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New South Wales

Public Health (COVID-19 Border Control) Order (No 2) Amendment Order 2020

under the

Public Health Act 2010

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

Dated 15 October 2020.

BRAD HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The object of this Order is to amend the *Public Health (COVID-19 Border Control) Order (No 2) 2020* in relation to persons entering New South Wales who have transited through Victoria from a State or Territory other than Victoria, and in relation to persons transiting through New South Wales by road.

Public Health (COVID-19 Border Control) Order (No 2) Amendment Order 2020

under the

Public Health Act 2010

1 Name of Order

This Order is the *Public Health (COVID-19 Border Control) Order (No 2) Amendment Order 2020*.

2 Commencement

This Order commences at the beginning of 16 October 2020.

Schedule 1 Amendment of Public Health (COVID-19 Border Control) Order (No 2) 2020

[1] Clause 3 Definitions

Omit “Public Health (COVID-19 Border Control) Map (No 4)” from the definition of *border region* in clause 3(1) and from the note to the definition.

Insert instead “Public Health (COVID-19 Border Control) Map (No 5)”, respectively.

[2] Clause 3(1)

Insert in alphabetical order—

private health facility has the same meaning as in the *Private Health Facilities Act 2007*.

public hospital has the same meaning as in the *Health Services Act 1997*.

residential aged care facility has the same meaning as in the *Public Health (COVID-19 Aged Care Facilities) Order (No 3) 2020*.

South Australia means the geographical area of the State of South Australia.

[3] Clause 5 Direction of Minister not to enter New South Wales

Omit “8 or 15 of Schedule 1” from clause 5(4).

Insert instead “8, 15 or 19 of Schedule 1, or item 18 of Schedule 1 if the person enters New South Wales by air,”.

[4] Schedule 1 Authority to enter New South Wales

Insert after item 16—

| | | | |
|----|--|----------|--|
| 17 | A person who is entering New South Wales by road and who has transited in Victoria after leaving South Australia by road | Required | The person must— (a) transit through Victoria only via the Sturt Highway, and (b) enter New South Wales only at George Chaffey Bridge, Sturt Highway, Mildura, and (c) travel by private vehicle only |
| | | | The person must not enter New South Wales if the person has, within the previous 14 days, been in Victoria other than while transiting in Victoria via the Sturt Highway |

- 18 A person who has transited in Victoria after being a passenger on the vessel known as the Spirit of Tasmania Required
- If the person enters New South Wales by air, the person must—
- (a) travel from the vessel by the most practicable direct route to an airport in Victoria, and
 - (b) not leave the airport terminal in Victoria except to board a flight to Sydney, and
 - (c) travel to New South Wales by aircraft landing at Sydney Airport, and
 - (d) have documentary evidence of the person's flight from Victoria to Sydney
- If the person enters New South Wales by road, the person must—
- (a) travel by the most practicable direct route from the vessel to New South Wales, and
 - (b) enter New South Wales only via the Hume Highway at Albury or the Newell Highway at Tocomwal
- If the person enters New South Wales by rail, the person must travel by the most practicable direct route from the vessel to New South Wales
- Despite any provision of the *Public Health (COVID-19 Aged Care Facilities) Order (No 3) 2020*, the person must not, until the period of 14 days has elapsed since the person entered New South Wales, enter or remain in a residential aged care facility unless the person is a resident of the facility
- The person must not, until the period of 14 days has elapsed since the person entered New South Wales, enter or remain in a public hospital or private health facility unless the person is seeking treatment at the hospital or facility

- | | | | |
|----|--|----------|---|
| 19 | A person, other than a Victorian resident, who is entering New South Wales by air after transiting at a Victorian airport from another State or a Territory and who did not leave the airport terminal while in Victoria | Required | <p>The person must—</p> <ul style="list-style-type: none">(a) travel to New South Wales by aircraft landing at Sydney Airport, and(b) have documentary evidence of the person's flight from Victoria to Sydney <p>The person must not enter New South Wales if the person has been in any part of Victoria other than the airport terminal in Victoria</p> <p>Despite any provision of the <i>Public Health (COVID-19 Aged Care Facilities) Order (No 3) 2020</i>, the person must not, until the period of 14 days has elapsed since the person entered New South Wales, enter or remain in a residential aged care facility unless the person is a resident of the facility</p> <p>The person must not, until the period of 14 days has elapsed since the person entered New South Wales, enter or remain in a public hospital or private health facility unless the person is seeking treatment at the hospital or facility</p> |
| 20 | A person who is transiting through New South Wales by road | Required | <p>The person must—</p> <ul style="list-style-type: none">(a) enter New South Wales only if the person has lawful authority to enter the place outside New South Wales to which the person is travelling, and(b) transit through New South Wales by the most practicable direct route, and(c) travel by private vehicle only <p>The person must not enter New South Wales if the person has, within the previous 14 days—</p> <ul style="list-style-type: none">(a) been in a restricted area within the meaning of an Area Direction made under the <i>Public Health and Wellbeing Act 2008</i> of Victoria, or(b) been in an area that is a COVID-19 area of concern |