

EMERGENCY MANAGEMENT ACT 2005 (WA)

Section 67, 70 and 72A

TRIDENT VESSEL STATUS 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 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, State Emergency Coordinator and Commissioner of Police, now give the following directions pursuant to my powers under sections 67, 70 and 72A of the Act.

PREAMBLE

1. The purpose of these directions is to maintain the **trident vessels** as **unexposed vessels** for the purposes of the **maritime worker directions** subject to the trident vessels complying with the COVID-19 risk mitigation measures set out in these directions.

COMMENCEMENT

2. These directions come into effect upon signing.

DIRECTIONS

3. Notwithstanding any provision to the contrary in a maritime worker direction, each trident vessel is, at the time these directions come into effect, deemed to be an unexposed vessel for the purposes of the maritime worker directions, and will remain an unexposed vessel for the purposes of the maritime worker directions for so long as that trident vessel and its **Australian crew members** and **approved port entrants** are managed strictly in accordance with each of the conditions set out in paragraph 4.
4. The conditions referred to in paragraph 3 are:
 - (a) the only persons who embark or are on board the trident vessel are Australian crew members and approved port entrants; and
 - (b) each Australian crew member embarking the trident vessel does so at the port of Dampier; and

- (c) each Australian crew member embarking the trident vessel has complied with the COVID-19 testing obligations and isolation obligations applicable to that Australian crew member under the **COVID Management Plan**, and all requisite COVID-19 testing is undertaken by an **approved testing provider**; and
- (d) no Australian crew members disembark the trident vessel in any location outside of Australia; and
- (e) the only ports outside of Australia entered by the trident vessel are in Japan; and
- (f) each approved port entrant on board the trident vessel wears **appropriate PPE** at all times while on board the trident vessel; and
- (g) each Australian crew member wears appropriate PPE at all times any approved port entrant is on board the trident vessel; and
- (h) any area of the trident vessel visited by an approved port entrant is cleaned and disinfected in accordance with the COVID Management Plan; and
- (i) not later than 24 hours prior to entering a Western Australian port, the master of the trident vessel completes a **trident vessel declaration** and emails that declaration to the following email address:

SOCC.COVID19@police.wa.gov.au; and
- (j) the trident vessel only disembarks Australian crew members onto land at the port of Dampier; and
- (k) each Australian crew member who disembarks from a trident vessel travels immediately by **charter vehicle** to Karratha Airport, and on arrival at Karratha Airport, promptly travels by **charter flight** to Perth Airport; and
- (l) on arrival at Perth Airport, each Australian crew member immediately travels by charter vehicle to the **primary isolation location**; and
- (m) as soon as practicable after arrival at the primary isolation location, each Australian crew member is tested for COVID-19 by an approved testing provider; and
- (n) on arrival at the primary isolation location, each Australian crew member isolates in their own room at the primary isolation location until they receive a

negative test result, provided that an Australian crew member who has access to a **personal isolation location** in the Perth metropolitan area may leave the primary isolation location to travel to their personal isolation location provided that Australian crew member:

- (i) has been tested for COVID-19 at the primary isolation location; and
 - (ii) travels directly and without stopping to their personal isolation location by charter vehicle, or if charter vehicle is not practicable, by private vehicle, taxi or rideshare service; and
 - (iii) remains within their personal isolation location until they receive a negative test result; and
- (o) each Australian crew member who disembarks from a trident vessel wears appropriate PPE at all times from the time they disembark the trident vessel until they have received a negative test result, except:
- (i) when alone in their own room at the primary isolation location or personal isolation location with the door closed; and
 - (ii) when being tested for COVID-19; and
- (p) the trident vessel is operated, and the Australian crew members and approved port entrants are managed, in accordance with the **application letter**, provided that in the event of inconsistency between the application letter and these directions, these directions prevail; and
- (q) the trident vessel is operated, and the Australian crew members and approved port entrants are managed, in accordance with the COVID Management Plan, provided that in the event of inconsistency between the COVID Management Plan and these directions, these directions prevail.
5. The master of a trident vessel who completes a trident vessel declaration must do so truthfully and accurately.
6. Each Australian crew member who disembarks from a trident vessel that was subject to these directions at the time of disembarkation must comply with paragraphs 4(k) to (o) of these directions.

7. The **company** must immediately notify the Public Health Emergency Operations Centre and the Western Australian Police Force on becoming aware of any breach of the conditions in paragraph 4 of these directions, providing full particulars of the breach.
8. Unless otherwise notified in writing by the Chief Health Officer or a delegate of the Chief Health Officer, if any of the conditions in paragraph 4 are not satisfied, the trident vessel affected by the breach will cease to be subject to these directions, and the status of that vessel as an **exposed vessel** or an unexposed vessel will be determined by the usual operation of the maritime worker directions.

DEFINITIONS

9. **Application letter** means the letter dated 7 July 2021 from Mr Neil Griffiths, Trident Manning Manager, to Dr Andrew Robertson, Chief Health Officer and Mr Christopher Dawson, State Emergency Coordinator.
10. **Appropriate PPE** means:
 - (a) a disposable surgical mask that covers the nose and mouth; and
 - (b) such other PPE as is required under the COVID Management Plan.
11. **Approved port entrants** means any of the following persons who enter the trident vessel in a Japanese port:
 - (a) marine pilots; and
 - (b) workers required to extract LNG from the trident vessel; and
 - (c) persons working under the statutory authority of the Japanese Government; and
 - (d) persons entering the trident vessel to respond to a medical emergency or other emergency situation.
12. **Approved testing provider** means:
 - (a) Clinipath Pathology; or
 - (b) another provider of COVID-19 testing services which has been approved by the Chief Health Officer or a delegate of the Chief Health Officer.
13. **Australian crew member** means a person who is ordinarily resident in Australia and who acts as the crew of the trident vessel.

14. **Authorised PHEOC officer** has the same meaning that it has in the maritime worker directions.
15. **Charter flight** means a flight exclusively transporting Australian crew members.
16. **Charter vehicle** means a vehicle exclusively transporting Australian crew members.
17. **Company** means Trident LNG Shipping Services Pty Ltd.
18. **COVID Management Plan** means:
 - (a) the plan entitled 'Shell Trident COVID 19 Outbreak Management Plan, Shell Trident – Northwest Shelf LNG Vessels, version 1.0, dated March 2020'; or
 - (b) any amended plan or replacement plan approved by the Chief Health Officer or a delegate of the Chief Health Officer.
19. **Exposed vessel** has the same meaning that it has in the maritime worker directions.
20. **Maritime worker directions** means, as context demands:
 - (a) the Exposed On-Board Worker Directions; or
 - (b) the Rig or Platform Crew Member Directions; or
 - (c) the Maritime Crew Member Directions.
21. **Negative test result** means a test result:
 - (a) where no evidence of COVID-19 was detected; or
 - (b) where evidence of previous COVID-19 was detected, but where an **authorised PHEOC officer** has classified such infection as being a historical case.
22. **Personal isolation location** means a location where a person is able to isolate until they receive a negative test result without coming into contact with, or sharing facilities with, any other person.
23. **Primary isolation location** means:
 - (a) the Crowne Plaza Hotel, 54 Terrace Road, Perth WA; or
 - (b) such other venue as is approved by the Chief Health Officer or a delegate of the Chief Health Officer.
24. **Trident vessel** means, as context demands, the vessel known as the:
 - (a) NW Sanderling; or

(b) NW Sandpiper; or

(c) NW Snipe; or

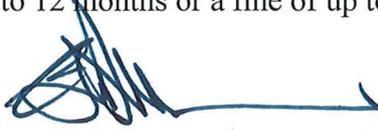
(d) NW Stormpetrel.

25. **Trident vessel declaration** means a declaration in the form of Schedule 1 of these directions.

26. **Unexposed vessel** has the same meaning that it has in the maritime worker directions.

PENALTIES

It may be an offence to fail to comply with this direction, 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

21 July 2021

1606 hours

SCHEDULE 1

Trident Vessel Declaration Form

I [insert name], master of the [insert relevant Trident vessel name] (vessel) declare the following:

1. The vessel departed the coastal waters of Western Australia on [insert date], has travelled only to the following ports [insert ports], and proposes returning to Dampier Port at approximately [insert time] on [insert date] (voyage).
2. The Australian crew members on the vessel for this voyage were [insert names of Australian crew members on this voyage].
3. Each Australian crew member remained on the vessel at all times during the voyage.
4. The only persons who embarked (or re-embarked) the vessel during the voyage are [insert each person who embarked the vessel and the capacity in which they embarked]
5. Each person who embarked (or re-embarked) the vessel during the voyage was an approved port entrant.
6. Each area on the vessel visited by an approved port entrant was promptly cleaned and disinfected after it was visited by the approved port entrant in accordance with the COVID Management Plan.
7. Each approved port entrant wore appropriate PPE at all times while on board the vessel.
8. Each Australian crew member wore appropriate PPE at all times when any approved port entrant was on board the vessel.
9. No person on board the vessel is experiencing, or has at any time during voyage experienced fever, acute respiratory infection (including but not limited to shortness of breath, cough, or sore throat), loss of smell or taste, or any other symptom consistent with COVID-19 infection.

The information in this declaration is true and accurate. I acknowledge that failure to complete this declaration truthfully and accurately comprises an offence punishable by imprisonment for up to 12 months or by a fine of up to \$50,000.

Signature

Date