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New South Wales

Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Amendment (No 13) Order 2021

under the

Public Health Act 2010

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

Dated 22 July 2021 at 7:18pm.

BRAD HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The object of this Order is to require a person who is not required to wear a fitted face covering under the *Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Order 2021*, clause 17(2)(b) to—

- (a) carry—
 - (i) relevant evidence that the person has an illness, condition or disability that makes wearing a fitted face covering unsuitable, and
 - (ii) evidence of the person's name and address, and
- (b) produce the evidence for inspection by, and give a copy of the evidence to, a police officer if requested to do so by the police officer.

Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Amendment (No 13) Order 2021

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Public Health Act 2010

1 Name of Order

This Order is the *Public Health (COVID-19 Temporary Movement and Gathering Restrictions) Amendment (No 13) Order 2021*.

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

[1] **Clause 17 Direction to wear fitted face coverings**

Insert after clause 17(2)—

- (2A) The Minister directs that a person relying on subclause (2)(b) must—
- (a) carry—
 - (i) relevant evidence that the person has the physical or mental health illness or condition, or disability, that makes wearing a fitted face covering unsuitable, and
 - (ii) evidence of the person’s name and the address of the person’s place of residence, and
 - (b) produce the relevant evidence for inspection by, and give a copy of the relevant evidence to, a police officer if requested to do so by the police officer, and
 - (c) produce the evidence of the person’s name and the address of the person’s place of residence to a police officer for inspection if requested to do so by the police officer.

[2] **Clause 17(6)**

Insert in alphabetical order—

registered NDIS provider means a registered NDIS provider within the meaning of the *National Disability Insurance Scheme Act 2013* of the Commonwealth.

relevant evidence, in relation to a physical or mental health illness or condition, or disability, that makes wearing a fitted face covering unsuitable, means—

- (a) a medical certificate or other written evidence signed by a registered health practitioner or a registered NDIS provider confirming—
 - (i) the person has the physical or mental health illness or condition, or disability, and
 - (ii) the physical or mental health illness or condition, or disability, makes wearing a fitted face covering unsuitable, or
- (b) a statutory declaration by the person that—
 - (i) the person has the physical or mental health illness or condition, or disability, and
 - (ii) the physical or mental health illness or condition, or disability, makes wearing a fitted face covering unsuitable.