

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 67, 70 and 72A

DIRECTION – MV KEN HOU CREW MEMBERS

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, 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 facilitate **MV Ken Hou crew members** entering Western Australia for the purpose of presenting for testing for COVID-19, to prevent the importation of COVID-19 into Western Australia and to otherwise mitigate the potential adverse effects of COVID-19.

COMMENCEMENT

2. These directions come into effect upon signing.

DIRECTIONS

3. Notwithstanding any provision to the contrary in the Controlled Border for Western Australia Directions or the Maritime Crew Member Directions, if you are a MV Ken Hou crew member you must:
 - (a) disembark from the **vessel** when **instructed** to do so by a **relevant officer**; and
 - (b) comply with all obligations under these directions after you disembark.
4. As soon as possible after disembarking the vessel you must:
 - (a) go to a location as directed by a relevant officer where testing for COVID-19 is being conducted; and
 - (b) comply with any instruction given to you by a relevant officer at that place; and
 - (c) answer truthfully if a relevant officer asks you to describe your state of health or asks whether you have or have had any **symptoms**; and

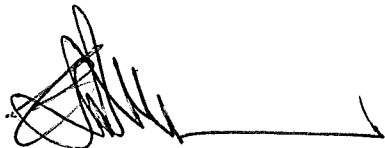
- (d) remain at the testing booth until:
 - (i) you have been tested for COVID-19; or
 - (ii) a relevant officer has instructed you that you may leave the testing booth; and
 - (e) return immediately to the vessel when instructed to do so by a relevant officer.
5. You must wear a face mask from when you disembark from the vessel until you return to the vessel, unless otherwise directed by a relevant officer.
6. While you are subject to this direction you must take all reasonable steps to keep at least 1.5 metres away from any other person.

DEFINITIONS

7. **Instruction** means an instruction given for the purposes of these directions which is not a direction, whether the instruction is given orally or in writing, and **instructed** means instructed by way of an instruction given for the purposes of these directions, whether the instruction is given orally or in writing.
8. **MV Ken Hou crew member** means a member of the crew of the vessel at the commencement of these directions.
9. **Relevant officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
10. **Symptoms** means any one or more of:
- (a) a fever above 37.5 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); or
 - (d) loss of smell or loss of taste.
11. **Vessel** means the bulk carrier MV Ken Hou.

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.



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Christopher John Dawson

Commissioner of Police and State Emergency Coordinator

23 August 2021 1128 hours