

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 67, 70 and 72A

CONTROLLED BORDER FOR WESTERN AUSTRALIA AMENDMENT DIRECTIONS (NO 58)

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. These directions amend the Controlled Border for Western Australia Directions (**Primary Directions**) 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 **Controlled Border for Western Australia Amendment Directions (No 58)**.

COMMENCEMENT

3. These directions come into effect upon signing.

DIRECTIONS

4. The Primary Directions are amended by:
 - (a) deleting Schedule 3 and inserting in its place the Schedule 3 attached to these directions; and
 - (b) deleting each reference to 'Outbreak Outside of Western Australia Response Directions (No 18)' and inserting in its place a reference to 'Outbreak Outside of Western Australia Response Directions (No 19)

5. For the avoidance of doubt, the Primary Directions continue in effect as in force immediately before the time specified in paragraph 3 of these directions but, from those times, as amended by paragraph 4 of these directions.
6. For the avoidance of doubt, a person who is subject to the **children requirements** at the time these directions are signed will become subject to the children requirements, as amended by these directions, from the time these directions are signed.

DEFINITIONS

7. **Children requirements** has the same meaning that it has in the Primary Directions.



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

7 January 2022 1754 hours

SCHEDULE 3

Children Requirements

1. Subject to paragraphs 2 to 5, you must travel with your child 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 to:
 - (a) suitable premises, if your child falls within paragraph 6 of the Controlled Border for Western Australia Directions; or
 - (b) unless otherwise directed, an allocated room at a quarantine centre if your child falls within paragraph 7 of the Controlled Border for Western Australia Directions

(relevant place).

2. If you and your child are low risk travellers you may travel to suitable premises via **suitable overnight accommodation** if it is unsafe or impracticable for you and your child to travel directly to suitable premises without stopping for overnight rest, provided that you and your child have only one overnight stay on your journey to the suitable premises.

Note: If you are a medium risk traveller and have not entered Western Australia by road, a high risk traveller or an extreme risk traveller you may not stay at suitable overnight accommodation and must instead travel directly to your suitable premises.

If you are a medium risk traveller who entered Western Australia other than by road, you may travel a distance that may reasonably be travelled by motor vehicle within 12 hours, including provision for reasonable rest periods, and without exceeding applicable speed limits, to your suitable premises.

If you are a medium risk traveller who entered Western Australia by road you may travel to suitable premises that are within 1500 kms of the point at which you entered Western Australia. You may only enter Western Australia by road at Eucla or Kununurra.

If you are a high risk traveller or an extreme risk traveller you may only travel up to 200 kilometres to your suitable premises. Refer to the Outbreak Outside of Western Australia Response Directions (No 18).

3. If you and your child travel to suitable premises via suitable overnight accommodation, prior to your arrival at the suitable overnight accommodation you must:
 - (a) notify the accommodation provider in advance that you are subject to self-quarantine requirements; and
 - (b) ensure the accommodation provider is willing to accept you.
4. If you travel to suitable premises via suitable overnight accommodation, while at the suitable overnight accommodation you must:
 - (a) proceed directly to your **allotted room** and remain within that room until you leave pursuant to paragraph 5 unless you need to leave your allotted room to escape an immediate threat to your safety; and
 - (b) obtain food or refreshments only via room service or delivery; and
 - (c) keep the door to your allotted room closed at all times, except to the extent necessary:
 - (i) to allow a person referred to in paragraph 14(b) to enter the room; or
 - (ii) for receiving deliveries including meals, packages or medical treatment.
5. If you travel to suitable overnight accommodation, you must leave the suitable overnight accommodation as early as practicable on the morning following your overnight stay and recommence your travel to the relevant place.
6. You must travel to the relevant place:
 - (a) in your own vehicle or a private vehicle; or
 - (b) by taxi or rideshare service; or
 - (c) in another way which an authorised officer orally directs you to take, and for the avoidance of doubt, you must not travel to the relevant place using any form of mass public transport, such as a bus or train.

7. Subject to paragraph 15, as soon as you arrive at the relevant place, you and your child must remain inside the relevant place for a period ending fourteen (14) days after the day on which your child was last in:
- (a) a restricted location; or
 - (b) a place outside of Australia,
- prior to your child's most recent entry into Western Australia (whichever is later) unless:
- (c) you are given another direction which you are required by law to obey; or
 - (d) you or your child must leave them to escape an immediate threat to his or her or your safety in accordance with paragraph 10; or
 - (e) you leave them to seek urgent medical treatment in accordance with paragraph 11; or
 - (f) you leave to present for COVID-19 testing in accordance with paragraph 12.
8. If your relevant place falls within paragraph 1(a) and is an allocated room or apartment or other similar accommodation at an accommodation facility, you and your child must remain inside your allocated room or apartment or other similar accommodation, and not enter any shared facilities or common property at the accommodation facility.
9. If your relevant place falls within paragraph 1(a), while at the suitable premises, unless you and your child are the only people in the suitable premises, you and your child must:
- (a) remain in your respective bedrooms at the suitable premises unless you leave that room to use a common area or bathroom of the suitable premises when, subject to paragraph (c), no other person except your child is present in that common area or bathroom; and
 - (b) not allow any person to enter your bedroom or your child's bedroom at the suitable premises unless the person:
 - (i) is your child or 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) 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 you or your child are using that bathroom or common area unless the person:
- (i) is your child or 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.

10. If you or your child must leave the allotted room or the relevant place to escape an immediate threat to his or her or your safety, you must ensure that:

- (a) whoever leaves goes no further from the allotted room or the relevant place than he or she has to in order to escape that threat; and
- (b) whoever leaves returns to the allotted room or the relevant place as soon as it is safe to do so; and
- (c) if either or both of you are unable to return to the allotted room or the relevant place within an hour of leaving, you telephone the police on 131 444 and inform them that whoever is unable to return is subject to a quarantine direction and had to leave the allotted room or the relevant place.

Note: In addition to leaving your suitable premises to escape an immediate threat to safety, you and your child may also leave your suitable premises to present for COVID-19 testing where you are obliged to present for testing under another

direction. However neither you nor your child may leave your suitable premises for the purposes of being vaccinated against COVID-19.

11. If your relevant place falls within paragraph 1(a) you may leave the allotted room or suitable premises to seek urgent medical treatment at a hospital for you or your child or for someone else at the suitable premises provided that:
 - (a) it is necessary for you or your child or that other person to leave those premises in order for that treatment to be provided; and
 - (b) before leaving the suitable premises to go to the hospital you:
 - (i) notify the relevant hospital that you are subject to these requirements; and
 - (ii) obtain approval from the relevant hospital to attend for treatment at the relevant hospital; and
 - (c) after obtaining the approval referred to in subparagraph (b)(ii) and as soon as reasonably practicable, contact an authorised officer, inform the authorised officer that you have approval to attend the relevant hospital for treatment; and
 - (d) you and your child and the other person, if any, go to the hospital by ambulance or by the most direct route available and without stopping except as required by law or necessary for fuel or rest; and
 - (e) you and the other person, if any, comply with any direction or instruction given by a relevant officer at the hospital; and
 - (f) unless otherwise directed or instructed by a relevant officer, you and your child and the other person, if any, return to the suitable premises as soon as possible after the urgent treatment has been provided and by the most direct route available and without stopping except as required by law or necessary for fuel or rest.

12. If your relevant place falls within paragraph 1(a), and if you or your child have been directed or instructed to present for COVID-19 testing you and your child must:
 - (a) leave the suitable premises and travel to the COVID Clinic nearest to you 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; and

- (b) comply with any other instruction which a relevant officer at the COVID Clinic gives you; and
- (c) answer truthfully if a relevant officer at the COVID Clinic asks you to describe your state of health or the state of health of your child or asks whether you or your child have or have had any symptoms; and
- (d) remain at the COVID Clinic until:
 - (i) you and your child have been tested for COVID-19; or
 - (ii) a relevant officer has instructed you that you may leave the COVID Clinic; and
- (e) once you are no longer required to remain at the COVID Clinic, travel 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 to the suitable premises and remain there in accordance with these requirements; and

(f) travel to and from the COVID Clinic nearest to you by:

- (i) private vehicle, a taxi or rideshare service; or

Note: a rideshare service does not include a bus, train or other form of mass public transport.

- (ii) walking, provided that:

- (A) the COVID Clinic is located within 2 km of the suitable premises; and

- (B) you take all reasonable steps to keep at least 1.5 metres away from any other person whilst walking to and from the COVID Clinic.

Note: You must not leave your suitable premises for the purposes of being vaccinated against COVID-19.

13. You must immediately inform a person in authority at the quarantine centre, or otherwise call 13 COVID (13 268 43), if you or your child develop or have recently experienced any one or more of these symptoms:

- (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.

Note: even though these symptoms may not be caused by COVID-19, informing a person in authority or calling 13 COVID (13 268 43) is essential to your and your child's safety and the safety of everyone and will help to ensure that you and your child receive any treatment needed.

14. During the period you and your child must remain at the relevant place, you must:

- (a) take all reasonable steps to keep both you and your child at least 1.5 metres away from any other person except for each other; and
- (b) not allow any person to enter the allotted room or the relevant place unless the person:
 - (i) is a relevant officer, or a person assisting a relevant officer; or
 - (ii) enters the allotted room or the relevant place for medical or emergency purposes; or
 - (iii) is required to enter the allotted room or the relevant place for the purpose of performing critical and time-sensitive maintenance at the allotted room or relevant place; or
 - (iv) is acting in compliance with a direction or instruction given by a relevant officer; or
 - (v) usually resides at the allotted room or relevant place,provided that no more persons than is reasonably necessary in the circumstances enter the allotted room or the relevant place at any one time if they enter the suitable premises in accordance with subparagraph (b)(iii); and
- (c) if your relevant place falls within paragraph 1(b), keep the door to your allocated room closed at all times except to the extent necessary:
 - (i) to allow a person referred to in subparagraph (b) to enter the room; or
 - (ii) for receiving deliveries including meals, packages or medical treatment; or

- (iii) for the disposal of rubbish and the collection of linen at pre-arranged times; and
- (d) wear a face mask, and take all reasonable steps to ensure that your child does the same, in the following circumstances, unless one or more of the face covering exceptions apply to you or your child at that time:
 - (i) from when you become subject to these requirements until you arrive at the relevant place provided that:
 - (A) if the relevant place is an allocated room or apartment at an accommodation facility, you must continue to wear a face mask until you enter the allocated room or apartment; and
 - (B) if you travel to suitable premises via suitable overnight accommodation, you may remove your face mask when you are in your allotted room; and
 - (ii) whenever you or your child open a door to your allotted room or the relevant place and speak with, or otherwise interact with any person who does not ordinarily reside at the allotted room or relevant place; and
 - (iii) whenever you open a door to your bedroom or bathroom at the suitable premises and speak with, or otherwise interact 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 (b)(i) to (iv), paragraph 9(b)(ii) to (v) or 9(e)(ii) to (v) is in the suitable premises; and
 - (v) at any time you are outside of the suitable premises; and
- (e) when coughing or sneezing, do so into your elbow or a tissue; and
- (f) wash your hands often with soap and water or using alcohol hand rub, particularly before and after attending a bathroom.

Note: when you arrive at the quarantine centre you will be met by people who will explain to you what you need to do while you are at the quarantine centre. Please

cooperate with them and comply with their directions. They are there to help and protect you and other members of the Western Australian community.

15. If:
- (a) your relevant place falls within paragraph 1(b); and
 - (b) a period of 11 or more days has elapsed since the date and time that you and your child became subject to these children requirements; and
 - (c) you are instructed to do so by the Chief Health Officer or a person authorised by the Chief Health Officer,

you and your child must leave your allocated room at the quarantine centre, provided that in those circumstances (and no others) you and your child must then comply with the requirements of paragraphs 16 to 20.

16. If you and your child leave your allocated room in accordance with paragraph 15:
- (a) you and your child must travel 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 to suitable premises that are within 200 kilometres of the quarantine centre; and
 - (b) you and your child must travel to the suitable premises:
 - (i) in your own vehicle or a private vehicle; or
 - (ii) by taxi or rideshare service; or
 - (iii) in another way which an authorised officer orally directs you to take, and
- for the avoidance of doubt, you and your child must not travel to the suitable premises using any form of mass public transport, such as a bus or train; and
- (c) as soon as you and your child arrive at the suitable premises, those suitable premises will become your relevant place, and you and your child must remain inside them for a period ending 14 days from the date and time that you and your child became subject to these children requirements unless:
 - (i) you are given another direction which you are required by law to obey; or

- (ii) you and your child must leave them to escape an immediate threat to safety of you or your child in accordance with paragraph 10; or
 - (iii) you or your child leave them to seek urgent medical treatment in accordance with paragraph 11; and
 - (d) as soon as you and your child arrive at the suitable premises, you and your child must comply with the requirements in paragraphs 9, 12 and 14.
17. While you and your child are subject to these requirements you must call 13 COVID (13 268 43) immediately if you or your child develop or have recently experienced any one or more of these symptoms:
- (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.

Note: even though these symptoms may not be caused by COVID-19, calling that number to tell someone is essential to your safety and the safety of everyone and will help to ensure that you receive any treatment you need.

18. Before you leave your allocated room at the quarantine centre in accordance with paragraph 15, unless your child is an **exempt child** or you or your child have been otherwise directed, you and your child must download the **G2G Now app** to a **suitable device** which will be accessible to you and your child respectively at all times while you remain subject to quarantine obligations.
19. If you and your child leave your allocated room in accordance with paragraph 15, unless your child is an exempt child or you or your child have been otherwise directed, you and your child must at all times while you remain subject to quarantine obligations:
- (a) do all things necessary to ensure that the G2G Now app may be used through your or your child's 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 your suitable device; and
 - (d) monitor your 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 20, use the G2G Now app in accordance with the terms of use.
20. Notwithstanding anything to the contrary in the terms of use, if you and your child have left your allocated room in accordance with paragraph 15:
- (a) unless your child is an exempt child or you or your child have been otherwise directed, your use or your child's use of the G2G Now app is mandatory while you and your child remain subject to quarantine obligations; and
 - (b) 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 you will take effect not as a consent but as an acknowledgment that you have read the terms of use.

DEFINITIONS

21. **Allotted room** means your allotted room at suitable overnight accommodation.
22. **Exempt child** means a person who:
- (a) is under the age of 16 at the time they enter Western Australia; and
 - (b) will remain under the supervision of a parent or guardian at all times while they remain subject to a quarantine requirement under these directions.
23. **G2G Now app** means the app known as 'G2G Now' that facilitates electronic compliance checks on persons subject to a quarantine requirement.
24. **Suitable device** means a mobile phone or other electronic device which is capable of supporting the use of the G2G Now app.

25. **Suitable overnight accommodation** means accommodation where you will have your own room and will not be required to share bathrooms or other facilities with any other persons.
26. **Terms of use** means the terms and conditions for the use of the G2G Now app, including any consent contained therein.