EMERGENCY MANAGEMENT ACT 2005 (WA)

QUARANTINE (CLOSING THE BORDER) DIRECTIONS

PARAGRAPH 5(E)(II) (FLIGHT CREW AND TRANSITING AIRCRAFT PASSENGERS) APPROVAL (NO 2)


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.

On 5 April 2020, I made the Quarantine (Closing the Border) Direction (Directions). I amended the Directions by making the:

(a) Quarantine (Closing the Border) Amendment Directions on 7 July 2020;
(b) Quarantine (Closing the Border) Amendment Directions (No 2) on 9 July 2020; and
(c) Quarantine (Closing the Border) Amendment Directions (No 3) on 19 July 2020.

Under paragraph 5(e)(ii) of the Directions as amended, a person who is an exempt traveller within the meaning of the Directions and who has been in New South Wales or Victoria in the previous 14 days may enter Western Australia if they are a person or in a category of person who I approve in writing, provided that the person or a person in that category complies with any terms or conditions to which that approval is subject and, if the person or a person in that category enters Western Australia by disembarking from an affected aircraft, the person disembarks from the affected aircraft at Perth airport.

I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, now give the following approval under paragraph 5(e)(ii) of the Directions.

PREAMBLE

1. The purpose of this approval is to limit the spread of COVID-19.
Note 1: a person who is the subject of this approval remains subject to the Directions so far as they apply to exempt travellers, including paragraph 5 (which identifies circumstances in which an exempt traveller cannot enter Western Australia).

Note 2: this is not an approval under anything except paragraph 5(e)(ii) of the Directions. For the avoidance of doubt, it is also necessary to comply with any other relevant directions under State and Commonwealth law.

CITATION

2. This approval may be referred to as the **Paragraph 5(e)(ii) (Flight Crew and Transiting Aircraft Passengers) Approval (No 2)**.

COMMENCEMENT

3. This approval comes into effect at 11.59 pm on 19 July 2020.

REVOCATION AND CONTINUING OBLIGATIONS

4. The Paragraph 5(e)(ii) (Flight Crew and Transiting Aircraft Passengers) Approval (revoked approval) that I made on 9 July 2020 is revoked.

5. Despite paragraph 4, if a person was subject to any obligations under the revoked approval immediately before this approval came into effect, the person must continue to comply with those obligations to the same extent that the person would have to comply with them if the revoked approval had not been revoked.

APPROVAL

6. A person who is a **transiting aircraft passenger** and complies with the terms and conditions of the Approval for Transiting Aircraft Passengers (No 2) that was made by Assistant Commissioner Paul Steel on 23 May 2020 is approved for the purposes of paragraph 5(e)(ii) of the Directions.

7. A person who is an **international flight crew member** or a **domestic flight crew member** and complies with the terms and conditions of the Exempt Traveller (International and Domestic Flight Crew) Approval and Conditions (No 2) that was made by Assistant Commissioner Paul Steel on 1 May 2020 and any additional terms and conditions in this approval which apply to them, is approved for the purposes of paragraph 5(e)(ii) of the Directions.
8. If a person is a domestic flight crew member who is ordinarily resident in Western Australia, the domestic flight crew member must:

(a) upon exiting the terminal, travel as soon as possible and by the most direct route available and without stopping except as required by law or necessary for fuel to suitable premises, either:

(i) in the domestic flight crew member's own vehicle; or

(ii) in another way that an authorised officer directs the domestic flight crew member to take, either orally or in writing; and

(b) remain at the suitable premises for a period ending fourteen (14) days after the day on which they entered Western Australia or for the duration of their layover, which is the shorter time period; and

(c) not leave the suitable premises other than to return to the terminal for their outward-bound flight, or as otherwise provided in paragraph 9.

9. A person who is required to comply with paragraph 8 of this approval may leave their suitable premises if:

(a) the person is given another direction which they are required by law to obey; or

(b) the person must leave the suitable premises to receive urgent medical treatment at a hospital, provided that prior to leaving the suitable premises (and if it is practicable to do so), the person telephones the ambulance service or the hospital or other treatment facility at which the urgent medical treatment will be sought and informs them that the person is subject to a quarantine direction and needs to attend the hospital or other treatment facility for urgent medical treatment; or

(c) the person must leave the suitable premises to escape an imminent threat to their safety, provided that the person:

(i) goes no further from the suitable premises than is necessary to escape that threat; and

(ii) returns to the suitable premises as soon as it is safe to do so; and
(iii) if the person is unable to return to the suitable premises within an hour of leaving, telephones the police on 131 444 and informs them that the person is subject to a quarantine direction and had to leave the suitable premises.

10. A person who is required to comply with paragraph 8 of this approval must call 1300 316 555 immediately if the person develops or has recently experienced symptoms.

11. If a person is a domestic flight crew member, the person must also wear a face mask if available and practicable when transiting through a terminal or any other crowded place.

12. For the avoidance of doubt, to the extent of any inconsistency between this approval and the Exempt Traveller (International and Domestic Flight Crew) Approval and Conditions (No 2), this approval prevails.

DEFINITIONS

13. **Affected aircraft** has the same meaning that it has in the Directions.

14. **Authorised officer** has the same meaning that it has in the Directions.

   *Note: at the time of giving this approval, all police officers are authorised officers.*

15. **Direction** includes any direction under the Act or the *Public Health Act 2016* (WA), whether the direction is given orally or in writing.

16. **Domestic flight crew member** has the same meaning that is has in the Exempt Traveller (International and Domestic Flight Crew) Approval and Conditions (No 2).

17. **International flight crew member** has the same meaning that is has in the Exempt Traveller (International and Domestic Flight Crew) Approval and Conditions (No 2).

18. **Hospital** has the same meaning that it has in the *Health Services Act 2016* (WA).

19. **Layover** has the same meaning that it has in the Exempt Traveller (International and Domestic Flight Crew) Approval and Conditions (No 2).

20. **Suitable premises** has the same meaning that it has in the Directions.

21. **Symptoms** means any one or more of:

   (a) a fever of 38 degrees or above; or

   (b) a recent history of fever; or

   (c) symptoms of acute respiratory infection (including, but without limitation,
shortness of breath, a cough or sore throat).

22. **Terminal** has the same meaning that it has in the Approval for Transiting Aircraft Passengers (No 2).

23. **Transiting aircraft passenger** has the same meaning that it has in the Approval for Transiting Aircraft Passengers (No 2).

Christopher John Dawson  
State Emergency Coordinator and Commissioner of Police  
19 July 2020 2026 hours