

[Legal Notice: 80]

EMERGENCY POWERS ACT

(Cap. 11)

EMERGENCY POWERS (COVID-19) (NO. 3) REGULATIONS 2021

**EMERGENCY POWERS (COVID-19) (WESTERN PROVINCE
EMERGENCY ZONE) (GIZO) (RESTRICTION OF MOVEMENT AND
REQUIREMENTS) ORDER 2022**

I, Hon. Manasseh Damukana Sogavare, Prime Minister, under regulations 15 and 17 of the *Emergency Powers (COVID-19) (No. 3) Regulations 2021* (Legal Notice No. 318 of 2021), make the following Order:

1 Citation

This Order may be cited as the *Emergency Powers (COVID-19) (Western Province Emergency Zone) (Gizo) (Restriction of Movement and Requirements) Order 2022*.

2 Commencement

This Order commences on the day it is published in the *Gazette*.

3 Definitions

In this Order:

“*emergency zone*” means the emergency zone declared for Western Province by Legal Notice No. 24 of 2022;

“*essential service*”:

- (a) has the meaning of “essential service” given in section 2(7)(a) of the *Essential Services Act* (Cap. 12); or
- (b) means any other service the interruption of which could endanger human life, destroy property or cause serious injury to persons or property, including police, correctional services, biosecurity, national disaster and emergency;

“*essential worker*” means:

- (a) a person employed or engaged in carrying out functions, duties or responsibilities in an essential service; or
- (b) a person who the Prime Minister specifies in writing is an essential worker for the purposes of this Order;

“**Gizo**” means the area in the emergency zone that is:

- (a) bounded by a line with the coordinates specified in Part A of the Schedule; and
- (b) indicated by the red line on the map in Part B of the Schedule;

“**matter of urgency**” in respect of a person, means a matter that is urgent for any of the following reasons:

- (a) to access immediate medical assistance or treatment for the person;
- (b) to assist another person to access immediate medical assistance or treatment;
- (c) to attend to or avoid an emergency or any other situation which, if not attended to or avoided, may result in serious injury or loss of life to the person or another person;

“**place of residence**”, of a person, means an area or place in Gizo where the person resides, regularly stays or is temporarily accommodated, and includes:

- (a) a building or other habitable structure or a yard to a building or structure; or
- (b) a vessel; or
- (c) an area or place that is:
 - (i) a garden where the person usually grows or harvests food; or
 - (ii) an area of the coastline of Gizo, or of the inland or archipelagic waters within Gizo, where the person usually catches fish or harvests other seafood; or
 - (iii) used by the person for ablutions or toileting;

“**requirement**” means an action, procedure or measure specified in paragraph 6 or 7 which a person must take or comply with;

“**social distancing**”, by a person, means maintaining a distance of at least 2 metres away from another person who does not reside at the same place of residence;

“**vessel**” means any ship, boat or craft used for travelling by water.

4 Restriction of movement of persons

- (1) On and from 6.00 pm on Monday 28 February 2022 until 6.00 am on Thursday 3 March 2022:
 - (a) a person must not enter or leave Gizo; and
 - (b) a person in Gizo must:
 - (i) remain in Gizo; and

- (ii) not leave or be away from his or her place of residence; and
 - (iii) when moving around in Gizo:
 - (A) wear a face mask; and
 - (B) practice social distancing; and
 - (C) wash his or her hands with soap frequently; and
 - (D) use hand sanitizer frequently.
- (2) On and from Thursday 3 March 2022 until this Order is revoked, each day between the hours of 8.00 pm and 6.00 am:
- (a) a person must not enter or leave Gizo; and
 - (b) a person in Gizo must:
 - (i) remain in Gizo; and
 - (ii) not leave or be away from his or her place of residence; and
 - (iii) when moving around in Gizo:
 - (A) wear a face mask; and
 - (B) practice social distancing; and
 - (C) wash his or her hands with soap frequently; and
 - (D) use hand sanitizer frequently.
- (3) Subparagraph (1) or (2) does not apply to a person who:
- (a) enters or leaves Gizo, or moves around in Gizo, because of a matter of urgency; or
 - (b) is exempted from complying with this Order under paragraph 8; or
 - (c) is exempted in writing from complying with this Order by the Commissioner of Police.

5 Restriction of movement of vessels and aircrafts

- (1) On and from 6.00 pm on Monday 28 February 2022 until 6.00 am on Thursday 3 March 2022:
- (a) a vessel must not:
 - (i) enter or leave Gizo; or
 - (ii) come alongside or berth at a wharf in Gizo; or
 - (iii) go on shore anywhere on the coast of Gizo; and
 - (b) an aircraft must not land in or take off from Gizo; and
 - (c) the operator of a vessel must not permit or enable a person on board the vessel to disembark from the vessel and go on shore anywhere on the

coast of Gizo; and

- (d) the operator of an aircraft must not permit or enable a person on board the aircraft to disembark from the aircraft into Gizo.
- (2) On and from Thursday 3 March 2022 until this Order is revoked, each day between the hours of 8.00 pm and 6.00 am:
- (a) a vessel must not:
 - (i) enter or leave Gizo; or
 - (ii) come alongside or berth at a wharf in Gizo; or
 - (iii) go on shore anywhere on the coast of Gizo; and
 - (b) an aircraft must not land in or take off from Gizo; and
 - (c) the operator of a vessel must not permit or enable a person on board the vessel to disembark from the vessel and go on shore anywhere on the coast of Gizo; and
 - (d) the operator of an aircraft must not permit or enable a person on board the aircraft to disembark from the aircraft into Gizo.

6 Requirement for liquor shops, restaurants and bars

- (1) This paragraph applies on and from Tuesday 1 March 2022 until Monday 7 March 2022.
- (2) In Gizo, all liquor shops, restaurants, bars and parts of a premises accessed by the public to be served and to consume alcoholic beverages on the premises, must be closed, and remain closed, and no alcoholic beverages may be served or consumed by members of the public on those premises.

7 Requirement for betel-nut stalls

- (1) This paragraph applies on and from 6.00 pm on Monday 28 February 2022 until this Order is revoked.
- (2) A person in Gizo must not operate a betel-nut stall in a public place or at his or her place of residence or other private property.

8 Exemptions

- (1) An authorised officer is exempted from complying with this Order while carrying out his or her functions, responsibilities or duties as an authorised officer, or travelling to and from the place where he or she carries out those functions, responsibilities or duties.
- (2) An essential worker is exempted from complying with this Order while carrying out his or her work functions, responsibilities or duties, or travelling to and from the place where he or she carries out those functions, responsibilities or duties.

- (3) Paragraph 5 does not apply to:
- (a) a vessel or an aircraft operated by an authorised officer or an essential worker while performing his or her functions, responsibilities or duties; and
 - (b) a vessel or an aircraft operated for a purpose (which is not a purpose for an essential service) that has been approved by the Prime Minister in writing.

SCHEDULE
(Paragraph 3)

PART A
COORDINATES OF GIZO

Point Identification	Latitude	Longitude
1	-8.001392	156.738065
2	-8.052331	156.932814
3	-8.163065	156.932917
4	-8.163216	156.738065

PART B
MAP INDICATING GIZO



Dated this twenty-eighth day of February 2022.

HON. MANASSEH DAMUKANA SOGAVARE
PRIME MINISTER
