New South Wales

Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Amendment (No 16) Order 2021

under the

Public Health Act 2010

I, Brad Hazzard, the Minister for Health and Medical Research, make the following Order under the *Public Health Act 2010*, section 7.

Dated 28 July 2021.

BRAD HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The objects of this Order are—

(a)   to extend to residents of the local government areas of City of Campbelltown, Georges River and the City of Parramatta, restrictions preventing the residents from leaving the local government area for the purposes of work unless they are authorised workers, and

(b)   to enable certain works and activities to be carried out on a construction site in Greater Sydney in preparation for construction work commencing or recommencing on the construction site unless the construction site is in the following local government areas—

(i)   City of Blacktown,

(ii)   City of Campbelltown,

(iii)   Canterbury-Bankstown,

(iv)   Cumberland,

(v)   City of Fairfield,

(vi)   Georges River,

(vii)   City of Liverpool,

(viii)   City of Parramatta, and

(c)   to require a person in Greater Sydney who goes out to obtain food and other goods and services to obtain them locally.

Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Amendment (No 16) Order 2021

under the

Public Health Act 2010

1   Name of Order

This Order is the *Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Amendment (No 16) Order 2021*.

2   Commencement

This Order commences at the beginning of 29 July 2021.

Schedule 1   Amendment of Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Order 2021

[1]   Clause 24AB Directions of Minister concerning closure of construction sites

Insert after clause 24AB(1)—

(1A)   Despite subclause (1), work required to prepare for the commencement or recommencement of construction work on a construction site, including the following work, may be carried out—

  (a)   checking or maintaining installations or equipment,

  (b)   cleaning, waste removal or waste management,

  (c)   stocktaking or restocking,

  (d)   delivery of materials or equipment,

  (e)   servicing or installation of amenities,

  (f)   relocation on the construction site of plant or equipment,

  (g)   issuing permits or certificates,

  (h)   establishing arrangements or procedures to help protect persons from COVID-19,

  (i)   erecting fencing or hoarding,

  (j)   inspections, including for—

    (i)   technical reasons, or

    (ii)   safety, including work health and safety, or

    (iii)   for valuations or other financial reasons,

  (k)   removing water,

  (l)   connecting power, fuel or services,

  (m)   safety work, including work related to—

    (i)   fire safety, or

    (ii)   electrical safety,

  (n)   surveying or marking out,

  (o)   training required to be carried out on the construction site.

(1B)   Subclause (1A) does not apply to a construction site in the following local government areas—

  (a)   City of Blacktown,

  (b)   City of Campbelltown,

  (c)   Canterbury-Bankstown,

  (d)   Cumberland,

  (e)   City of Fairfield,

  (f)   Georges River,

  (g)   City of Liverpool,

  (h)   City of Parramatta.

[2]   Clause 24AB(2)

Insert "or (1A)" after "subclause (1)".

[3]   Clause 24A

Omit the clause. Insert instead—

24A   Meaning of "affected area"

In this Part—

affected area means a local government area specified by the Chief Health Officer by notice published on the website of NSW Health for the purposes of this Part or a particular provision of this Part.

[4]   Clause 24E Exception to clause 20 for affected areas and certain other local government areas

Omit clause 24E(1)(a)(ii)(B)–(D). Insert instead—

(B)   City of Campbelltown,

(C)   Canterbury-Bankstown,

(D)   Cumberland,

(E)   City of Fairfield,

(F)   Georges River,

(G)   City of Liverpool,

(H)   City of Parramatta, or

[5]   Clause 24E(1)(b)(ii)(B)–(H)

Omit clause 24E(1)(b)(ii)(B)–(D). Insert instead—

(B)   City of Campbelltown,

(C)   Canterbury-Bankstown,

(D)   Cumberland,

(E)   City of Fairfield,

(F)   Georges River,

(G)   City of Liverpool,

(H)   City of Parramatta.

[6]   Schedule 1 Reasonable excuses—Greater Sydney

Omit item 1. Insert instead—

1   (1)   Obtaining food or other goods or services if—

(a)   the food, goods or services are for the personal needs of the person's household or for other household purposes, including for vulnerable persons or pets, and

(b)   the food, goods or services are obtained locally, unless the food, goods or services or equivalent food, goods or services are not reasonably available locally, and

(c)   unless it is not reasonably practicable, no member of the person's household, including the person, has already left the place of residence or temporary accommodation on that day to obtain food or other goods and services.

Example— A person would be permitted to be accompanied by a dependant if it were not reasonably practicable for the dependant to remain at home.

(2)   In this item—

locally means—

  (a) within the local government area in which the person resides or the person's temporary accommodation is located, or

  (b) no further than 10 kilometres from the person's place of residence or temporary accommodation, if within another local government area.

  Note— Browsing in a shop is not authorised by this item.