

## EMERGENCY MANAGEMENT ACT 2005 (WA)

### Sections 67, 71 and 72A

## WEST COAST FEVER 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.

Pursuant to my powers as a police officer under section 71 of the Act, and the powers given to me under sections 67 and 72A of the Act to give other directions to all persons in Western Australia to prevent, control or abate the risks associated with the emergency presented by the pandemic caused by COVID-19, I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, now give the following directions.

### PREAMBLE

1. The purpose of these directions is to facilitate training activities involving **West Coast Fever 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 Fever Training and Venue Directions (No 2)**.

### COMMENCEMENT

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

### OPERATION

4. These directions impose specific requirements in relation to the West Coast Fever, West Coast Fever relevant persons and an **approved training venue** attended by a West Coast Fever relevant person. These directions are intended to apply in addition to, and do not derogate from, any other relevant requirement set out in the Controlled Border for Western Australia Directions, Outbreak Outside of Western Australia Response Directions, or the COVID Safe (Phase 5) Directions.

5. A West Coast Fever relevant person must comply with the **self-quarantine requirements** except to the extent that those requirements are modified by these directions. To the extent of any inconsistency between these directions and the self-quarantine requirements, these directions prevail.

## **DIRECTIONS**

### **West Coast Fever relevant persons**

6. A West Coast Fever relevant person must comply with the self-quarantine requirements unless the person:
  - (a) is given another **direction**; or
  - (b) leaves their **suitable premises** to **participate** in an **authorised training activity** at an approved training venue in accordance with paragraph 8; or
  - (c) leaves their suitable premises to leave Western Australia in accordance with paragraph 9.
7. While subject to the self-quarantine requirements, if a West Coast Fever relevant person leaves their suitable premises in accordance with these directions, the West Coast Fever relevant person must:
  - (a) take all reasonable steps to keep at least 1.5 metres away from any other person except in circumstances where the West Coast Fever relevant person is participating in an authorised training activity; and
  - (b) wear a face mask when travelling or in an enclosed space outside of the suitable premises, unless one or more of the **face covering exceptions** apply to you at that time.
8. Unless otherwise directed, a West Coast Fever relevant person may leave their suitable premises to participate in an authorised training activity at an approved training venue provided that the West Coast Fever relevant person:
  - (a) is not displaying **symptoms**; and
  - (b) travels in their own vehicle from their suitable premises to the approved training venue by the most direct and practicable route available and without stopping except as required by law or necessary for fuel; and
  - (c) complies with the **approved plan** while at the approved training venue; and

- (d) travels in their own vehicle from the approved training venue to their suitable premises at the end of the authorised training activity by the most direct and practicable route available and without stopping except as required by law or necessary for fuel.
9. A West Coast Fever relevant person may leave their suitable premises for the purpose of leaving Western Australia provided that the West Coast Fever relevant person:
- (a) when travelling to the departure terminal to embark on a departing flight, travels 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:
    - (i) in their own vehicle or a private vehicle; or
    - (ii) by taxi or rideshare service; or
    - (iii) in another way which an authorised officer orally directs them to take, and does not travel using any form of mass public transport, such as bus or train; and
  - (b) as soon as they arrive at the departure terminal, remains at the departure terminal until they leave on the departing flight; and
  - (c) boards the departing flight when it is possible to do so and remains on the departing flight until it takes off; and
  - (d) if unable to leave Western Australia on the departing flight for any reason, contacts an authorised officer as soon as possible and asks for a direction and complies with any direction given.
10. Notwithstanding paragraph 8 or 9, a West Coast Fever relevant person, while subject to the self-quarantine requirements, may leave an approved training venue or a departure terminal to escape an immediate threat to their safety provided that the West Coast Fever relevant person:
- (a) goes no further from the approved training venue or departure terminal than is necessary to escape that threat; and
  - (b) returns to the approved training venue or departure terminal as soon as it is safe to do so; and

- (c) if unable to return to the approved training venue or departure terminal within an hour of leaving, telephones the police on 131 444 and informs them that they are subject to a quarantine direction and had to leave the approved training venue or departure terminal.
11. Notwithstanding paragraphs 6 and 8, a West Coast Fever relevant person, while subject to the self-quarantine requirements, may leave their suitable premises or an approved training venue (the **relevant place**) to seek urgent medical treatment at a **hospital** or other treatment facility when it is necessary to leave the relevant place in order for that treatment to be provided, and provided that the West Coast Fever relevant person:
- (a) prior to leaving the relevant place (if it is practicable to do so), telephones the ambulance service or the hospital or other treatment facility at which the urgent medical treatment will be sought and informs them that the West Coast Fever relevant person is subject to a quarantine direction and needs to attend the hospital or other treatment facility for urgent medical treatment; and
  - (b) goes to the hospital or other treatment facility by ambulance or by the most direct and practicable route available and without stopping except as required by law or necessary for fuel; and
  - (c) complies with any direction or **instruction** given by an **emergency officer** or a **responsible officer**; and
  - (d) unless otherwise directed or instructed by an emergency officer or a responsible officer, returns to their suitable premises as soon as possible after the urgent medical treatment has been provided by the most direct and practicable route available and without stopping except as required by law or necessary for fuel.
12. Notwithstanding paragraphs 6 and 8, a West Coast Fever relevant person, while subject to the self-quarantine requirements, may leave their suitable premises or an approved training venue in other circumstances approved in writing by me or a person authorised by me for that purpose, provided that the West Coast Fever relevant person complies with any terms or conditions to which that approval is subject.

#### **West Coast Fever to ensure compliance with an approved plan**

13. The **West Coast Fever** must take all reasonable steps to ensure that the approved plan is complied with.

## Approved Training Venue

14. While a West Coast Fever relevant person who is subject to the self-quarantine requirements is present at an approved training venue, the owner, occupier or person apparently in charge of the venue:
- (a) must not allow, and must take all reasonable steps to prevent, any person entering the venue, unless that person:
    - (i) is a West Coast Fever relevant person who is subject to the self-quarantine requirements and who is participating in an authorised training activity at the venue; or
    - (ii) enters the venue in accordance with the approved plan for the venue; or
    - (iii) enters the venue for medical or emergency purposes; or
    - (iv) is required to enter the venue for the purpose of performing critical and time-sensitive maintenance at the venue; or
    - (v) is a **Sports Integrity Australia official** who enters the venue for the purpose of conducting doping control testing in accordance with Sports Integrity Australia's doping control program; or
    - (vi) is a **relevant officer**, or a person assisting a relevant officer; or
    - (vii) is acting in compliance with a direction or instruction given by a relevant officer; or
    - (viii) is otherwise approved in accordance with paragraph 15(b); and
  - (b) must comply with the approved plan for the approved training venue; and
  - (c) 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 plan for the approved training venue.

15. While a West Coast Fever relevant person who is subject to the self-quarantine requirements is present at an 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 14(a)(i) to (vii); 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.

### **AUTHORISATION**

16. For the purposes of paragraphs 12, 15(b), 18 and 19, I authorise any police officer acting at or above the rank of Inspector to give the approval referred to in those paragraphs.

### **INTERPRETATION**

17. Unless specified otherwise, a reference in these directions to any other directions made by the State Emergency Coordinator is deemed to be a reference to those directions as amended or replaced from time to time.

### **DEFINITIONS**

18. **Approved plan** means, in relation to the Gold Netball Centre, the "COVID-19 Training Venue Plan SSN Quarantine Training Sessions Venue: Gold Netball Centre" version 4 dated 2 July 2021, and any amendment or replacement of that plan approved in writing by me or a person authorised by me for that purpose.
19. **Approved training venue** means the Gold Netball Centre located at 200 Selby Street, Jolimont.
20. **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.*

21. **Authorised training activity** means training and related exercise and physical conditioning undertaken as a member of the relevant sporting team including (where applicable):
- (a) individual training, group or full squad training, drills or exercises; and
  - (b) practice matches; and
  - (c) gym training sessions or gym-based activities; and
  - (d) any activity that is reasonably necessary or incidental to the training programme of the relevant sporting team, including physiotherapy, sports medicine and club meetings.
22. **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.
23. **Emergency officer** has the same meaning that it has in the *Public Health Act 2016* (WA).
24. **Face covering exceptions** means:
- (a) the person is a child 12 years of age or under; or
  - (b) the person has a physical, developmental or mental illness, injury, condition or disability which makes wearing a face covering unsuitable; or
  - (c) the person is communicating with a person who is deaf or hard of hearing and visibility of the mouth is essential for communication; or
  - (d) the nature of a person's occupation means that wearing a face covering is impractical to perform that occupation or creates a risk to their health and safety; or
  - (e) the person needs to temporarily remove their face covering so as to enable another person to appropriately perform their occupation; or
  - (f) the nature of a person's work or the activity that they are engaging in means that clear enunciation or visibility of the mouth is essential; or
  - (g) the person is consuming food, drink or medicine; or
  - (h) the person is asked to remove the face covering to ascertain identity; or

- (i) 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
- (j) the person is working in the absence of others in an enclosed indoor space (unless and until another person enters that indoor space); or
- (k) the person is running or jogging or otherwise engaged in some form of strenuous or vigorous exercise or physical activity; or
- (l) the person is travelling in a **motor vehicle** and is the sole occupant of that vehicle; or
- (m) the person is undergoing medical, dental or beauty related care or treatment to the extent that such care or treatment requires that no face covering be worn; or
- (n) 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
- (o) not wearing a face covering is otherwise required or authorised by law; or
- (p) wearing a face covering is not safe in all the circumstances,

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

- 25. **Hospital** has the same meaning that it has in the *Health Services Act 2016* (WA).
- 26. **Instruction** means an instruction given for the purposes of this approval which is not 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.
- 27. **Participate** means to:
  - (a) undertake or engage in; or
  - (b) organise.
- 28. **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.



29. **Relevant officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
30. **Responsible officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
31. **Restricted location** has the same meaning that it has in the Controlled Border for Western Australia Directions.
32. **Self-quarantine requirements** has the same meaning that it has in the Controlled Border for Western Australia Directions.
33. **Suitable Premises** has the same meaning that it has in the Controlled Border for Western Australia Directions.
34. **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.
35. **West Coast Fever** means the West Coast Fever Netball Club Limited.
36. **West Coast Fever relevant person** means a person who is:
- (a) a current member of the West Coast Fever who is also a member of the squad for the Australian national netball team or a member of the squad for the English national netball team; or
  - (b) a person who coaches or trains a relevant person in subparagraph (a); or
  - (c) any other person approved as a relevant person in writing by me or a person authorised by me.

## 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.



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**Christopher John Dawson**

Commissioner of Police and State Emergency Coordinator

25 August 2021 0730 hours