

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 67 and 72A

NORTHERN TERRITORY QUARANTINE, ISOLATION AND PRESENTATION FOR TESTING MODIFICATION DIRECTIONS

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 am 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 67 and 72A of the Act.

PREAMBLE

1. The purpose of these directions is to modify the operation of existing requirements to self-quarantine and present for testing that apply to a limited class of people who **entered** Western Australia within 14 days of having been in the Northern Territory.

CITATION

2. These directions may be referred to as the **Northern Territory Quarantine, Isolation and Presentation for Testing Modification Directions**.

COMMENCEMENT

3. These directions come into effect at 12.01 am on 12 July 2021.

DIRECTIONS

4. A person who:
 - (a) entered Western Australia prior to these directions coming into effect; and
 - (b) in the 14 days before entering Western Australia had been in the Northern Territory, but had not been in:
 - (i) the Australian Capital Territory; or
 - (ii) New South Wales; or
 - (iii) Queensland; or

- (iv) any other place outside of Australia, other than New Zealand; and
- (c) at the time of these directions coming into effect was subject to a **quarantine requirement**; and
- (d) is not quarantined in premises with another person (Person B) who is subject to a quarantine requirement by reason of Person B, in the 14 days prior to Person B having entered Western Australia, having been in any place outside of Australia,

is no longer required to comply with the quarantine requirement.

Note: A person who is undertaking supervised quarantine or who is a close contact of a person with COVID-19 or has returned a positive test for COVID-19 will still be required to quarantine or isolate in accordance with the directions they were issued. Supervised quarantine is defined in the definitions section of these directions.

5. A person who:

- (a) is a person falling within paragraph 4; and
- (b) at the time of these directions coming into effect was subject to a **presentation for testing requirement**,

is no longer required to comply with the presentation for testing requirement.

6. A person who:

- (a) is a person falling within paragraph 4; and
- (b) at the time of these directions coming into effect was subject to an **isolation following testing requirement**,

is no longer required to comply with the isolation following testing requirement unless the person has **symptoms**.

7. Nothing in these directions affects, cures or relieves any breach of any quarantine requirement or presentation for testing requirement or isolation following testing requirement that occurred prior to the date and time set out in paragraph 3.

DEFINITIONS

8. **Children requirements** has the same meaning that it has in the Controlled Border for Western Australia Directions.

9. **Direction** means any other direction under the Act or the *Public Health Act 2016* (WA), whether the direction is given orally or in writing.
10. **Entered** means:
- (a) in relation to a person to whom the Controlled Border for Western Australia Directions applies, has a meaning that corresponds to the meaning of the term enter in the Controlled Border for Western Australia Directions; and
 - (b) in relation to a person to whom a specified arrangement applies, has a meaning that corresponds to the meaning of the term enter in the specified arrangement.
11. **Exposure period** means a period of time identified in publicly available materials published by the relevant government authority of New Zealand or any Australian State or Territory as being a time period when a person who was at or within the **exposure site** was at heightened risk of contracting COVID-19.
12. **Exposure site** means a specific building, business, facility or location that has been identified in publicly available materials published by the relevant government authority of New Zealand or any Australian State or Territory as being a location where a heightened risk of contracting COVID-19 existed if persons were at or within that location during the **exposure period**.
13. **Exposure site direction** means a direction made under the Act which imposes obligations on a person based upon that person having been at an exposure site during the relevant exposure period.
14. **Isolation following testing requirement** means a requirement to isolate under paragraph 5 of the Quarantine and Isolation (Undiagnosed) Directions (No 2) where the person was tested for COVID-19 after complying with a presentation for testing requirement.
15. **Modified quarantine direction** has the same meaning that it has in the Controlled Border for Western Australia Directions.
16. **Presentation for testing requirement** means any requirement to present for testing under:
- (a) the Presentation for Testing Directions (No 26);
 - (b) the Presentation for Testing Directions (No 27), or any further direction that revokes or replaces those directions; or

- (c) any requirement to present for testing under any other direction where the obligation to present for testing arises by virtue of the person having been in the Northern Territory.
17. **Quarantine centre** means any quarantine centre operated by the State Health Incident Coordination Centre (including hotel quarantine centres) or which has been arranged by the State Health Incident Coordination Centre for the quarantining of people for public health purposes in connection with COVID-19.
18. **Quarantine requirement** means:
- (a) the **self-quarantine requirements**; or
 - (b) a **modified quarantine direction**; or
 - (c) the **children requirements**; or
 - (d) a requirement to quarantine under or pursuant to a **specified arrangement**; or
 - (e) any other requirement to undertake a period of quarantine pursuant to a **direction**,
- but does not include:
- (f) **supervised quarantine**; or
 - (g) a requirement to quarantine or isolate under either or both of the **relevant directions**; or
 - (h) a requirement to quarantine under an **exposure site direction**.
19. **Relevant directions** means each of the Quarantine and Isolation (Undiagnosed) Directions (No 2) and the Isolation (Diagnosed) Directions (No 2).
20. **Self-quarantine requirements** has the same meaning that it has in the Controlled Border for Western Australia Directions.
21. **Specified arrangement** has the same meaning that it has in the Controlled Border for Western Australia Directions.
22. **Supervised quarantine** means quarantine that is being undertaken in a **quarantine centre**.
23. **Symptoms** has the same meaning that it has in the Controlled Border for Western Australia Directions.

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.



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Christopher John Dawson
Commissioner of Police and State Emergency Coordinator

9 July 2021 1526 hours