

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 61, 67, 70 and 72A

QUARANTINE (CLOSING THE BORDER) AMENDMENT DIRECTIONS (NO 6)

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 under sections 61, 67, 70 and 72A of the Act.

PREAMBLE

1. The purpose of these directions is to amend the Quarantine (Closing the Border) Directions made on 5 April 2020 (**Primary Directions**).

CITATION

2. These directions may be referred to as the **Quarantine (Closing the Border) Amendment Directions (No 6)**.

COMMENCEMENT

3. These directions come into effect at 11.59 pm on 18 September 2020.

DIRECTIONS

4. The Primary Directions are amended by:
 - (a) deleting the note preceding paragraph 4;
 - (b) deleting paragraph 5(e) and inserting in its place the following subparagraph:
 - (e) has been in New South Wales or Victoria in the previous 14 days unless:

- (i) the person falls into one or more of the categories described in paragraph 27(b), (d) and (f) to (ga) and, until the end of the fourteenth day after the person enters Western Australia or they leave Western Australia, whichever is earlier, the person (unless directed otherwise):
 - (A) takes all reasonable steps to avoid coming within 1.5 metres of another person; and
 - (B) when coughing or sneezing does so into their elbow or a tissue; and
 - (C) washes their hands often with soap and water or using alcohol hand rub, particularly before or after eating and after attending a bathroom; and
 - (D) wears a face mask if available and appropriate having regard to the person's ability to wear a face mask, when the person is in public, or in the same room with one or more other persons; and
 - (E) telephones 1300 316 555 if they believe that they have developed symptoms as soon as possible after they form that belief to report that belief; or
- (ii) the person is approved, or falls into a category of persons approved, by me as the State Emergency Coordinator or a person authorised by me as the State Emergency Coordinator for the purpose, and:
 - (A) complies with any terms or conditions to which that approval is subject (which may include a **quarantine direction**); and
 - (B) if the person enters Western Australia by disembarking from an **affected aircraft** and does not fall into the category of persons described in paragraph 27(c), the person disembarks from the affected aircraft at Perth Airport.

Note: the approval described in paragraph 5(e)(ii) is required in addition to any other requirement (including any term or condition) imposed on a category of exempt traveller (other than the categories described in paragraph 27(b), (d) and (f) to (ga)).

- (c) deleting paragraph 5A(b)(ii) and inserting in its place the following subparagraph:
 - (ii) no relevant person disembarks from the aircraft except at Perth Airport unless the person falls into the category of persons described in paragraph 27(c).
- (d) deleting paragraph 27(a) to (e) and inserting in its place the following subparagraphs:
 - (a) a senior Government official who in carrying out the official's duties, is responsible (alone or with others) for the safety of the Nation or a State or territory against threats such as terrorism, war, or espionage and is required to be present in Western Australia in connection with those duties, provided that (unless otherwise directed, which direction may add to, remove or modify the requirements of this subparagraph):
 - (i) if the senior Government official has only been in Western Australia, the Australian Capital Territory, the Northern Territory, South Australia or Tasmania in the previous 14 days, the senior Government official must comply with the terms and conditions specified in Column 2 of Schedule 1 as terms and conditions for an exempt traveller under paragraph 27(a)(i); or
 - (ii) if the senior Government official has been in Victoria in the previous 14 days, the senior Government official must be given a centre direction and must comply with the centre direction; or
 - (iii) if the senior Government official does not fall within either of paragraph 27(a)(i) or (ii), the senior Government official must be given a self-quarantine direction and must comply with the terms and conditions specified in Column 2 of Schedule 1 as

terms and conditions for an exempt traveller under paragraph 27(a)(iii); or

- (b) active Australian military personnel (including members of the Australian Defence Force Reserve on active duty) required to be on duty in Western Australia while in Western Australia, or any category of such personnel, who complies with any terms or conditions that are imposed by me as the State Emergency Coordinator, or a person authorised by me as the State Emergency Coordinator for the purpose (which may include a quarantine direction); or
- (c) a member of the Commonwealth Parliament, provided that (unless otherwise directed, which direction may add to, remove or modify the requirements of this subparagraph):
 - (i) if the member has only been in Western Australia, the Australian Capital Territory, the Northern Territory, South Australia or Tasmania in the previous 14 days, the member complies with the terms and conditions specified in Column 2 of Schedule 1 as terms and conditions for an exempt traveller under paragraph 27(c)(i); or
 - (ii) if the member has been in Victoria in the previous 14 days, the member must be given a centre direction and must comply with the centre direction; or
 - (iii) if the member does not fall within either of paragraph 27(c)(i) or (ii), the member must be given a self-quarantine direction and must comply with the terms and conditions specified in Column 2 of Schedule 1 as terms and conditions for an exempt traveller under paragraph 27(c)(iii); or
- (d) a person who is carrying out functions under a law of the Commonwealth, who complies with any terms or conditions that are imposed by me as the State Emergency Coordinator, or a person authorised by me as the State Emergency Coordinator for the purpose (which may include a quarantine direction); or
- (e) the Premier of Western Australia and any member or members of the

Premier's staff (**relevant person**), provided that (unless otherwise directed, which direction may add to, remove or modify the requirements of this subparagraph):

- (i) if the relevant person has only been in Western Australia, the Australian Capital Territory, the Northern Territory, South Australia or Tasmania in the previous 14 days, the relevant person must comply with the terms and conditions specified in Column 2 of Schedule 1 as terms and conditions for an exempt traveller under paragraph 27(e)(i); or
 - (ii) if the relevant person has been in Victoria in the previous 14 days, the relevant person must be given a centre direction and must comply with the centre direction; or
 - (iii) if the relevant person does not fall within either of paragraph 27(e)(i) or (ii), the relevant person must be given a self-quarantine direction and must comply with the terms and conditions specified in Column 2 of Schedule 1 as terms and conditions for an exempt traveller under paragraph 27(e)(iii); or
- (e) deleting paragraph 27(g) and inserting in its place the following subparagraphs:
- (g) any person (other than an airline or maritime crew member) who in the course of the person's duties is responsible for provision of transport or freight and logistics services into or out of Western Australia and enters Western Australia by crossing the border into Western Australia by road, provided that the person remains in Western Australia for only so long as is reasonably required to perform those duties; or
 - (ga) any person (other than an airline or maritime crew member) who in the course of the person's duties is responsible for provision of transport or freight and logistic services into or out of Western Australia and enters Western Australia other than by crossing the border into Western Australia by road, and who I as the State Emergency Coordinator, or a person authorised by me as the State Emergency Coordinator for the purpose, approves and who complies with any terms or conditions to which that approval is subject (which may include a quarantine

direction); or

(f) deleting paragraph 27(h) and inserting in its place the following subparagraph:

(h) a specialist or category of specialist required for industry or business continuity or maintenance of competitive operation where the service is time-critical and the specialist's skills are not otherwise reasonably available in Western Australia, who I as the State Emergency Coordinator, or a person authorised by me as the State Emergency Coordinator for the purpose, approves and who complies with any terms or conditions to which that approval is subject (which may include a quarantine direction); or

Note: a person who performs their duties according to an established work schedule or roster will not be considered a specialist for the purpose of paragraph 27(h)

(g) deleting paragraph 27(j);

(h) deleting the words "in writing" from paragraph 27(f), (i) and (m) to (r);

(i) deleting the word "written" wherever it appears in paragraph 27(l);

(j) deleting the word "residential" from paragraph 42;

(k) deleting the words "beginning on the next page" from the text following the date and time on which the State Emergency Coordinator and Commissioner of Police signed the Primary Directions and inserting in its place the words "after Schedule 1":

(l) inserting before the form scheduled to the Primary Directions and bearing the citation "Centre Direction" the following Schedule:

**SCHEDULE 1 – TERMS AND CONDITIONS FOR CERTAIN
CATEGORIES OF EXEMPT TRAVELLERS**

Column 1 – Relevant Category of Exempt Traveller	Column 2 – Relevant Terms and Conditions
Paragraph	The exempt traveller:

<p>27(a)(i) Paragraph 27(c)(i) Paragraph 27(e)(i)</p>	<p>(a) must take all reasonable steps to keep a written record of the following details relating to any person (A) with whom they have close contact in the period commencing when the exempt traveller enters Western Australia and ending on the 14th day after the day on which the exempt traveller enters Western Australia (relevant period):</p> <ul style="list-style-type: none"> (i) A's name; and (ii) A's contact telephone number; and (iii) the date and time when the exempt traveller had close contact with A; and (iv) the location at which the exempt traveller had close contact with A; and <p>(b) must produce the written record referred to in paragraph (a) for inspection if requested by an authorised officer or an emergency officer to do so; and</p> <p>(c) must not, during the relevant period, enter a hospital or any place to which either or both of the following directions apply, unless otherwise directed:</p> <ul style="list-style-type: none"> (i) the Remote Aboriginal Communities Directions No. 3 given on 4 June 2020, or any further directions that amend or replace those directions; and (ii) the Visitors to Residential Aged Care Facilities Directions (No 4) made under the <i>Public Health Act 2016</i> (WA) on 18 September 2020, or any further directions that amend or replace those directions; and
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	<p>(d) must not, during the relevant period, attend a public gathering or event unless:</p> <ul style="list-style-type: none"> (i) the exempt traveller does so in connection with their official duties or functions; or (ii) otherwise directed.
<p>Paragraph 27(a)(iii)</p> <p>Paragraph 27(c)(iii)</p> <p>Paragraph 27(e)(iii)</p>	<p>The exempt traveller must comply with the self-quarantine direction given to them and is subject to the following terms and conditions:</p> <p>(a) despite the self-quarantine direction, the exempt traveller may leave the suitable premises specified in the self-quarantine direction where it is necessary for the exempt traveller to do so to perform their official duties or functions, provided that:</p> <ul style="list-style-type: none"> (i) the exempt traveller returns to the suitable premises as soon as possible after it is no longer necessary to be outside those premises; and (ii) the exempt traveller does not attend a public gathering or event unless the exempt traveller does so in connection with their official duties or functions, or is otherwise directed; and <p>(b) must take all reasonable steps to keep a written record of the following details relating to any person (A) with whom they have close contact in the period commencing when the exempt traveller enters Western Australia and ending on the 14th day after the day on which the exempt traveller enters Western Australia (relevant period):</p> <ul style="list-style-type: none"> (i) A's name; and (ii) A's contact telephone number; and

	<ul style="list-style-type: none"> (iii) the date and time when the exempt traveller had close contact with A; and (iv) the location at which the exempt traveller had close contact with A; and <p>(c) must produce the written record referred to in paragraph (b) for inspection if requested by an authorised officer or an emergency officer to do so; and</p> <p>(d) must, during the relevant period and when the exempt traveller is in public or in the same room with one or more other persons, wear a face mask if available and appropriate having regard to the exempt traveller's ability to wear a face mask and the performance of the exempt traveller's official duties or functions; and</p> <p>(e) must not, during the relevant period, enter a hospital or any place to which either or both of the following directions apply, unless otherwise directed:</p> <ul style="list-style-type: none"> (i) the Remote Aboriginal Communities Directions No. 3 given on 4 June 2020, or any further directions that amend or replace those directions; and (ii) the Visitors to Residential Aged Care Facilities Directions (No 4) made under the <i>Public Health Act 2016</i> (WA) on 18 September 2020, or any further directions that amend or replace those directions.
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(m) deleting paragraph 6 from the form scheduled to the Primary Directions and bearing the citation "Centre Direction" and inserting in its place the following paragraph:

6. You must remain inside an allocated room at the quarantine centre for a

period of 14 days commencing from the date and time that you enter Western Australia (unless otherwise directed at the quarantine centre).

(n) deleting paragraph 6 from the form scheduled to the Primary Directions and bearing the citation "Hospital Direction" and inserting in its place the following paragraph:

6. You must remain at the hospital for a period ending fourteen (14) days after the day on which you entered Western Australia (unless otherwise directed).

(o) deleting paragraph 6 from the form scheduled to the Primary Directions and bearing the citation "Self-Quarantine Direction" and inserting in its place the following paragraph:

6. As soon as you arrive at the suitable premises, you must remain inside them for a period ending fourteen (14) days after the day on which you entered Western Australia unless:

- (a) you are given another direction which you are required by law to obey; or
- (b) you must leave them to escape an immediate threat to your safety.

(p) deleting paragraph 6 from the form scheduled to the Primary Directions and bearing the citation "Self-Quarantine (Unaccompanied Child) Direction" and inserting in its place the following paragraph:

6. As soon as you arrive at the suitable premises, you must remain inside them for a period ending fourteen (14) days after the day on which you entered Western Australia unless:

- (a) you are given another direction which you are required by law to obey; or
- (b) you must leave them to escape an immediate threat to your safety.

(q) deleting paragraph 6 from the form scheduled to the Primary Directions and bearing the citation "Movement Direction" and inserting in its place the

following paragraph:

6. As soon as you arrive at the suitable premises, you must ensure your child remains inside them for a period ending fourteen (14) days after the day on which your child entered Western Australia unless:
 - (a) you are given another direction which you are required by law to obey; or
 - (b) your child must leave them to escape an immediate threat to his or her safety.

5. For the avoidance of doubt, I confirm that the Primary Directions continue in effect as in force immediately before the date and time specified in paragraph 3 of these directions but, from that date and time, as amended by paragraph 4 of these directions.



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Christopher John Dawson
Commissioner of Police and State Emergency Coordinator
18 September 2020 1545 hours