

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 67, 70 and 72A

SANTOS BAYU-UNDAN WORKERS DIRECTIONS

The World Health Organization declared COVID-19 a pandemic on 11 March 2020.

On 15 March 2020, the Minister for Emergency Services declared a state of emergency with effect from 12 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, give the following direction pursuant to my powers under sections 67, 70 and 72A of the Act.

PREAMBLE

1. These directions set out the requirements that apply to **relevant workers** and are for the purpose of preventing the importation of COVID-19 into Western Australia and otherwise limiting the spread of COVID-19 into Western Australia.

CITATION

2. These directions may be referred to as the **Santos Bayu-Undan Workers Directions**.

COMMENCEMENT

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

DIRECTIONS

Entry requirements applicable to relevant workers

4. Despite paragraphs 4A and 4B of the Controlled Border for Western Australia Directions, a relevant worker must comply with:
 - (a) these directions and not the **outbreak directions**, unless otherwise specified in these directions; and
 - (b) paragraph 4 and 5 of the Controlled Border for Western Australia Directions.

5. A relevant worker may only enter Western Australia if the relevant worker:
- (a) either:
 - (i) has had administered to them a **full course** of an **approved COVID-19 vaccine** and produces **accepted proof of vaccination** to a **relevant officer** on request; or
 - (ii) is **vaccine exempt** and produces **accepted proof of vaccination exemption** to a relevant officer on request; and
 - (b) has access to **suitable premises** which are located within 200 kilometres of their point of entry into Western Australia unless otherwise approved by me or a person authorised by me for that purpose and the relevant worker must comply with any terms or conditions to which that approval is subject; and
 - (c) has downloaded the **G2G Now app** to a **suitable device** which will be accessible to that relevant worker at all times while they remain subject to a quarantine requirement.
6. A relevant worker may only **enter** Western Australia by disembarking a **charter flight** at the Perth airport.

Quarantine requirements applicable to a relevant worker

Relevant worker to self-quarantine

7. Notwithstanding any provision to the contrary in the outbreak directions, a relevant worker must comply with the **self-quarantine requirements**.
8. Notwithstanding any provision in the self-quarantine requirements that allows a relevant worker to travel a greater distance or stop for rest while travelling to suitable premises, a relevant worker who has entered Western Australia must, without stopping overnight, travel to suitable premises that are located within 200 kilometres of their point of entry into Western Australia.

Varying the location at which quarantine requirements are discharged

9. A relevant worker may be given a further oral or written direction by me or a person authorised by me for that purpose doing one or both of the following:
- (a) varying the location at which that relevant worker must discharge their quarantine requirement; and

- (b) specifying how that relevant worker must travel from their current quarantine location to the new quarantine location.

G2G Now app

10. A relevant worker who has entered Western Australia must, at all times while such person remains subject to a quarantine requirement:

- (a) do all things necessary to ensure that the G2G Now app may be used through their suitable device, including but not limited to:
 - (i) enabling camera access for the G2G Now app; and
 - (ii) enabling push notifications for the G2G Now app; and
 - (iii) enabling location services for the G2G Now app; and
- (b) have read the terms of use; and
- (c) remain in close proximity to their suitable device; and
- (d) monitor their suitable device for messages or instructions received from the G2G Now app; and
- (e) promptly respond to any message received from the G2G Now app in a manner consistent with that message, and comply with any instructions received from the G2G Now app; and
- (f) subject to paragraph 11, use the G2G Now app in accordance with the terms of use.

11. Notwithstanding anything to the contrary in the terms of use:

- (c) use of the G2G Now app by a relevant worker is mandatory during the period of any quarantine requirement and not voluntary; and
- (d) any request to provide consent that is built into the terms of use should not be read as a request to provide consent but instead as a request to read the terms of use, and any confirmation provided by the relevant worker will take effect not as a consent but as an acknowledgment the relevant worker has read the terms of use.

Presentation for testing requirements applicable to a relevant worker

12. Notwithstanding any provision to the contrary in:
- (a) the Presentation For Testing Directions (No 36); or
 - (b) the outbreak directions,
- a relevant worker:
- (c) is not required to comply with the **airport presentation requirement**, and
 - (d) is required to comply with the:
 - (i) **48 hour presentation requirement**; and
 - (ii) **12th day presentation requirement**.

General requirements applicable to a relevant worker

13. Despite paragraphs 4A and 4B of the Controlled Border for Western Australia Directions, a relevant worker must comply with paragraph 5A of the Controlled Border for Western Australia Directions.
14. A relevant worker who enters Western Australia pursuant to these directions must also comply with any other direction given to them by an **authorised officer**.

AUTHORISATIONS

15. Any **police officer** appointed under Part I of the *Police Act 1892* (WA) acting at or above the rank of Inspector is authorised to give approval to a person under paragraph 8(d) of these directions, including any terms or conditions to which that approval, authorisation, direction or exemption is subject.

INTERPRETATION

16. 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

17. **12th day presentation requirement** has the same meaning that it has in the Presentation for Testing Directions (No 36).

18. **48 hour presentation requirement** has the same meaning that it has in the Presentation for Testing Directions (No 36).
19. **Airport presentation requirement** has the same meaning that it has in the Presentation For Testing Directions (No 36).
20. **Accepted proof of vaccination** has the same meaning that it has in the Controlled Border for Western Australia Directions.
21. **Accepted proof of vaccination exemption** has the same meaning that it has in the Controlled Border for Western Australia Directions.
22. **Approved COVID-19 vaccine** means:
 - (a) any vaccine that has been approved by the Therapeutic Goods Administration for use in Australia for the purpose of vaccinating persons against COVID-19; or
 - (b) any other vaccine specified by the Chief Health Officer, or any other person authorised by the Chief Health Officer for that purpose, as an approved COVID-19 vaccine.
23. **Authorised officer** has the same meaning that it has in the Act.
24. **Charter flight** means a flight arranged by **Santos** to carry relevant workers from:
 - (a) the **rig** to Darwin; or
 - (b) Darwin to Perth,and that carries only relevant workers and the flight crew of the charter flight.
25. **Enter** has the same meaning that it has in the Controlled Border for Western Australia Directions, and **enters** and **entered** has a corresponding meaning.
26. **Full course** means:
 - (a) in respect of the SPIKEVAX, VAXZEVRIA and COMIRNATY – BNT162b2 vaccines, two doses of the vaccine administered with an appropriate interval between doses; and
 - (b) in respect of the COVID-19 Vaccine Janssen, a single dose of that vaccine; and

- (c) in respect of any other approved COVID-19 vaccine, such number of doses of that vaccine as specified by the Chief Health Officer or a person authorised by the Chief Health Officer for that purpose.
27. **G2G Now app** means the app known as 'G2G Now' that facilitates electronic compliance checks on persons subject to a quarantine requirement.
28. **Medical practitioner** means a person registered or licensed as a medical practitioner under a law of an Australian State or Territory that provides for the registration or licensing of medical practitioners but does not include a person so registered or licensed:
- (a) whose registration, or license to practise, as a medical practitioner in any State or Territory has been suspended, or cancelled, following an inquiry relating to their conduct; and
- (b) who has not, after that suspension or cancellation, again been authorised to register or practise as a medical practitioner in that State or Territory.
29. **Outbreak directions** means the Outbreak Outside of Western Australia Response Directions (No 13).
30. **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.
31. **Relevant officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
32. **Relevant worker** means a person:
- (a) engaged or employed by **Santos** to work on the rig; and
- (b) who:
- (i) leaves the rig on a charter flight that travels directly from the rig to Darwin; and
- (ii) on arrival at Darwin airport, upon finalisation of processing by federal authorities, travels immediately to a designated transit area in the terminal as directed by a public health official of the Northern Territory and remains in that designated area until immediately prior to the departure of the charter flight from Darwin to Perth; and

(iii) leaves Darwin on a charter flight that travels directly to Perth.

33. **Rig** means the Bayu-Undan gas and condensate rig located in the Timor Sea and operated by Santos.
34. **Santos** means Santos Limited ABN 80 007 550 923.
35. **Self-quarantine requirements** has the same meaning that it has in the Controlled Border for Western Australia Directions.
36. **Suitable device** means a mobile phone or other electronic device which is capable of supporting the use of the G2G Now app.
37. **Suitable premises** means premises which meet the following criteria:
- (a) they are suitable for the relevant worker to reside in for a period of up to 14 days; and
 - (b) if the relevant worker is or is likely to be required by a direction to present for testing, they are close enough to a place where testing can occur in accordance with a direction to enable the relevant worker to comply with that direction; and
 - (c) they enable the relevant worker quarantining there to have access to a bedroom, and preferably a bathroom, without the need to share them with any other person who is not also quarantining there; and
 - (d) food and medication can be delivered to them as required without the need to come into contact with the relevant worker quarantining there.
38. **Vaccine exempt** means a medical exemption is recorded on the Australian Immunisation Register in relation to the relevant worker, and is displayed on the relevant worker's Immunisation History Statement.



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Christopher John Dawson
Commissioner of Police and State Emergency Coordinator

16 December 2021 1118 hours