

ST HELENA



PUBLIC HEALTH ORDINANCE, 1939

***PUBLIC HEALTH (PREVENTION OF FORMIDABLE DISEASES)
(CORONAVIRUS NO. 2)(AMENDMENT) REGULATIONS, 2020***

In exercise of the powers conferred by section 49 of the Public Health Ordinance, 1939, the Governor in Council makes the following Regulations:

Citation and interpretation

1. (1) These Regulations may be cited as the Public Health (Prevention of Formidable Diseases) (Coronavirus No. 2)(Amendment) Regulations, 2020.

(2) In these Regulations, the “principal Regulations” means the Public Health (Prevention of Formidable Diseases) (Coronavirus No. 2) Regulations, 2020

Isolation upon entry

2. Regulation 4 of the principal Regulations is amended—

(a) by inserting the following sub-regulations after sub-regulation (2A):

“(2B) Despite sub-regulations (1) and (2), a person who arrives in St Helena, whether by air or by sea, as a transit passenger for purposes of onward travel from St Helena, must upon entry stay in isolation at such location as directed by the proper officer until departure of his or her flight or voyage from St Helena.

(2C) The persons referred to in sub-regulations (1), (2) and (2B)—

(a) must comply with all other conditions as directed by the proper officer; and

(b) must submit to testing for coronavirus by the proper officer or a medical officer as and when so required by the proper officer.”;

(b) by deleting the expression “sub-regulation (1) or (2)” in sub-regulation (3) and substituting “sub-regulation (1), (2), (2B) or (2C)”;

(c) by deleting the expression “regulation 4(1) or (2)” in sub-regulation (6) and substituting “sub-regulation (1), (2) or (2B)”.

Isolation: additional provisions

3. Regulation 6(1) of the principal Regulations is amended—
- (a) by inserting “4(2B), ” after “regulation 4(1), 4(2), ”;
 - (b) by revoking sub-regulation (3) and substituting:
“**(3)** Unless the Director of Health directs otherwise, the requirement for isolation under regulation 4 or 5 will be deemed not to have been completed by a person until that person, at the end of the period of 14 days or extended period approved under sub-regulation (2), tests for coronavirus and is confirmed to be negative”.

Isolation: offences

4. Regulation 8 of the principal Regulations is amended—
- (a) by deleting the expression “regulation 4(1) or (2)” in sub-regulation (1)(a) and substituting “regulation 4(1), (2) or (2B)”;
 - (b) by deleting the word “or” at the end of sub-regulation (1)(c);
 - (c) by deleting paragraph (d) of sub-regulation (1) and substituting:
“(d) without reasonable excuse (the burden of proving which is on the person) refuses to submit to testing for coronavirus as directed by a proper officer under regulation 4(2C) or as required by regulation 6(3); or”;
 - (d) by adding the following paragraph to sub-regulation (1):
“(e) knowingly and without reasonable excuse (the burden of proving which is on the person) enters or attempts to enter a location where a person or persons are in isolation in accordance with these Regulations.”.

Made by the Governor in Council this 27th day of November 2020.

Connie Johnson
Clerk of Councils

EXPLANATORY NOTE

(This note is not part of the Regulations)

These regulations amend the Public Health (Prevention of Formidable Diseases) (Coronavirus No. 2) Regulations, 2020, to make specific provision for isolation of transit passengers who will not remain in St Helena long enough to isolate for the full 14 day isolation period. The amendments also make provision for the proper officer to impose additional conditions during isolation and also includes a requirement to submit to testing for coronavirus as and when required by a proper officer. It will also be an offence for a person to knowingly and without reasonable excuse enter any location where persons are isolating as required by the Regulations.