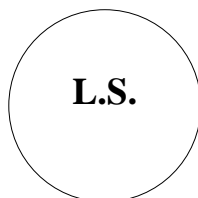


Legal Notice 1 of 2021

ASCENSION



PUBLIC HEALTH ORDINANCE, 1967

**PUBLIC HEALTH (CORONAVIRUS)(TEMPORARY PROVISIONS)(AMENDMENT)
REGULATIONS, 2021**

In exercise of the powers conferred by section 21(2) of the Public Health Ordinance, 1967, the Governor makes the following Regulations:

Citation

1. These Regulations may be cited as the Public Health (Coronavirus)(Temporary Provisions)(Amendment) Regulations, 2021.

Insertion of regulation 18A – Duty to report absconders etc.

2. The following regulation is inserted in the Public Health (Coronavirus)(Temporary Provisions) Regulations, 2020, after regulation 18:

“Duty to report absconders etc.

18A. (1) A person (“A”) who in respect of another person (“B”)—
(a) suspects that B has absconded, or believes that B is likely to abscond, from compulsory isolation in breach of a requirement imposed under regulation 13; or
(b) suspects that B has entered, or believes that B is likely to enter, land in breach of regulation 23A,

must inform a police officer as soon as is reasonably practicable of A’s suspicion or belief and the reasons for it, and to provide information to assist the police in establishing B’s identity.

(2) The obligation under sub-regulation (1) does not apply where A’s suspicion or belief is based solely on information received from others and which is not known personally to A.”

**Insertion of regulation 23A – Offence of entering land whilst at risk of infection
contamination present**

3. The following regulations are inserted in the Public Health (Coronavirus) (Temporary Provisions) Regulations, 2020, after regulation 23:

“Offence of entering land whilst risk of infection or contamination present

23A. (1) A person who knowingly and without reasonable excuse enters any land (including any building and the curtilage of a dwelling, but excluding any hospital)—

- (a) where one or more persons is being kept in compulsory isolation in accordance regulation 13; or
- (b) to which one or more persons is restricted, whether for the purposes of living and sleeping or for work, in accordance with regulation 14,

commits an offence.

Maximum Penalty: a fine of £5,000.

(2) A person (“P”) will have a reasonable excuse if—

- (a) P is—
 - (i) the Senior Medical Officer, or
 - (ii) a public health officer,and P entered the land in the course of P’s duties (including carrying out an assessment under regulation 11);
- (b) P is a police officer and P entered the land for the purpose of—
 - (i) preventing or detecting crime, or
 - (ii) to search for or to apprehend a suspect or offender;
- (c) P entered the land in response to an actual or perceived emergency, including but not limited to a medical emergency or a fire;
- (d) in respect of a dwelling house or other living accommodation—
 - (i) P entered the land for the purpose of carrying out emergency repairs, and
 - (ii) P did so in accordance with an agreed procedure intended to reduce the risk of P becoming infected or contaminated with Coronavirus;
- (e) in the circumstances, P is a person with whom a person referred to in paragraph (1)(b) is permitted to have contact in person.

Offence of failing to report absconders etc.

23B. A person who without reasonable excuse fails to comply with the duty under Regulation 18A(1) commits an offence.

Maximum Penalty: a fine of £500.”

Made this 11th day of January 2021.

Greg Gibson
Governor of Ascension