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New South Wales

Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 14) 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 21 September 2021.

Time 10.17am

BRAD HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The objects of this Order are—

- (a) to permit up to 3 persons who are 18 years of age or under to meet at a place of residence in a stay at home area or an area of concern for recreation or study, and
- (b) to amend the maximum number of persons permitted on construction sites in Greater Sydney where persons are vaccinated, and
- (c) to temporarily include the local government areas of Byron, Tweed and Kempsey as part of the regional NSW stay at home area.

Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 14) Order 2021

under the

Public Health Act 2010

1 Name of Order

This Order is the *Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 14) Order 2021*.

2 Commencement

This Order commences—

- (a) for Schedule 1[1]—at the beginning of 27 September 2021, or
- (b) for Schedule 1[6]—at 5pm on 21 September 2021, or
- (c) otherwise—at 12 noon on 21 September 2021.

Schedule 1 Amendment of Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) 2021

[1] Clauses 2.2(2)(g), 3.8(2)(e), 4.9(2)(e) and 5.7

Omit the provisions.

[2] Clause 3.12A

Insert after clause 3.12—

3.12A Social bubble at place of residence—persons 18 years of age or under

- (1) A person who is 18 years of age or under is authorised to visit a place of residence in a stay at home area if—
 - (a) the person does so for the purposes of recreation or study with a person who resides at the place of residence, and
 - (b) all persons participating in the recreation or study are—
 - (i) members of the same nominated social bubble, and
 - (ii) 18 years of age or under, and
 - (c) no more than 3 persons, including the person, participate in the recreation or study.
- (2) Up to 3 persons may form a nominated social bubble if each member of the bubble—
 - (a) is 18 years of age or under, and
 - (b) lives in the same local government area or within 5 kilometres of each other member of the bubble, and
 - (c) lives in a household where each person who is at least 18 years of age is a fully vaccinated person, and
 - (d) is not a member of another nominated social bubble.

[3] Clause 4.13A

Insert after clause 4.13—

4.13A Social bubble at place of residence—persons 18 years of age or under

- (1) A person who is 18 years of age or under is authorised to visit a place of residence in an area of concern if—
 - (a) the person does so for the purposes of recreation or study with a person who resides at the place of residence, and
 - (b) all persons participating in the recreation or study are—
 - (i) members of the same nominated social bubble, and
 - (ii) 18 years of age or under, and
 - (c) no more than 3 persons, including the person, participate in the recreation or study.
- (2) Up to 3 persons may form a nominated social bubble if each member of the bubble—
 - (a) is 18 years of age or under, and
 - (b) lives in the same local government area or within 5 kilometres of each other member of the bubble, and

- (c) lives in a household where each person who is at least 18 years of age is a fully vaccinated person, and
- (d) is not a member of another nominated social bubble.

[4] Clause 5.7 Maximum number of persons—construction sites

Omit clause 5.7(1)(b). Insert instead—

- (b) 50% of the maximum daily workforce of the construction site if—
 - (i) the construction site has a resourcing plan, and
 - (ii) not all persons on the construction site are vaccinated.

[5] Clause 5.7(1A)

Insert after clause 5.7(1)—

- (1A) A person is vaccinated for the purposes of subclause (1)(b)(ii) if the person—
 - (a) has had 2 doses of a COVID-19 vaccine, or
 - (b) has had 1 dose of a COVID-19 vaccine at least 21 days ago, or
 - (c) has had 1 dose of a COVID-19 vaccine within the previous 21 days and has been tested for COVID-19 within the previous 72 hours, or
 - (d) has a medical contraindication certificate issued to the person and has been tested for COVID-19 within the previous 72 hours.

[6] Schedule 1 Categories of area

Insert at the end of clause 3, table—

8	Byron	18 September 2021	29 September 2021
9	Tweed	18 September 2021	29 September 2021
10	Kempsey	14 September 2021	29 September 2021

[7] Schedule 2 Reasonable excuses

Insert after clause 8—

8A Social bubble at place of residence—persons 18 years of age or under

A person who is a member of a nominated social bubble may leave the person's place of residence to visit the place of residence of another member of the nominated social bubble for recreation or study.

[8] Schedule 4 Dictionary

Insert in alphabetical order—

nominated social bubble means a nominated social bubble formed under section 3.12A or 4.13A.