live or recorded entertainment or performance*

- (g) except a place that is premises selling food or drink in a food court, an historic site, a playground, a skate park or an outdoor gym, must maintain a written register at the place, and produce that register for inspection as may be required by a relevant officer at any time, of the name and contact telephone number of each patron (other than a patron who is at the place for the purpose of collecting, or ordering and collecting, takeaway food or drink that is not to be consumed at the place) and the date and time when the patron was at the place.

*Note: for the avoidance of doubt, it is sufficient compliance with paragraph 11(g) if the register records, in relation to date and time, the date and time when the patron arrived at the place and does not record how long the patron was at the place.*

12. Every owner, occupier or person apparently in charge of an **affected place**:

- (a) must close that place to the public while these directions remain in effect except to the extent (if at all) that the affected place is permitted by these directions to open; and
- (b) to the extent (if at all) that the affected place is permitted by these directions to open, must comply with the requirements applicable to the affected place opening in that way.

## **DEFINITION OF PROHIBITED GATHERING**

13. A **prohibited gathering** means:

- (a) a gathering of more than 100 persons in a single undivided **indoor space** or a single undivided **outdoor space** that is a **public place** at the same time; or
- (b) a gathering of 2 or more persons in a single undivided indoor space or a single undivided outdoor space at the same time (whether or not the space is a public place), where there is not at least 2 square metres of space for each person at the gathering,

*Note: subject to the exceptions set out in the rest of this paragraph, a gathering at a public place will be a prohibited gathering if it is a gathering of more than 100 persons or if it is a gathering at which there is not at least 2 square metres for each person at the gathering. A gathering at a place that is not a public place will only be a prohibited gathering if there is not at least 2 square metres for each person at the gathering and one or more of the exceptions set out in the rest of this paragraph do not apply*

but does not include a gathering:

- (c) at an airport that is necessary for the normal business of the airport; or
- (d) for the purposes of or related to public transportation, including at public transportation facilities such as stations, platforms and stops; or
- (e) at a medical or health service facility that is necessary for the normal business of the facility; or
- (f) at a disability or aged care facility that is necessary for the normal business of the facility; or
- (g) for the purposes of providing care or assistance (including personal care) to a vulnerable person or providing emergency assistance; or
- (h) for the purposes of emergency services; or
- (i) at a prison, detention centre, lock up or other place of custody for the purposes of or related to the operation of that place of custody; or
- (j) at Parliament for the purposes of its normal operations; or
- (k) at a court or tribunal; or
- (l) at a food market, supermarket, grocery store, retail store or shopping centre that is necessary for the normal business of those premises; or
- (m) at an office building, factory, mining site (including mining site accommodation), construction site or other place of work that is necessary for the normal business of those premises, except premises described in paragraph 13(n); or
- (n) at a school, university, educational institution or childcare facility that is necessary for the normal business of the facility; or

- (o) at a hotel, motel or other accommodation facility that is necessary for the normal operation of accommodation services; or
- (p) in an outdoor space where a gathering of persons which would otherwise constitute a prohibited gathering may be present for the purpose of transiting through the space; or

*Example: Forrest Place, Perth*

- (q) in an indoor space where a gathering of persons which would otherwise constitute a prohibited gathering may be present for the purpose of transiting through the space; or

*Examples: Perth Busport; an elevator or lift*

- (r) in an indoor space or an outdoor space where everyone in the gathering is a member of the same **household**; or
- (s) at an affected place, to the extent that the affected place may remain open to the public for certain purposes and the gathering is necessary for any of the purposes for which an affected place may remain open; or

*Note: affected places are closed to the public, but some of them are permitted to remain open to a limited extent. Paragraph 13(s) ensures that a gathering which is necessary for any of the purposes for which an affected place may remain open will not be a prohibited gathering, provided that any other requirement imposed by these directions is complied with*

- (t) at a formerly affected place; or

*Note: gathering requirements for formerly affected places are imposed by paragraph 11*

- (u) in or on a vehicle (including a **motor vehicle**, boat or aircraft), unless the vehicle is being used for the dominant purpose of serving or consuming food or drink; or
- (v) at an auction held outdoors, provided that there is at least 2 square metres of space for each person at the gathering; or
- (w) specified in writing as exempt from this direction by me (whether conditionally or unconditionally), or someone authorised for that purpose by me, as the State



Emergency Coordinator, provided that any conditions to which the exemption is subject are complied with.

#### **DEFINITION OF PROHIBITED ACTIVITY**

14. A **prohibited activity** means any of the following activities and whether undertaken or engaged in on a for profit or not-for-profit basis:

(a) an open house inspection (including the inspection of a display home), whether for the purposes of sale or rent, but excluding an inspection at which:

(i) the person conducting the inspection completes, and retains and produces for inspection as may be required by a **relevant officer** at any time, a written register of the place, date and time where the inspection is held and the name, residential address, email address and contact telephone number of the person conducting the inspection and each person who attends; and

(ii) no more than 100 persons (including the person conducting the inspection) are present at the same time and there is at least 2 square metres of space for each person present;

or

(b) beauty therapy services, including but not limited to tanning, waxing, massages, nail services, tattooing and piercing, hairdressing and barbering except where a distance of at least 1.5 metres is kept between each person providing such a service and their customer and every other person providing such a service and their customer in the place where those services are being provided; or

(c) a wedding, other than to the extent that, excluding the celebrant, it involves no more than:

(i) 100 persons if it is held indoors; or

(ii) 300 persons if it is held outdoors; or

(d) a funeral, other than to the extent that, excluding those persons whose presence is necessary to conduct the funeral:

(i) the funeral involves no more than:

(A) 100 persons if it is held indoors; or

- (B) 300 persons if it is held outdoors; or
- (ii) the funeral has been approved in writing by me, or someone authorised for that purpose by me, as the State Emergency Coordinator.

*Note: the intended effect of these directions is that the maximum number of people who may gather for the purposes of an open house inspection (including the inspection of a display home), a wedding or funeral is as set out in paragraph 14 above, provided that such a gathering is still subject to the requirement as set out in paragraph 13(b) that there be at least 2 square metres of space for each person at the gathering.*

*Example: a funeral is to be held indoors for someone and more than 100 persons wish to attend the funeral. The funeral is to be held in a space that is large enough to allow at least 2 square metres for everyone who will be present, including all of the persons who wish to attend and those persons whose presence is necessary to conduct the funeral. Approval can be sought under paragraph 14(d)(ii) to have more than 100 persons at the funeral (excluding those persons whose presence is necessary to conduct the funeral).*

## **DEFINITION OF AFFECTED PLACE**

15. **Affected place** means any one of the following, whether operated on a profit or not-for-profit basis:

- (a) a **casino**; or

*Note: each of the bars, restaurants and cafes at the Crown Casino is a formerly affected place and can open if it complies with the requirements applicable to a formerly affected place, including the 300 patron cap which will apply separately to each of them because the Crown Casino remains closed and cannot be the "place" for the purposes of the cap*

- (b) a nightclub, except to the extent that:
  - (i) it provides takeaway food or drink (other than alcohol) or a meal delivery service; or
  - (ii) it provides food or drink together with live entertainment to patrons and:
    - (A) there are no more than 300 patrons at the place at the same time; and

- (B) there are no more than 100 patrons in a single undivided **indoor space** or a single undivided **outdoor space** at the place at the same time; and
- (C) where there are 2 or more patrons in a single undivided indoor space or a single undivided outdoor space at the place at the same time, there is at least 2 square metres of space for each patron in that space; and
- (D) paragraph 11(a) and (e) to (g) is complied with as if the place is a formerly affected place.

## **RETENTION AND RESTRICTION ON DISCLOSURE OF INFORMATION FROM REGISTERS**

16. A person:

- (a) must retain information in a register required to be retained by these directions until 28 days after the day on which the revocation of the State of Emergency has effect; and
- (b) must not use or disclose information in a register required to be retained by these directions except as permitted by law or required by a relevant officer or otherwise for the purpose of contact tracing.

## **OTHER DEFINITIONS**

- 17. **Authorised officer** has the same meaning as in the Act.
- 18. **Bottleshop** means an area physically attached or adjacent to the premises of a business characterised as a pub, bar or club referred to in paragraph 23(a), or a hotel referred to in paragraph 23(b), that is for the sale of packaged alcohol to be consumed off the premises of the pub, bar, club or hotel.
- 19. **Casino** has the same meaning as in the *Casino Control Act 1984* (WA).
- 20. **Chief Health Officer** has the same meaning as in the *Public Health Act 2016* (WA).
- 21. **Emergency officer** has the same meaning as in the *Public Health Act 2016* (WA).
- 22. **Entertainment venue of any other kind** means any entertainment venue except a casino, cinema (including a drive-in cinema or outdoor cinema) or nightclub.

*Note: the reference to outdoor cinemas has been inserted to put beyond doubt that references to cinemas include not only drive-in cinemas but outdoor cinemas.*

23. **Formerly affected place** means any one of the following, whether operated on a for profit or not-for-profit basis:
- (a) a business characterised as a pub, bar or club that supplies alcohol under a licence granted under the *Liquor Control Act 1988* (WA) (but not including any part of the business constituted by a **bottleshop**); or
  - (b) a hotel, whether licensed or unlicensed, except any part of the hotel constituted by a bottleshop or to the extent that the hotel provides accommodation; or
  - (c) a gym, indoor sporting centre, wellness centre, health club or fitness centre (including a centre offering yoga, barre, pilates, aerobics, dancing or spin facilities) or boot camp; or
  - (d) a cinema (including a drive-in cinema or outdoor cinema); or
  - (e) an **entertainment venue of any other kind**; or
  - (f) a restaurant or café (including premises selling food or drink in a food court); or
  - (g) a **place of worship**; or
  - (h) an auction house; or
  - (i) a beauty parlour or salon (other than a hairdressers or barbershop); or
  - (j) a nail salon; or
  - (k) a tattoo parlour; or
  - (l) a spa; or
  - (m) a massage parlour; or
  - (n) a gaming or gambling venue; or
  - (o) adult entertainment premises (including but not limited to strip clubs, brothels and sex on premises venues); or
  - (p) an amusement park or arcade (including, for the avoidance of doubt, a wildlife park, irrespective of whether the wildlife park was ever an affected place under previous directions made by me); or

- (q) a play centre, whether indoors or outdoors; or
- (r) 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); or

*Note: for the avoidance of doubt, outdoor facilities such as sporting grounds and parks are community, recreation or youth centres or facilities*

- (s) a sauna; or
- (t) a bathhouse; or
- (u) a swimming pool, whether indoors or outdoors; or
- (v) a gallery; or
- (w) a museum; or
- (x) an historic site; or
- (y) a library; or
- (z) a playground; or
- (aa) a skate park; or
- (bb) an outdoor gym; or
- (cc) Perth Zoo,

*Note: Perth Zoo was not closed under previous Closure and Restriction (Limit the Spread) Directions or their predecessors, but is included as a former affected place for the purposes of these directions.*

provided that for the purposes of paragraphs 11(a)(ii) and 36(a) [the re-opening requirement to complete a safety plan] and 11(c) [the 300 patron cap for formerly affected places], but not otherwise, if:

- (dd) there is more than one formerly affected place at a venue of which those places are a part; and
- (ee) the venue or one or more of the places which form part of the venue can be the subject of a protocol approved under these directions,

those places collectively are the formerly affected place.

*Note: this proviso to the definition of formerly affected place ensures that a venue such as HBF Arena (which has several playing fields as well as basketball, netball and tennis courts, each of which may be a separate formerly affected place but for the proviso) or a wildlife park which has more than one affected place forming part of that venue, only has to have one Safety Plan for the venue and is subject to the 300 patron cap for all of the affected places at the venue taken together, unless an approved protocol allows for more patrons to be in the affected places at the venue at the same time.*

24. **Household** means two or more persons who usually reside at the same place, irrespective of whether those persons are related to each other.

*Example 1: four university students who share a house are members of the same household, even though they are not related to each other.*

*Example 2: seven members of a family who live in the same house are members of the same household even though more than 2 generations live in that house (such as grandparents, parents and children).*

*Example 3: three members of a family who live in the same house and a boarder who usually resides there are members of the same household, even though only some of them are related to each other.*

*Example 4: a child who usually moves between the child's father's home and the child's mother's home on a week-about basis is part of the father's household when the child is living with the father and is part of the mother's household when the child is living with the mother.*

25. **Indoor space** means an area, room or premises that is or are substantially enclosed by a roof and a **sufficient dividing structure**, regardless of whether the roof or sufficient dividing structure, or any part of them, are permanent or temporary or capable of being opened or closed.
26. **Motor vehicle** has the same meaning as in paragraph (b) of the definition of "motor vehicle" in section 4 of the *Road Traffic (Administration) Act 2008* (WA).
27. **Outdoor gym** means an outdoor space used for, and equipped with, facilities or equipment for exercise.
28. **Outdoor space** means a space that is not an indoor space, provided that an outdoor space which is being used for sporting activities (such as a playing field, oval or multi-

court venue) can be divided into zones so that a sporting activity may be undertaken in each of those zones and each of those zones will be a separate outdoor space.

29. **Patron** means a person who is not **staff** (and for the avoidance of doubt includes spectators).
30. **Place of worship** means premises used for religious activities such as a chapel, church, mosque, synagogue or temple.
31. **Playground** means an outdoor space used for, and equipped with facilities for, recreation, especially by children.
32. **Premises** includes:
  - (a) land (whether vacant or not); and
  - (b) land covered by water, whether permanently or temporarily or from time to time; and
  - (c) the whole or any part of a building or other structure, of whatever type and whether of a permanent or temporary nature; and
  - (d) a vehicle.
33. **Protocol** means a protocol approved by the **Chief Health Officer** or someone authorised for that purpose by the Chief Health Officer and not subsequently revoked by the Chief Health Officer or someone so authorised, which:
  - (a) specifies the total number of patrons which may be at a formerly affected place at the same time; and
  - (b) specifies the requirements which must be complied with at the formerly affected place (which may include, or entirely comprise, requirements which must be complied with irrespective of the number of patrons at the formerly affected place at any given time); and
  - (c) addresses any other matter which the Chief Health Officer or the person authorised by the Chief Health Officer (as the case may be) considers appropriate.
34. **Public place** means premises that are open to the public, or are used by the public whether or not for payment of money or other consideration, whether or not the place is ordinarily so open or used and whether or not the public to whom it is open consists of

only a limited class of persons, but does not include premises being used at the relevant time for holding a wedding or funeral.

35. **Relevant officer** means an **authorised officer**, an **emergency officer** or a **responsible officer**.
36. **Re-opening requirements** means each of the following requirements:
- (a) completion of a **safety plan** before the place opens to the public for purposes other than purposes for which the place could have opened to the public (if any) immediately before these directions came into effect; and
  - (b) display of a **safety plan certificate** in a prominent place visible to members of the public at the place from no later than when the place opens to the public until the State of Emergency ends.
37. **Responsible officer** means:
- (a) an officer, employee or contractor of the Department of Health; or
  - (b) an officer, employee or contractor of a health service provider, as that term is defined by section 6 of the *Health Services Act 2016* (WA); or
  - (c) any other person authorised by the Chief Health Officer orally or in writing to require the production for inspection or to inspect, or both, a written register that is described in paragraph 16.
38. **Safety plan** means a plan which addresses (for the purposes of preventing the spread of COVID-19) how the owner, occupier or person apparently in charge of an affected place to which the plan relates, and their staff, intend to ensure that:
- (a) physical distancing guidelines will be implemented; and
  - (b) required hygiene standards will be maintained; and
  - (c) staff will be appropriately trained or educated; and
  - (d) the contact details of patrons will be collected, maintained and kept available for inspection; and
  - (e) an exposure or suspected exposure of a person to COVID-19 will be managed appropriately.



*Note: at the time of making these directions, information about preparing safety plans, as well as safety plan certificates, are provided at the following website:*

*<https://www.wa.gov.au/organisation/department-of-the-premier-and-cabinet/covid-19-coronavirus-business-and-industry-advice# covid-safety-plan>*

39. **Safety plan certificate** means a certificate which:

- (a) states the number of patrons who can be accommodated at the place (unless the place is a beauty parlour or salon (including a hairdressers or barbershop), nail salon, tattoo parlour, spa or massage parlour and is being used to provide a service or services described in paragraph 14(b)); and
- (b) records the agreement of the owner, occupier or person apparently in charge of an affected place where the safety plan certificate is displayed to maintain the WA Government's safety measures.

*Note: at the time of making these directions, information about the requirements and form of a safety plan certificate is provided at the following website:*

*<https://www.wa.gov.au/organisation/department-of-the-premier-and-cabinet/covid-19-coronavirus-business-and-industry-advice# covid-safety-plan>*

40. **Skate park** means a facility specifically designed for skateboarding, rollerskating or rollerblading, containing structures such as ramps and basins.

41. **Staff** means a person who has responsibilities at an affected place or a formerly affected place as an officer or employee or in some other capacity (including a voluntary capacity) and includes:

- (a) in the case of a sporting activity, coaches and officials such as umpires, referees or scorekeepers;
- (b) in the case of a religious service at a place of worship:
  - (i) a person who leads or presides at the service, such as an imam, priest or rabbi; and
  - (ii) persons who assist the person who leads or presides at the service (including those who would ordinarily read from scripture or some other sacred text to a congregation or other group gathered to participate in the service); and

(iii) persons present for the purpose of live streaming or recording the service.

42. **Sufficient dividing structure** means a wall or other structure which:

- (a) substantially comprises material that is impervious to air flow; and
- (b) is capable of being cleaned or sanitised; and
- (c) is anchored to the ground or floor in a way which ensures that it cannot be lifted or pushed apart; and
- (d) either:
  - (i) reaches from the ground or floor to the ceiling (or roof if there is no ceiling); or
  - (ii) starts from the ground or floor and is at least 2 metres high from the ground or floor to its lowest vertical point measured from the ground or floor.

*Note: in addition to meeting these requirements, a sufficient dividing structure must comply with any other legal requirements applicable to the structure in any way, including any legal requirements relating to the structural integrity of the structure (such as, but not limited to, requirements typically imposed or administered by local governments).*

43. **Wildlife park** means an amusement park at which the dominant form of amusement or entertainment relates to any or all of exposure to or experiences with or viewing wildlife but, for the avoidance of doubt, does not include Perth Zoo.

*Example: Caversham Wildlife Park is an amusement park which falls within this definition of a wildlife park.*

#### **SPECIFICATION OF INFORMATION UNDER SECTION 72A(1) OF THE ACT**

44. For the purposes of the definition of "relevant information" in section 72A(1) of the Act, I specify information relating to whether a person has completed a safety plan.

**PENALTIES**

It may be an offence to fail to comply with any of these directions, 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

5 June 2020 1721 hours