

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 67, 70 and 72A

WEST COAST EAGLES TRAINING AND VENUE DIRECTIONS (NO 2)

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, 70 and 72A of the Act.

PREAMBLE

1. The purpose of these directions is to facilitate authorised training and post season activities involving **relevant persons** in a manner that is consistent with limiting the spread of COVID-19.

CITATION

2. These directions may be referred to as the **West Coast Eagles Training and Venue Directions (No 2)**.

COMMENCEMENT

3. These directions come into effect at the time of signing.

REVOCATION

4. The AFL 2021 Premiership Season (West Coast Eagles) Directions and West Coast Eagles Additional Relevant Person Quarantine Directions are revoked.

OPERATION

5. These directions impose specific requirements in relation to the relevant persons and the **approved training venue** attended by a relevant person.
6. A relevant person who **enters** Western Australia pursuant to these directions, and who would, but for these directions, be subject to:
 - (a) a **quarantine or isolation requirement**; or

(b) a **presentation for testing requirement**,

under the Controlled Border for Western Australia Directions, an **outbreak response direction**, the **presentation for testing directions** or paragraph 5 of the Quarantine and Isolation (Undiagnosed) Directions (No 2) is not required to comply with those quarantine or isolation requirements or presentation for testing requirements, provided the relevant person:

(c) is tested for COVID-19 within 48 hours of arriving in Western Australia at the approved training venue or at a place approved in writing by me or a person authorised by me for that purpose; and

(d) is tested for COVID-19 on the twelfth day after the day on which the relevant person was last in a **restricted location** at the approved training venue or at a place approved in writing by me or a person authorised by me for that purpose (unless the relevant person has left and is no longer in Western Australia); and

(e) complies with these directions.

7. For the avoidance of doubt, these directions apply in addition to, and do not derogate from, any other relevant requirement set out in the COVID Safe (Phase 5) Directions, or any further directions that I give that amend or replace those directions, provided that in the event of any inconsistency between those directions and these directions, these directions prevail.

*Note: for the avoidance of doubt, nothing in these directions affects the operation of the Isolation (Diagnosed) Directions (No 2) or any **exposure site direction**.*

APPROVAL

8. I approve each relevant person who has been in Queensland:

(a) after 12.01 am on 20 June 2021; and

(b) in the 14 days before the person enters Western Australia,

as an approved traveller for the purposes of paragraph 31(g) of the Outbreak Outside of Western Australia Response Directions (No 4).

*Note: These directions do not facilitate the entry into Western Australia by a person who is prevented from entering Western Australia under the terms of an **exposure site direction**.*

DIRECTIONS

9. A relevant person who proposes to enter or enters Western Australia must comply with paragraphs 4, 5 and 5A of the Controlled Border for Western Australia Directions.
10. A relevant person must enter Western Australia on a **charter flight**.

Quarantine at suitable premises

11. Unless otherwise directed, upon entering Western Australia, a relevant person must travel directly to **suitable premises**, or to the approved training venue and then to suitable premises, as soon as possible and by the most direct route available and without stopping except as required by law or necessary for fuel or rest.
12. A relevant person must travel from the airport to the approved training venue, and from the approved training venue to their suitable premises:
 - (a) in the relevant person's own motor vehicle; or
 - (b) in a **charter vehicle**; or
 - (c) in another way that an **authorised officer** directs the relevant person to take, either orally or in writing.
13. As soon as the relevant person arrives at their suitable premises, the relevant person must remain inside their suitable premises for the **quarantine period**, unless the relevant person:
 - (a) is given another **direction**; or
 - (b) leaves for the purpose of **participating** in an **authorised post season activity** at the approved training venue in accordance with paragraph 18; or
 - (c) leaves for the purpose of leaving Western Australia in accordance with paragraph 20; or
 - (d) must leave them to escape an immediate threat to their safety in accordance with paragraph 21; or
 - (e) leaves them to seek urgent medical treatment in accordance with paragraph 22; or
 - (f) leaves them for the purpose of presenting for testing for COVID-19 in accordance with paragraphs 6(c) or 6(d).

14. If the suitable premises are an allocated room or apartment or other similar accommodation at an accommodation facility, the relevant person must remain inside their allocated room or apartment or other similar accommodation, and not enter any shared facilities or common property at the accommodation facility.
15. While at their suitable premises, unless they are the only person in the suitable premises, a relevant person must:
 - (a) remain in their bedroom at the suitable premises unless they leave that room to use a common area or bathroom of the suitable premises when, subject to paragraph (c), no other person is present in that common area or bathroom; and
 - (b) not allow any person to enter their bedroom at the suitable premises unless the person:
 - (i) is a person who ordinarily resides at the suitable premises and is also subject to a quarantine requirement; or
 - (ii) is a **relevant officer**, or a person assisting a relevant officer; or
 - (iii) enters the bedroom for medical or emergency purposes; or
 - (iv) is required to enter the bedroom for the purpose of performing critical and time-sensitive maintenance at the suitable premises; or
 - (v) enters the bedroom for the purpose of conducting testing for COVID-19 in accordance with the AFL's COVID-19 testing protocols provided that the person has not been in a restricted location in the previous 14 days; or
 - (vi) is a **SIA tester** and enters the bedroom for the purpose of conducting doping control testing provided that the SIA tester has not been in a restricted location in the previous 14 days; or
 - (vii) is acting in compliance with a direction or instruction given by a relevant officer; and
 - (c) not allow any person to enter the bathroom or any common area of the suitable premises while they are using that bathroom or common area unless the person:
 - (i) is a person who ordinarily resides at the suitable premises and is also subject to a quarantine requirement; or

- (ii) is a relevant officer, or a person assisting a relevant officer; or
- (iii) enters the bathroom or common area of the suitable premises for medical or emergency purposes; or
- (iv) is required to enter the bathroom or common area of suitable premises for the purpose of performing critical and time-sensitive maintenance at the suitable premises; or
- (v) is acting in compliance with a direction or instruction given by a relevant officer.

16. During the quarantine period, a relevant person must:

- (a) comply with the relevant provisions of each **approved plan**; and
- (b) take all reasonable steps to keep at least 1.5 metres away from any other person except in circumstances where the relevant person is participating in an authorised post season activity or travelling between their suitable premises and the approved training venue in accordance with paragraph 18; and
- (c) take all reasonable steps to ensure that they do not allow any person to access their suitable premises unless the person:
 - (i) falls within a category of person described in paragraph 7(a)(iv) – (x) of the **relevant venue directions**; or
 - (ii) usually resides at the suitable premises; and
- (d) wear a face mask in the following circumstances, unless one or more of the **face covering exceptions** apply to the relevant person at that time:
 - (i) from when the relevant person becomes subject to these requirements until they arrive at the suitable premises;
 - (ii) whenever the relevant person opens a door to the suitable premises and speaks with, or otherwise interacts with any person who does not ordinarily reside at the suitable premises; and
 - (iii) whenever the relevant person opens a door to their bedroom or bathroom at the suitable premises and speaks with, or otherwise interacts with any person who ordinarily resides at the suitable premises but is not also subject to a quarantine requirement; and

- (iv) whenever any person referred to in subparagraph (c)(i) is in the suitable premises; and
 - (v) at any time the relevant person is outside of the suitable premises; and
 - (e) when coughing or sneezing, do so into their elbow or a tissue; and
 - (f) wash their hands often with soap and water or using alcohol hand rub, particularly before and after attending a bathroom.
17. A relevant person must call 13 COVID (13 268 43) immediately if the relevant person develops or has recently experienced **symptoms** and follow any instruction they are given.

Authorised post season activity

18. Unless otherwise directed, a relevant person may leave their suitable premises to **participate** in an authorised post season activity at the approved training venue at an **approved post season activity time** provided that the relevant person:
- (a) is not displaying symptoms; and
 - (b) travels from their suitable premises to the approved training venue in accordance with paragraph 19 by the most direct and practicable route available and without stopping except as required by law or necessary for fuel or to collect another relevant person; and
 - (c) complies with the relevant **approved training venue plan** whilst at the approved training venue; and
 - (d) travels from the approved training venue to their suitable premises at the end of the authorised post season activity in accordance with paragraph 19 by the most direct and practicable route available and without stopping except as required by law or necessary for fuel or to drop off another relevant person.
19. A relevant person must travel, either alone or with one or more other relevant persons:
- (a) in a charter vehicle; or
 - (b) in a relevant person's own motor vehicle; or
 - (c) in a vehicle owned by the **AFL club** and used exclusively for the transport of relevant persons during their quarantine period.

Leaving Western Australia

20. A relevant person may leave their suitable premises for the purpose of leaving Western Australia provided that the relevant person:

- (a) leaves Western Australia on a charter flight; and
- (b) when travelling to the departure terminal to embark on a departing flight, travels:
 - (i) in the relevant person's own motor vehicle; or
 - (ii) in a charter vehicle; or
 - (iii) in another way that an authorised officer directs the relevant person to take, either orally or in writing,

from their suitable premises to the departure terminal by the most direct and practicable route available and without stopping except as required by law or necessary for fuel (provided that a relevant person will not breach this paragraph if they travel from their suitable premises in a relevant person's own motor vehicle to their AFL club headquarters, before on-travelling directly to the departure terminal by charter vehicle); and

- (c) as soon as they arrive at the departure terminal, remains at the departure terminal until they leave on the departing flight; and
- (d) boards the departing flight when it is possible to do so and remains on the departing flight until it takes off; and
- (e) if unable to leave Western Australia on the departing flight for any reason, contacts an authorised officer as soon as possible and ask for a direction and complies with any direction given.

Immediate threat to safety

21. Notwithstanding anything in these directions, a relevant person may leave a **relevant place** during their quarantine period to escape an immediate threat to their safety provided that the relevant person:

- (a) goes no further from the relevant place than is necessary to escape that threat; and

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

Urgent medical treatment

22. Notwithstanding anything in these directions, a relevant person may leave a relevant place during their quarantine period:

- (a) to seek urgent medical treatment at a **hospital** when it is necessary to leave the relevant place in order for that treatment to be provided; or
- (b) if the relevant person is also a **support officer**, to accompany another relevant person leaving the relevant place under paragraph **Error! Reference source not found.**,

provided that the relevant person:

- (c) prior to leaving the relevant place to go to the hospital:
 - (i) notifies the relevant hospital that the relevant person is subject to these requirements; and
 - (ii) obtains approval from the relevant hospital to attend for treatment at the relevant hospital

(provided that a relevant person will not breach this paragraph if they are, or are accompanied by, a relevant person within paragraph (b) and one of the relevant persons has notified the hospital); and

- (d) after obtaining the approval referred to in subparagraph (c) and as soon as reasonably practicable, contacts an authorised officer and informs the authorised officer that they have approval to attend the relevant hospital for treatment; and
- (e) the relevant person goes to the hospital by ambulance or by the most direct and practicable route available and without stopping except as required by law or necessary for fuel; and
- (f) complies with any direction or **instruction** given by a relevant officer at the hospital; and

- (g) unless otherwise directed or instructed by a relevant officer, returns to their suitable premises as soon as possible after the urgent treatment has been provided by the most direct and practicable route available and without stopping except as required by law or necessary for fuel.

Other approved circumstances

- 23. Notwithstanding anything in these directions, a relevant person may leave a relevant place during their quarantine period in other circumstances approved in writing by me or a person authorised by me for that purpose provided that the relevant person complies with any terms or conditions to which that approval is subject.

AFL Club to ensure compliance with an approved plan

- 24. The AFL Club must take all reasonable steps to ensure that the approved plan is complied with.

Approved Training Venue

- 25. While a relevant person who is in their quarantine period is present at the approved training venue, the owner, occupier or person apparently in charge of the venue, and any person employed or engaged by them or employed or engaged by such a person (including any officer, employee, agent or contractor):
 - (a) must not allow, and must take all reasonable steps to prevent, any person entering the venue, unless that person:
 - (i) is a relevant person who is participating in an authorised post season activity at the venue in their quarantine period; or
 - (ii) enters the venue in accordance with the relevant approved training venue plan; or
 - (iii) enters the venue for the purpose of conducting testing for COVID-19 in accordance with the AFL's COVID-19 testing protocols provided that the person has not been in a restricted location in the previous 14 days; or
 - (iv) is an SIA tester and enters the venue for the purpose of conducting doping control testing provided that the SIA tester has not been in a restricted location in the previous 14 days; or

- (v) enters the venue for medical or emergency purposes; or
 - (vi) is required to enter the venue for the purpose of performing critical and time-sensitive maintenance at the venue; or
 - (vii) is a relevant officer, or a person assisting a relevant officer; or
 - (viii) is acting in compliance with a direction or instruction given by a relevant officer; or
 - (ix) is otherwise approved in accordance with paragraph 26(b); and
 - (b) must comply with the approved plan for the approved training venue; and
 - (c) in the case of an owner, operator or person apparently in charge, must take all reasonable steps to ensure that any person employed or engaged by them or employed or engaged by such a person (including any officer, employee, agent or contractor) complies with the approved training venue plan.
26. While a relevant person in their quarantine period is present at the approved training venue, a person must not enter the venue unless that person is:
- (a) a person falling within a category of persons referred to in sub-paragraph 25(a)(i) to (viii); or
 - (b) a person who:
 - (i) is approved, either orally or in writing, by me or a person authorised by me for that purpose; and
 - (ii) complies with any terms or conditions to which that approval is subject.
27. For the avoidance of doubt, to the extent of any inconsistency between these directions and the AFL 2021 Premiership Season (AFL and Venues) Directions (No 2), these directions prevail.

AUTHORISATION

28. Where this direction contemplates a person authorised by me giving any approval, I authorise any **police officer** acting at or above the rank of Inspector to give that approval.

MISCELLANEOUS

29. Any reference in these directions to any other direction made by the State Emergency Coordinator is deemed to be a reference to that direction as amended or replaced from time to time.

DEFINITIONS

30. **AFL club** means the West Coast Eagles Football Club.
31. **Approved plan** means each of:
- (a) the approved training venue plan; and
 - (b) the **approved transport plan**.
32. **Approved post season activity time** means between 7.00 am and 6.00 pm on each day.
33. **Approved training venue** means Mineral Resources Park, located at 42 Bishopsgate Street, Lathlain.
34. **Approved training venue plan** means the plan known as "COVID-19 Two Week Quarantine Protocol Mineral Resources Park Commencing 31 July 2021 until the end of the 2021 AFL season Version 1.4" dated 29 July 2021.
35. **Approved transport plan** means each of the following plans:
- (a) ATG Australian Transit Group "Driver Directive – to assist in minimising the spread of Coronavirus Disease (COVID-19) – Transportation of Interstate Groups", undated
 - (b) Adams COVID-19 – 2021 Passenger Transport - Coach Cleaning Procedure (Document No. 2021-HSE-PR-0001), dated 7 April 2021 the relevant plan in relation to a charter vehicle that is an approved transport plan under the relevant venue directions.
36. **Authorised officer** has the same meaning that it has in the Act.
- Note: at the time of giving these directions, all police officers are authorised officers.*
37. **Authorised post season activity** means one or more of the following activities:
- (a) individual or group training, drills or exercises; and
 - (b) gym training sessions or gym-based activities; and

- (c) physiotherapy or sports medicine; and
 - (d) group or club meetings relating to the business of the AFL club, including any administrative tasks associated with such a meeting.
38. **Charter flight** means an aircraft that has been hired for the exclusive use of relevant persons.
39. **Charter vehicle** means a charter bus or other charter vehicle that has been hired for the exclusive use of the AFL club in connection with the transport of relevant persons in their quarantine period and in relation to which there is an approved transport plan.
40. **Direction** includes any direction under the Act or the *Public Health Act 2016* (WA), whether the direction is given orally or in writing, and **directed** includes directed by way of a direction under the Act or the *Public Health Act 2016* (WA), whether the direction is given orally or in writing.
41. **Enter** has the same meaning that it has in the Controlled Border for Western Australia Directions where used in connection with a person coming into or having come into Western Australia and **enters** has a corresponding meaning.
42. **Exposure period** means, in respect of an **exposure site**, a period of time identified in materials published by the government of New Zealand or any Australian State or Territory as being a time period when a person was at heightened risk of contracting COVID-19 if they were at the exposure site.
43. **Exposure site** means a specific building, business, facility or location that has been identified in materials published by the government of New Zealand or any Australian State or Territory as being a location where a person was at heightened risk of contracting COVID-19 if they were at the location during the **exposure period**.
44. **Exposure site direction** means a direction made under the Act which imposes an obligation on a person based upon that person having been at an exposure site during the relevant exposure period.
45. **Face covering exceptions** means any of the following circumstances or situations that apply to the relevant person at the relevant time:
- (a) the person has a physical, developmental or mental illness, injury, condition or disability which makes wearing a face covering unsuitable; or

- (b) the person is communicating with a person who is deaf or hard of hearing and visibility of the mouth is essential for communication; or
- (c) the person needs to temporarily remove their face covering so as to enable another person to appropriately perform their occupation; or
- (d) the person is consuming food, drink or medicine; or
- (e) the person is asked to remove the face covering to ascertain identity; or
- (f) not wearing a face covering is required for emergency purposes (other than emergency preparation or emergency preparation activities, unless another exception specified in this paragraph applies); or
- (g) the person is working in the absence of others in an enclosed indoor space (unless and until another person enters that indoor space); or
- (h) the person is running or jogging or otherwise engaged in some form of strenuous or vigorous exercise or physical activity; or
- (i) the person is travelling in a **motor vehicle** and is the sole occupant of that vehicle; or
- (j) the person is undergoing emergency medical or dental care or treatment to the extent that such care or treatment requires that no face covering be worn; or
- (k) the person is directed by a judicial officer or tribunal member in proceedings in a court or tribunal to remove their face covering to ensure the proper conduct of those proceedings; or
- (l) not wearing a face covering is otherwise required or authorised by law; or
- (m) wearing a face covering is not safe in all the circumstances,

provided that, where a person is relying on an exceptions under subparagraph (b) to (m), that person resumes wearing the face covering as soon as reasonably practicable after the person no longer falls within the relevant exception.

- 46. **Hospital** has the same meaning that it has in the *Health Services Act 2016* (WA).
- 47. **Instruction** means an instruction given for the purposes of these directions which is not itself a direction, whether the instruction is given orally or in writing, and **instructed**

means instructed by way of an instruction, whether the instruction is given orally or in writing.

48. **Motor vehicle** has the same meaning that it has in paragraph (b) of the definition of "motor vehicle" in section 4 of the *Road Traffic (Administration) Act 2008* (WA).

49. **Outbreak response direction** mean any directions made under the Act which in substance:

- (a) limit the categories of person who may enter Western Australia from New Zealand or another Australian State or Territory based upon an outbreak of COVID-19 within New Zealand or that State or Territory (or a part thereof); or
- (b) impose quarantine requirements or presentation for testing requirements upon persons who enter Western Australia from New Zealand or another Australian State or Territory based upon an outbreak of COVID-19 within New Zealand or that Australian State or Territory (or a part thereof),

including the Outbreak Outside of Western Australia Response Directions (No 4), but does not include:

- (c) the Controlled Border for Western Australia Directions; or
- (d) any **specified arrangement**; or
- (e) any exposure site directions.

50. **Participate** means to:

- (a) undertake or engage in; or
- (b) organise,

and **participating** has a corresponding meaning.

51. **Police officer** means a person appointed under Part I of the *Police Act 1892* (WA) to be a member of the Police Force of Western Australia.

52. **Presentation for testing directions** means the Presentation for Testing Directions (No 32).

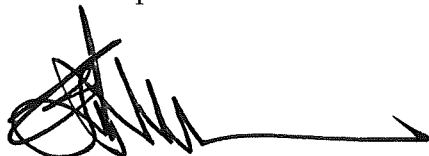
53. **Presentation for testing requirement** means an obligation imposed on a person to present to be tested for COVID-19.

54. **Quarantine period**, in relation to a relevant person, means the period ending 14 days after the day on which the relevant person was last in a restricted location prior to their most recent entry into Western Australia.
55. **Quarantine or isolation requirement** means an obligation imposed on a person to travel to, or remain within, any place (including suitable premises) for a period of time in order to mitigate the risk of such a person infecting any other person with COVID-19.
56. **Relevant person** means a person who is:
- (a) contracted to play for the AFL Club; or
 - (b) a person who coaches or trains a relevant person in subparagraph (a); or
 - (c) a support officer whose contractual duties include being a support officer for a person referred to in subparagraph (a) or (b); or
 - (d) any person whose presence is necessary or reasonably incidental to the participation of the AFL Club in the 2021 AFL Premiership Season; or
 - (e) any other person approved as a relevant person in writing by me or a person authorised by me.
57. **Relevant officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
58. **Relevant place** means, as context demands:
- (a) suitable premises; or
 - (b) the approved training venue.
59. **Relevant venue directions** means the AFL 2021 Premiership Season (AFL and Venues) Directions (No 2).
60. **Responsible officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
61. **Restricted location** has the same meaning that it has in the Controlled Border for Western Australia Directions.
62. **SIA tester** means a person engaged by Sport Integrity Australia.
63. **Specified arrangement** has the same meaning that it has in the Controlled Border for Western Australia Directions.

64. **Suitable premises** has the same meaning that it has in the Controlled Border for Western Australia Directions.
65. **Support officer** means a person who is appropriately trained and qualified to provide support to a relevant person described in paragraph 56(a) or **Error! Reference source not found.** and includes, for the avoidance of doubt, medical personnel engaged by the AFL club.
66. **Symptoms** means any one or more of:
- (a) a fever of 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.

PENALTIES

A failure to comply with these directions may be an offence which is punishable by imprisonment for up to 12 months or a fine of up to \$50,000 for individuals and \$250,000 for bodies corporate.



.....
Christopher John Dawson
Commissioner of Police and State Emergency Coordinator

20 August 2021 1605 hours