

# EMERGENCY MANAGEMENT ACT 2005 (WA)

## Sections 67, 70 and 72A

### MARITIME CREW MEMBER 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**) (**State of Emergency**). The State of Emergency applies to the State of Western Australia.

I, Colin John Blanch, Acting 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. These directions set out the requirements that apply to **maritime crew members** disembarking onto land in Western Australia and are for the purpose of preventing the importation of COVID-19 into Western Australia and otherwise limiting the spread of COVID-19 in Western Australia.

#### CITATION

2. These directions may be referred to as the **Maritime Crew Member Directions (No 2)**.

#### COMMENCEMENT

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

#### REVOCATION

4. The Maritime Crew Member Directions (**revoked directions**) are revoked.
5. Despite paragraph 4, a person must continue to comply with any obligations which still applied to the person under the revoked directions immediately before these directions came into effect, to the same extent that the person would have to comply with them if the revoked directions had not been revoked, and for the avoidance of doubt if a person fails to comply with an obligation that applied to them under the revoked directions, the person may commit an offence under the Act.

## DIRECTIONS

*Note: These directions only address maritime crew members disembarking onto land in Western Australia from a vessel. A person who flies into Western Australia for the purpose of travelling to a vessel to serve as a member of that vessel's crew will be dealt with in accordance with the Controlled Border for Western Australia Directions.*

6. Unless stated otherwise a maritime crew member must comply with these directions and not the Controlled Border for Western Australia Directions.

### **All maritime crew members to comply with paragraphs 4, 5 and 5A of the Controlled Border for Western Australia Directions**

7. A maritime crew member may only disembark from a **vessel** onto land in Western Australia if that maritime crew member complies with paragraphs 4, 5 and 5A of the Controlled Border for Western Australia Directions.
8. If a maritime crew member disembarks onto land in Western Australia from:
  - (a) an **unexposed vessel**; or
  - (b) a **negative tested vessel**,

the maritime crew member must comply with paragraphs 4, 5 and 5A of the Controlled Border for Western Australia Directions, but is not otherwise subject to obligations under these directions or the Controlled Border for Western Australia Directions.

### **Journey requirements**

9. An **exposed maritime crew member** undertaking a **journey** must travel to their destination as soon as possible and by the most direct route available and without stopping except as required by law or necessary for fuel, rest or to transfer between **journey stages**, provided that an exposed maritime crew member will not contravene their obligation to travel by the most direct route available where the exposed maritime crew member:
  - (a) travels on a **dedicated conveyance** collecting exposed maritime crew members workers from more than one vessel for the purpose of disembarking them onto land in Western Australia provided that such collection proceeds as efficiently as practicable; or

- (b) travels on a **charter flight** collecting exposed maritime crew members from more than one **regional airport** for transport to Perth provided that such collection proceeds in a manner which is as efficient and as direct as practicable; or
  - (c) travels in accordance with obligations imposed under Schedule 1.
- 10. Subject to any specific obligations concerning mode of transport which are applicable to an exposed maritime crew member under Schedule 1, an exposed maritime crew member undertaking a journey must travel by:
  - (a) dedicated conveyance for all journey stages where it is practicable to do so; or
  - (b) private vehicle, taxi or rideshare service for a journey stage where it is not practicable to travel by dedicated conveyance.
- 11. At all times during an exposed maritime crew member's journey the exposed maritime crew member must:
  - (a) take all reasonable steps to avoid coming within 1.5 metres of another person; and
  - (b) at all times when coughing or sneezing, do so into the person's elbow or a tissue; and
  - (c) wash their hands often with soap and water or using alcohol hand rub, particularly before and after eating and after attending a bathroom; and
  - (d) wear a **face mask** (except when alone and in the exposed maritime crew member's allocated room with the door closed if the exposed maritime crew member rests overnight during a journey).
- 12. If an exposed maritime crew member travels through a **regional airport**, the exposed maritime crew member must:
  - (a) promptly move to the **dedicated waiting area** on arrival at the regional airport; and
  - (b) remain within the dedicated waiting areas until it is necessary to leave in order to catch the exposed maritime crew member's next flight.

13. An exposed maritime crew member who disembarks under paragraphs 15, 16, 17 or 18 must:
- (a) as soon as possible after arriving at Perth Airport, proceed directly to the departure terminal from which their flight is scheduled to depart; and
  - (b) remain at the departure terminal until they board their flight, unless otherwise directed by an **authorised officer**; and
  - (c) leave Australia on the flight; or
  - (d) if the exposed maritime crew member is unable to leave Australia on the flight for any reason, as soon as possible after they become unable to leave on the flight they must:
    - (i) travel back to and board the **exposed vessel** from which they disembarked by the most direct route and without stopping except as required by law or necessary for fuel, if the relevant vessel is still in the port where they disembarked; or
    - (ii) contact an authorised officer and ask for a **direction** and comply with any direction given, if the relevant vessel is no longer in the port where the person disembarked, or if it is otherwise impracticable for them to comply with paragraph 13(d)(i).

#### **Requirements for disembarkation by exposed maritime crew members**

14. An exposed maritime crew member must not disembark onto land in Western Australia unless the exposed maritime crew member:
- (a) is captured by one of paragraphs 15 to 23 (**relevant paragraph**); and
  - (b) complies with the requirements of the relevant paragraph.

#### **Exposed maritime crew member disembarking at a Perth Port and leaving Australia on a flight within 8 hours**

15. An exposed maritime crew member may disembark at a **Perth Port** if:
- (a) the exposed maritime crew member has a ticket or other confirmed booking for a flight to a destination outside of Australia that is scheduled to depart from Perth Airport within 8 hours of the crew member disembarking from the exposed vessel; and

- (b) the exposed maritime crew member remains on the exposed vessel for as long as is consistent with having enough time to leave on the flight; and
- (c) as soon as possible after disembarking from the exposed vessel, the exposed maritime crew member travels to Perth Airport.

**Exposed maritime crew member disembarking at a State Port that is not a Perth Port and leaving Australia on a flight within 8 hours**

16. An exposed maritime crew member may disembark at a **State Port** that is not a Perth Port if:

- (a) the exposed maritime crew member has a ticket or other confirmed booking for a flight to a destination outside of Australia that is scheduled to depart from Perth Airport within 8 hours of the exposed maritime crew member's arrival in the **Perth Metropolitan Region**; and
- (b) upon disembarking from the exposed vessel:
  - (i) at the Port of Bunbury, the exposed maritime crew member travels to Perth Airport in accordance with item 1 of Schedule 1; or
  - (ii) at any State Port that is not a Perth Port or the Port of Bunbury, the exposed maritime crew member travels to Perth Airport in accordance with item 2 of Schedule 1.

**Exposed maritime crew member disembarking at a Perth Port and leaving Australia on a flight more than 8 hours later**

17. An exposed maritime crew member may disembark at a Perth Port if:

- (a) the exposed maritime crew member has a ticket or other confirmed booking for a flight to a destination outside of Australia that is scheduled to depart from Perth Airport more than 8 hours after the crew member disembarks from the exposed vessel; and
- (b) the exposed vessel will depart earlier than 8 hours before the flight is scheduled to depart from Perth Airport; and
- (c) the exposed maritime crew member remains on the exposed vessel for as long as possible prior to the relevant exposed vessel's departure; and

- (d) as soon as possible after disembarking from the exposed vessel, the exposed maritime crew member travels to a **quarantine centre** or a **crew hotel**; and
- (e) the exposed maritime crew member remains in an allocated room at the quarantine centre or crew hotel:
  - (i) until no earlier than 8 hours before the time the flight is scheduled to depart from Perth Airport; and
  - (ii) for as long as is consistent with having enough time to leave on the flight; and
- (f) whilst at the quarantine centre or crew hotel, the exposed maritime crew member does not allow another person to access the exposed maritime crew member's allocated room at the quarantine centre or crew hotel unless the person:
  - (i) is a **relevant officer** or a person assisting a relevant officer; or
  - (ii) accesses the allocated room for medical or emergency purposes; or
  - (iii) is required to access the allocated room for the purpose of performing critical and time-sensitive maintenance, or
  - (iv) is acting in compliance with a direction or **instruction** given by a relevant officer,

provided that no more than two persons access the allocated room at any one time if they access the allocated room in accordance with subparagraph (f)(ii) or (iii); and
- (g) as soon as possible after the exposed maritime crew member leaves the quarantine centre or crew hotel, the exposed maritime crew member travels to Perth Airport.

**Exposed maritime crew member disembarking at a State Port that is not a Perth Port and leaving Australia on a flight more than 8 hours later**

18. An exposed maritime crew member may disembark at a State Port that is not a Perth Port if:
- (a) the exposed maritime crew member has a ticket or other confirmed booking for a flight to a destination outside of Australia that is scheduled to depart from

Perth Airport more than 8 hours after the crew member's arrival in the Perth Metropolitan Region; and

- (b) upon disembarking from the exposed vessel:
  - (i) at the Port of Bunbury, the exposed maritime crew member travels to a quarantine centre or crew hotel in accordance with item 1 of Schedule 1; or
  - (ii) at any State Port that is not a Perth Port or the Port of Bunbury, the exposed maritime crew member travels to a quarantine centre or a crew hotel in accordance with item 2 of Schedule 1; and
- (c) immediately after arriving at the quarantine centre or a crew hotel, the exposed maritime crew member remains in an allocated room until:
  - (i) no earlier than 8 hours before the time the flight is scheduled to depart from Perth Airport; and
  - (ii) for as long as is consistent with having enough time to leave on the flight; and
- (d) whilst at the quarantine centre or a crew hotel, the exposed maritime crew member does not allow another person to access the exposed maritime crew member's allocated room unless the person:
  - (i) is a relevant officer or a person assisting a relevant officer; or
  - (ii) accesses the allocated room for medical or emergency purposes; or
  - (iii) is required to access the allocated room for the purpose of performing critical and time-sensitive maintenance; or
  - (iv) is acting in compliance with a direction or instruction given by a relevant officer,

provided that no more than two persons access the allocated room at any one time if they access the allocated room in accordance with subparagraph (d)(i) to (iii); and
- (e) as soon as possible after the exposed maritime crew member leaves the quarantine centre or a crew hotel, the exposed maritime crew member travels to Perth Airport.

### **Exposed maritime crew member ordinarily resident in Australia**

19. An exposed maritime crew member who is ordinarily resident in Australia may disembark if the exposed maritime crew member:
- (a) as soon as possible after disembarking from the exposed vessel, travels to:
    - (i) **suitable premises** if suitable premises are available, and if the exposed vessel, in the 60 days before the exposed vessel arrived at the port of disembarkation, has not:
      - (A) been in or at a port in an international location; or
      - (B) embarked a person who, in the 60 days prior to their embarkation, had been in an international location; or
    - (ii) a quarantine centre (if subparagraph (i) is not applicable); and
  - (b) upon disembarking from the exposed vessel:
    - (i) at a Perth Port, travels to suitable premises or a quarantine centre (as the case may be); or
    - (ii) at the Port of Bunbury, travels to suitable premises or a quarantine centre (as the case may be) in accordance with item 1 of Schedule 1; or
    - (iii) at any other State Port that is not a Perth Port or the Port of Bunbury, travels to suitable premises or a quarantine centre (as the case may be) in accordance with item 2 Schedule 1; and
  - (c) upon reaching suitable premises or a quarantine centre complies with the:
    - (i) **self-quarantine requirements** until 14 days have elapsed since the exposed maritime crew member last disembarked from an exposed vessel (if the exposed maritime crew member has travelled to suitable premises); or
    - (ii) **centre quarantine requirements** (if the exposed maritime crew member has travelled to a quarantine centre).



**Exposed maritime crew member disembarking to immediately board another vessel at the same port**

20. An exposed maritime crew member may disembark at a Perth Port or a State Port for the purpose of boarding another exposed vessel (**second vessel**) in the same port to serve as a member of that second vessel's crew if the exposed maritime crew member travels to and boards the second vessel as soon as possible.

**Exposed maritime crew member disembarking to carry out port activities**

21. An exposed maritime crew member may disembark at a Perth Port or a State Port for the purpose of carrying out **port activities** in connection with the relevant vessel, provided that:
- (a) the exposed maritime crew member does not go further from the exposed vessel than is necessary for the purpose of carrying out the port activities; and
  - (b) the exposed maritime crew member wears a face mask unless the nature of the port activities is such that wearing a face mask is impractical or creates a risk to their health or safety; and
  - (c) immediately after carrying out the port activities, the exposed maritime crew member returns to and boards the exposed vessel from which the exposed maritime crew member disembarked for the purpose of carrying out the port activities, and does not disembark from the exposed vessel again except in accordance with these directions or a direction.

**Exposed maritime crew member disembarking to receive medical treatment**

22. An exposed maritime crew member may disembark at a Perth Port or a State Port to seek medical or dental treatment at a **hospital** or other treatment facility that has been approved by an **authorised PHEOC officer (relevant facility)** provided that:
- (a) before disembarking from the relevant vessel, the exposed maritime crew member:
    - (i) notifies the relevant facility that they are a crew member on the relevant vessel; and
    - (ii) obtains approval from the relevant facility to attend for treatment at the relevant facility; and

- (iii) after obtaining the approval referred to in subparagraph (a)(ii), contacts an authorised officer, informs the authorised officer that they have approval to attend the relevant facility for treatment, and asks for a direction to facilitate their movement to and from the relevant facility; and
- (b) the exposed maritime crew member complies with any direction given pursuant to paragraph 22(a)(iii), and any further direction given by an authorised officer concerning movement to or from a relevant facility, and if a direction is given in writing, carries the written direction at all times; and
- (c) on conclusion of the medical or dental treatment, and unless otherwise directed, the exposed maritime crew member returns to their exposed vessel.

**Exposed maritime crew member disembarking pursuant to approval**

23. An exposed maritime crew member may disembark at a Perth Port or a State Port where such disembarkation has been approved by the Chief Health Officer or an authorised PHEOC officer, provided that:
- (a) such approval may be subject to terms and conditions; and
  - (b) an exposed maritime crew member who disembarks pursuant to this paragraph 23 must comply with all terms and conditions imposed in relation to their disembarkation; and
  - (c) in the event of inconsistency between terms and conditions imposed by the Chief Health Officer or an authorised PHEOC officer pursuant to this paragraph 23 and a provision of these directions, the terms and conditions prevail to the extent of the inconsistency.

### **Certain exposed maritime crew members subject to presentation requirements**

24. An exposed maritime crew member who is ordinary resident in Australia and undertakes self-quarantine in suitable premises pursuant to these directions must comply with the **48 hour presentation requirement** and the **12<sup>th</sup> day presentation requirement**.
25. An exposed maritime crew member who would otherwise be subject to a **presentation requirement** under these directions is not required to comply with the relevant presentation requirement if:
- (a) the exposed maritime crew member is given a direction to quarantine at a quarantine centre or a hospital; or
  - (b) the exposed maritime crew member is required to quarantine or isolate under either or both of the **relevant directions**.

### **48 hour presentation requirement**

26. An exposed maritime crew member who must comply with the 48 hour presentation requirement must, within 48 hours after their **quarantine commencement time**:
- (a) go to the **COVID Clinic** nearest to them as early as possible within that 48 hour period; and
  - (b) inform a relevant officer at the COVID Clinic that they are required to attend the COVID Clinic under these directions; and
  - (c) comply with any instruction which a relevant officer at the COVID Clinic gives to them; and
  - (d) answer truthfully if a relevant officer at the COVID Clinic asks the exposed maritime crew member to describe their state of health or asks whether the exposed maritime crew member has or has had any **symptoms**; and
  - (e) remain at the COVID Clinic until:
    - (i) the exposed maritime crew member has been tested for COVID-19; or
    - (ii) a relevant officer has instructed the exposed maritime crew member that they may leave the COVID Clinic.

*Note: Neither this paragraph, nor paragraph 27, require a person to be tested for COVID-19. A person must consent to be tested for COVID-19 unless they are directed to have the test by an emergency officer under the Public Health Act 2016 (WA).*

**12<sup>th</sup> day presentation requirement**

27. An exposed maritime crew member who must comply with the 12<sup>th</sup> day presentation requirement must, on the 12<sup>th</sup> day after their quarantine commencement time:
- (a) go to the COVID Clinic nearest to them as early as possible on the 12<sup>th</sup> day; and
  - (b) inform a relevant officer at the COVID Clinic that they are required to attend the COVID Clinic under these directions; and
  - (c) comply with any instruction which a relevant officer at the COVID Clinic gives to them; and
  - (d) answer truthfully if a relevant officer at the COVID Clinic asks the exposed maritime crew member to describe their state of health or whether the exposed maritime crew member has or has had any symptoms; and
  - (e) remain at the COVID Clinic until the exposed maritime crew member has been tested, or a relevant officer has instructed the exposed maritime crew member that they may leave the COVID Clinic.

**Additional provisions relating to presentation requirements**

28. An exposed maritime crew member who is subject to a presentation requirement under these directions:
- (a) may leave the suitable premises for the purposes of travelling to the COVID Clinic nearest to them; and
  - (b) must return to the suitable premises once they are no longer required to remain at the COVID Clinic; and
  - (c) in addition to the modes to transport contemplated at paragraph 10, may make a journey to or from a COVID Clinic by walking, provided that:
    - (i) the COVID Clinic is located within 2 km of the suitable premises; and

- (ii) the exposed maritime crew member takes all reasonable steps to keep at least 1.5 metres away from any other person whilst walking to and from the COVID Clinic; and
- (d) is not required to comply with paragraph 10 of the Quarantine (Undiagnosed) Directions (or any paragraph having an equivalent effect if those directions are amended or replaced) in respect of any test that is performed on them following compliance with a presentation requirement, unless the exposed maritime crew member:
  - (i) displayed symptoms at the time the test was undertaken; or
  - (ii) is directed otherwise.

**Exposed maritime crew member ordinarily resident in Australia not to leave Western Australia within their quarantine period**

29. An exposed maritime crew member who is ordinarily resident in Australia must not leave Western Australia to travel to another location in Australia prior to discharging the self-quarantine requirements or centre quarantine requirements (as the case may be) unless authorised by a **police officer** acting at or above the rank of Senior Sergeant.

**Ceasing to be an exposed maritime crew member**

30. An exposed maritime crew member will cease to be an exposed maritime crew member when:
- (a) the exposed maritime crew member:
    - (i) has been tested for COVID-19 following compliance with the 48 hour presentation requirement and the 12<sup>th</sup> day presentation requirement, and has returned a **negative test result** in respect of each of those tests; and
    - (ii) 14 days have elapsed since the exposed maritime crew member last disembarked from an exposed vessel; or
  - (b) the exposed maritime crew member discharges the centre quarantine requirements; or
  - (c) 28 days have elapsed since the exposed maritime crew member last disembarked from an exposed vessel.

### **Directions given by authorised officers**

31. An exposed maritime crew member must comply with any direction given by an authorised officer, including a direction in relation to:
- (a) how an exposed maritime crew member undertakes a journey; or
  - (b) the location at which an exposed maritime crew member must rest while en route to their ultimate destination; or
  - (c) the location at which an exposed maritime crew member must spend their quarantine period.
32. If an exposed maritime crew member cannot comply with a requirement under these directions, they must contact an authorised officer as soon as possible and ask for a direction and comply with any direction given.

### **INTERPRETATION**

33. Unless specified otherwise, 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**

34. **12<sup>th</sup> day presentation requirement** means the requirements of paragraph 27 of these directions.
35. **48 hour presentation requirement** means the requirements of paragraph 26 of these directions.
36. **Authorised officer** has the same meaning that it has in the Act.
37. **Authorised PHEOC officer** means a person authorised by me to act as an authorised PHEOC officer for the purposes of the **maritime directions**.
38. **Centre quarantine requirements** has the same meaning that it has in the Controlled Border for Western Australia Directions.
39. **Charter bus** means a bus that has been hired or otherwise arranged for the exclusive use of one or more exposed maritime crew members who disembarked from one or more exposed vessels at the Port of Bunbury.

40. **Charter flight** means a flight on an aircraft that has been hired or otherwise arranged for the exclusive use of one or more exposed maritime crew members who disembarked from one or more exposed vessels.

41. **Charter vehicle** means a vehicle, including, for the avoidance of doubt, a bus, which has been hired or otherwise arranged for the exclusive use of one or more exposed maritime crew members who disembarked from one or more exposed vessels at the same port.

*Note: A charter vehicle does not include a taxi or rideshare service.*

42. **Compliant transfer** means a period of time spent on a vessel:

- (a) for the purposes of transporting the maritime crew member in connection with their work;
- (b) during which the maritime crew member complies with the hand hygiene protocols; and
- (c) during which the maritime crew member wears a face mask at all times; and
- (d) during which no person on the vessel comes within 1.5 metres of maritime crew member unless the person on the vessel is wearing a face mask.

43. **COVID Clinic** has the meaning given in the Presentation for Testing Directions (No 35) or any further directions that replace those directions.

44. **Crew hotel** means a hotel which:

- (a) has been organised by the employer of an exposed maritime crew member; and
- (b) has been approved by me or by a police officer acting in their capacity as an authorised officer; and
- (c) in the event that subparagraphs (a) and (b) are not satisfied, any other place which an exposed maritime crew member is given a direction to travel to and remain in.

45. **Cruise ship** means a ship, boat or any other kind of vessel for travelling on water that:

- (a) has sleeping facilities for 100 or more passengers; and
- (b) is usually used to provide a service of sea transportation, being a service that:
  - (i) is provided in return for a fee payable by persons using the service; and
  - (ii) is available to the general public.

46. **Dedicated conveyance** means any vessel, vehicle or aircraft used for the transport of any exposed maritime crew member, including a tender vessel or helicopter transferring a person to or from a vessel, but excluding any taxi or rideshare service, any form of public transport, or any private vehicle used for non-commercial purposes.
47. **Direction** includes any direction given 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.
48. **Emergency officer** has the same meaning that it has in the *Public Health Act 2016* (WA).
49. **Exposed maritime crew member** means any maritime crew member who has disembarked or proposes disembarking into Western Australia from any vessel other than:
- (a) an unexposed vessel; or
  - (b) a negative tested vessel.
50. **Exposed on-board worker** has the same meaning that it has in the Exposed On-Board Worker Directions (No 2) or any further directions that replace those directions.
51. **Exposed rig or platform crew member** has the same meaning that it has in the Rig or Platform Crew Member Directions (No 2) or any further directions that replace those directions.
52. **Face mask** means a disposable surgical mask that covers the nose and mouth (but does not include a face shield or a re-usable cloth mask).
53. **Exposed vessel** means a vessel that is not an unexposed vessel.
54. **Hospital** has the same meaning that it has in the *Health Services Act 2016* (WA).
55. **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.
56. **Journey** means all travel undertaken by an exposed maritime crew member pursuant to these directions, including:
- (a) transfers pursuant to which an exposed maritime crew member disembarks from an exposed vessel onto land in Western Australia; and



- (b) travel to quarantine centres, crew hotels or suitable premises; and
  - (c) travel to Perth Airport; and
  - (d) travel to and from hospitals or other **PHEOC** approved treatment facilities; and
  - (e) travel to and from a COVID Clinic for the purpose of complying with a presentation requirement; and
  - (f) waiting time between concluding one journey stage and commencing the next journey stage.
57. **Journey requirements** meant the requirements set out in paragraphs 9 to 13.
58. **Journey stage** means a single stage of a journey, and by way of example each of the following represent a journey stage:
- (a) a single trip by **charter vehicle**;
  - (b) a single trip by charter flight; or
  - (c) a single transfer by tender vessel from an exposed vessel to the Western Australian mainland.
59. **Local voyage** means a voyage where the relevant vessel:
- (a) departs from the mainland or the coastal waters of Western Australia; and
  - (b) does not enter the coastal waters of any other State, or leave Australia's Exclusive Economic Zone; and
  - (c) returns to the mainland or the coastal waters of Western Australia.
60. **Maritime crew member** means a person who is a member of the crew of a vessel, but does not include a person who has only served as a member of the crew of a vessel undertaking a **local voyage**.
61. **Maritime directions** means the following directions made under the *Emergency Management Act 2005* (WA):
- (a) Maritime Crew Member Directions (No 2);
  - (b) Exposed On-Board Worker Directions (No 2);
  - (c) Rig or Platform Crew Member Directions (No 2); and

- (d) Transport and Accommodation Services (Exposed Maritime Worker) Directions (No 2),

in each case as amended or replaced from time to time.

62. **Negative test result** means a test result:

- (a) where no evidence of infection with COVID-19 was detected; or
- (b) where evidence of previous COVID-19 infection was detected, but where an authorised PHEOC officer has classified such infection as being a historical case.

63. **Negative tested vessel** means a vessel:

- (a) that has been subject to a PHEOC approved testing regime pursuant to 'Option 1' of the **vessel protocols**; and
- (b) in respect of which each sample taken in each round of testing has recorded a negative test result.

64. **Perth Metropolitan Region** means the Metropolitan region described in Schedule 3 to the *Planning and Development Act 2005* (WA).

65. **Perth Port** means:

- (a) the Port of Fremantle; or
- (b) any other place within the Perth Metropolitan Region at which a crew member of an exposed vessel can disembark onto land within the Perth Metropolitan Region.

66. **PHEOC** means the Public Health Emergency Operations Centre.

67. **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.

68. **Port activities** means:

- (a) the movement, mooring, hauling out, maintenance and launching of vessels; or
- (b) the movement of, and provision of services to, passengers of vessels; or
- (c) the movement, handling and storage of goods.

69. **Presentation requirement** means, as context demands, the 48 hour presentation requirement or the 12<sup>th</sup> day presentation requirement.
70. **Quarantine centre** means any quarantine centre operated or managed 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.
71. **Quarantine commencement time** means the time the exposed maritime crew member disembarked onto land in Western Australia.
72. **Regional airport** means an airport (other than Perth airport) through which exposed maritime crew members transit in the course of their journey.
73. **Relevant directions** means:
- (a) the Quarantine (Undiagnosed) Directions or any further directions that replace those directions; and
  - (b) the Isolation (Diagnosed) Directions (No 2) or any further directions that replace those directions.
74. **Relevant officer** means:
- (a) an authorised officer; or
  - (b) an **emergency officer**; or
  - (c) a **responsible officer**.
75. **Responsible officer** means:
- (a) an officer, employee or contractor of the Department of Health; or
  - (b) an officer, employee or contractor of a health service provider, as that term is defined by section 6 of the *Health Services Act 2016* (WA); or
  - (c) any other person authorised by the Chief Health Officer orally or in writing to perform a function for the purposes of these directions.
76. **Restricted location** has the same meaning that it has in the Controlled Border for Western Australia Directions.
77. **Self-quarantine requirements** has the same meaning that it has in the Controlled Border for Western Australia Directions.

78. **State Port** means:

- (a) a port within the meaning of the *Port Authorities Act 1999* (WA); or
- (b) a port within the meaning of the *Shipping and Pilotage Act 1967* (WA).

*Note: For the avoidance of doubt, a Perth Port within the meaning of paragraph 65(b) is not a State Port for the purposes of this paragraph.*

79. **Suitable premises** has the same meaning that it has in the Controlled Border for Western Australia Directions.

80. **Symptoms** means:

- (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.

81. **Unexposed vessel** means a vessel which:

- (a) in the previous 60 days:
  - (i) has not been in or at any ports outside of Australia; and
  - (ii) has not visited any ports which were a **restricted location** at the time the vessel visited the port, and which remain a restricted location; and
  - (iii) has not embarked an **exposed on-board worker**, exposed maritime crew member, or **exposed rig or platform crew member** (provided that a vessel will not become an exposed vessel by reason only of embarking such persons for the purposes of a transfer where such persons comply with the requirements for a **compliant transfer** under these directions, the Exposed On-Board Worker Directions (No 2), or the Rig or Platform Crew Member Directions (No 2) (as applicable)); and
  - (iv) has not embarked a person who, in the 14 days prior to their embarkation, had been in a place outside of Australia; and

- (v) has not embarked a person who has been in a location:
  - (A) that was a restricted location in the 14 days prior to the person embarking the vessel; and
  - (B) which remains a restricted location; and
- (vi) has not had any person on board the vessel who was a confirmed case of COVID-19 while on board the vessel; or
- (b) has been returned to unexposed vessel status in accordance with the vessel protocols, and subsequent to such return, has not been in a location or embarked a person referred to in paragraph (a); or
- (c) the Chief Health Officer or an authorised PHEOC officer has designated as an unexposed vessel, and subsequent to such designation has not been in a location or embarked a person contemplated in paragraph (a), provided that:
  - (i) designation of a vessel as an unexposed vessel may be subject to terms and conditions; and
  - (ii) a person who is subject to terms and conditions under paragraph 81(c)(i), must comply with those terms and conditions.

82. **Vessel** means a ship, boat or any other kind of vessel for travelling on water but does not include an oil rig or offshore platform or a **cruise ship**.

83. **Vessel protocols** mean the protocols described in Schedule 2.

## **PENALTIES**

It may be an offence to fail to comply with 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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**Colin John Blanch**

Acting Commissioner of Police and State Emergency Coordinator

14 September 2021 1713 hours

## SCHEDULE 1

### Travel requirements for certain exposed maritime crew members

Item	Column 2 – Port of Disembarkation	Column 3 – Travel Requirements
1.	Exposed maritime crew member disembarking at the Port of Bunbury	<ol style="list-style-type: none"> <li>1. The exposed maritime crew member's relevant vessel must not be scheduled to depart from the Port of Bunbury earlier than 8 hours before the <b>charter bus</b> is scheduled to depart.</li> <li>2. The exposed maritime crew member must remain on the relevant vessel for as long as is consistent with having enough time to leave on the charter bus.</li> <li>3. As soon as possible after disembarking the relevant vessel, the exposed maritime crew member must travel, by the most direct route and without stopping except as required by law or necessary for fuel, in a charter bus to: <ol style="list-style-type: none"> <li>(a) Perth Airport, if the exposed maritime crew member falls within paragraph 16; or</li> <li>(b) a quarantine centre or a crew hotel, if the exposed maritime crew member falls within paragraph 18; or</li> <li>(c) suitable premises or a quarantine centre, if the exposed maritime crew member falls within paragraph 19.</li> </ol> </li> <li>4. The exposed maritime crew member must be seated as far as practicable from the driver of the charter bus.</li> <li>5. If the exposed maritime crew member: <ol style="list-style-type: none"> <li>(a) is ordinarily resident in Australia; and</li> <li>(b) is travelling to suitable premises to self-quarantine; and</li> <li>(c) it is not practicable for the exposed maritime crew member to travel by charter bus to suitable premises,</li> </ol> then notwithstanding paragraph 3 above, after the charter bus has reached the Perth Metropolitan Area the exposed </li> </ol>

		maritime crew member may disembark from the charter bus and travel to their suitable premises by private vehicle, taxi, or rideshare service.
2.	Exposed maritime crew member disembarking at a State Port that is not a Perth Port or the Port of Bunbury	<ol style="list-style-type: none"> <li>1. The exposed maritime crew member's relevant vessel must not be scheduled to depart from the port earlier than 8 hours before the charter flight is scheduled to depart.</li> <li>2. The exposed maritime crew member must remain on the relevant vessel for as long as is consistent with having enough time to leave on the charter flight.</li> <li>3. As soon as possible after disembarking the relevant vessel, the exposed maritime crew member must travel, by the most direct route and without stopping except as required by law or necessary for fuel, in a charter vehicle to the regional airport from which the exposed maritime crew member will board the charter flight to an airport in the Perth Metropolitan Region.</li> <li>4. The exposed maritime crew member must be seated as far as practicable from the driver of the charter vehicle.</li> <li>5. The exposed maritime crew member must remain in a dedicated waiting area at the relevant airport until they board the charter flight, unless otherwise directed by an authorised officer.</li> <li>6. The exposed maritime crew member must be seated as far as practicable from: <ol style="list-style-type: none"> <li>(a) the pilot of the charter flight, and</li> <li>(b) other exposed maritime crew members who disembarked from an exposed vessel that is not the exposed vessel that the exposed maritime crew member disembarked from.</li> </ol> </li> <li>7. As soon as possible after disembarking from the charter flight, the exposed maritime crew member must travel in any manner directed by an authorised officer and, in the absence</li> </ol>

		<p>of such a direction, in accordance with applicable provisions of the <b>journey requirements</b>, to:</p> <ul style="list-style-type: none"> <li>(a) Perth Airport, if the exposed maritime crew member falls within paragraph 16; or</li> <li>(b) a quarantine centre or a crew hotel, if the exposed maritime crew member falls within paragraph 18; or</li> <li>(c) suitable premises or a quarantine centre, if the exposed maritime crew member falls within paragraph 19.</li> </ul>
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## SCHEDULE 2

### Vessel Protocols

#### **Option 1: Full vessel quarantine with approved testing regime**

1. In order for a vessel to return to unexposed vessel status pursuant to this Option 1, the vessel must undertake a 14 day at sea quarantine period, all persons on board the vessel must be subject to a COVID-19 testing regime that has been approved by an authorised PHEOC officer, and a negative test result must be returned for each test undertaken.
2. The 14 day **at** sea quarantine must occur either within the coastal waters of Western Australia or in waters adjacent to the coastal waters of Western Australia, and at a location that facilitates access for COVID-19 testing. During the 14 day at sea quarantine period no person may embark the vessel without the approval of an authorised PHEOC officer. For the avoidance of doubt this extends to maritime pilots. The 14 day at sea quarantine period will commence when the on-vessel component of the first round of COVID-19 testing is completed. By way of example, if the first round of COVID-19 testing for a hypothetical vessel was completed at 3.30pm on Tuesday 1 June 2021, the at sea quarantine period for that vessel would conclude at 3.30pm on Tuesday 15 June 2021.
3. The specific COVID-19 testing regime applicable to the vessel must be approved by an authorised PHEOC officer. An approved COVID-19 testing regime will include the following particulars:
  - the number of rounds of COVID-19 testing that must be undertaken (typically, and depending on vessel travel history, two or three rounds of COVID-19 testing will be required);
  - the timing of each round of testing;
  - the manner in which testing will be undertaken (including who will take the samples); and
  - the testing facility that will analyse the samples.
4. **During** each round of COVID-19 testing, every person on board the vessel must be tested for COVID-19. In order for the vessel to return to unexposed vessel status, a negative test result must be returned for each COVID-19 test undertaken during each round of testing.

5. On **conclusion** of testing, the approved testing facility must provide a letter of notification, summarising the test results to:
  - PHEOC at the following address: PHEOC@health.wa.gov.au (marked attention PHEOC Planning); and
  - police at the following email address: industryentry@police.wa.gov.au
6. On conclusion of the 14 day at sea quarantine period, and provided that a negative test result has **been** returned for each COVID-19 test undertaken during each round of testing, the vessel will be deemed to be an 'unexposed vessel' for the purposes of these directions.
7. Note **that**, in respect of this Option 1:
  - it is not necessary to clean the vessel in order for it to return to unexposed vessel status; and
  - persons who disembark the vessel after it has returned to unexposed vessel status pursuant to this Option 1 will not be subject to further quarantine obligations under these directions.
8. A person intending to use this Option 1 must provide 14 days' written notice of their intention to use **this** Option 1 by contacting PHEOC at the following email address:  
PHEOC@health.wa.gov.au (marked attention PHEOC Planning).

#### **Option 2: Whole of vessel clean**

9. In order for a vessel to return to unexposed vessel status pursuant to this Option 2, the vessel must be cleaned pursuant to a vessel cleaning plan that has been approved by an authorised PHEOC officer, and all persons who were on board the vessel when it arrived in waters adjacent to Western Australia must disembark the vessel.
10. Cleaning plans must be submitted to PHEOC at the following email address at least 14 days **prior** to the proposed commencement of the proposed cleaning activities:  
PHEOC@health.wa.gov.au (marked attention PHEOC Planning).
11. **PHEOC** hold the following expectations for vessel cleaning plans (and draft vessel cleaning plans submitted for approval by an authorised PHEOC officer should clearly document the matters below):
  - A professional cleaning company should be used, with the identity of the proposed cleaning company documented.

- Enough cleaners should be used so that the cleaning can be accomplished within 72 hours, with each cleaner only conducting shifts that are 8-10 hours (maximum 12 hours).
- Cleaning should be carried out in such a manner that disembarking persons are vacated from areas for cleaning, and as areas of the vessel are cleaned, disembarking persons are not able to re-access the cleaned areas; similarly, embarking persons only enter cleaned areas.
- If disembarking persons access areas that have been cleaned and disinfected, these areas must be re-cleaned.
- Vessels must be cleaned using a two-step cleaning process involving cleaning (using a detergent with a neutral pH) followed by disinfection (using a suitable disinfectant).
- Suitable disinfectant must have viricidal properties which is approved by the Therapeutic Goods Administration for use against COVID-19.
- All areas of the vessel must be cleaned and disinfected (including but not limited to accommodation rooms, internal passageways, internal stairways, elevator, mess room/galley, recreation rooms, offices, meeting rooms, the bridge, helipad, change rooms, laundry, engine room and storage spaces).
- All surfaces must be cleaned and disinfected including horizontal and vertical surfaces. Particular attention must be paid to high touch surfaces.
- Disinfection solutions must always be made up and applied in accordance with the manufacturer's guidelines.
- An area must be designated for cleaning staff to don (apply) and doff (remove) their PPE.
- An area must be designated for cleaners to take breaks/use bathroom facilities and this area must be cleaned and disinfected prior to use.
- Multiple disposable cleaning cloths are preferred to reusable types.
- The process for cleaning and disinfection of sensitive electrical equipment (e.g. computers, phones, and control panels) should also be specifically considered and documented, as choice of detergent and/or disinfectant may vary between surfaces.
- The order of cleaning must be clearly documented and followed by cleaners to ensure no cross contamination or re-use of clean spaces by disembarking persons, and include how cleaning will be conducted as disembarking persons leave the vessel.

This process should be clearly marked out on a map of the vessel and clear to cleaning staff and persons on board the vessel.

- A process must be documented to ensure that embarking crew only access those areas that have been cleaned and disinfected with enough time to allow all surfaces to be touch dry.
  - Appropriate PPE to be used by cleaners (surgical mask, protective eyewear, gloves, coveralls or gowns) is to be documented.
  - Staff conducting the clean must have undertaken PPE training, particularly with regards to donning and doffing of PPE.
  - Access to changes of PPE and hand hygiene facilities/hand sanitiser onboard is required.
  - A process must be documented for cleaning and disinfecting of equipment brought on board the vessel by the cleaning team at the conclusion of the clean.
  - A process must be documented for the handling of waste and linen.
12. Following approval of a cleaning plan by an authorised PHEOC officer, PHEOC will provide an **unsigned** assurance certificate. At the end of the cleaning process, the assurance certificate must be signed by both the cleaning contractor and the Captain (Master) of the vessel. The assurance certificate must contain:
- a full list of the areas that were cleaned;
  - confirmation that re-contamination of the clean areas did not occur;
  - confirmation that the vessel has been cleaned in accordance with the approved vessel cleaning plan; and
  - confirmation that all persons who were on board the vessel when it arrived in or adjacent to Western Australia have disembarked.
13. The completed assurance certificate must be forwarded to:
- PHEOC at the following address: [PHEOC@health.wa.gov.au](mailto:PHEOC@health.wa.gov.au) (marked attention PHEOC Planning); and
  - police at the following email address: [industryentry@police.wa.gov.au](mailto:industryentry@police.wa.gov.au)
14. Once the original crew of the vessel have been disembarked, and the vessel has been cleaned, in accordance with the approved vessel cleaning plan, the vessel will be deemed to be an 'unexposed vessel' for the purposes of these directions.

15. Note that Option 2 does not provide any assurance that persons disembarking the vessel are free of **COVID-19**. As such, persons who disembark the vessel after it has returned to unexposed vessel status pursuant to this Option 2 will remain subject to usual quarantine obligations under these directions.

*Note: This schedule does not create an entitlement for a person to disembark from a vessel in circumstances where that person is not otherwise entitled to disembark from that vessel under these directions.*