

Public Health Act 1997

DIRECTION UNDER SECTION 16

(Assessment of persons from affected regions and premises – No. 2)

I, MARK VEITCH, the Director of Public Health, in pursuance of section 16 of the *Public Health Act 1997* ("the Act"), in order to manage the threat to public health posed by the notifiable disease known as COVID-19 ("the disease"), direct that, commencing on 20 August 2020 –

- (a) an affected person who arrives in Tasmania is required to undergo the following clinical assessments on the arrival of the person in Tasmania:
 - (i) questions as to the health of the person, in respect of the symptoms of the disease, on his or her arrival;
 - (ii) a check of the temperature of the person;
 - (iii) a test for the disease; and
- (b) a clinical assessment referred to in paragraph (a)(i) or (ii) is to be conducted by an authorised officer, a registered nurse or an enrolled nurse; and
- (c) a test referred to in paragraph (a)(iii) is to be conducted by a registered nurse or an enrolled nurse; and
- (d) an affected person is taken to have complied with paragraph (a) in respect of a clinical assessment if –
 - (i) a person required to conduct the clinical assessment is not present at the location where the affected person arrives in Tasmania at the time the person arrives; and
 - (ii) the clinical assessment is conducted in accordance with this direction as soon as practicable, and no later than 24 hours, after the affected person arrives in Tasmania; and

- (e) an affected person who arrives in Tasmania as an unaccompanied minor is taken to have complied with paragraph (a) in respect of a clinical assessment if the clinical assessment is conducted, in accordance with this direction, no later than 24 hours after the affected person arrives in Tasmania; and
- (f) paragraph (a) does not apply to the following persons:
 - (i) a person who –
 - (A) is required to enter into isolation at an accommodation facility in accordance with the Affected Regions and Premises Direction; and
 - (B) at the time of entering into isolation at the facility, intends to remain at the facility for the entire period the person is required to isolate under the Affected Regions and Premises Direction;
 - (ii) a person who is an authorised person under the Affected Regions and Premises Direction in respect of transport, freight or logistics, if the person –
 - (A) does not leave the seaport or airport, where the person arrived in Tasmania, while the person remains in Tasmania; or
 - (B) remains in Tasmania for a period of less than 24 hours and complies with the requirements of Annexure A of the Affected Regions and Premises Direction while the person remains in Tasmania; or
 - (C) provides evidence of a negative test for the disease that has been performed on the person in the preceding 7-day period and has not had a positive test for the disease within that 7-day period;
 - (iii) a person who –
 - (A) is authorised, by the Director of Public Health or his or her delegate, to not undergo one or more of the clinical assessments specified in paragraph (a) on the person's arrival in Tasmania, as specified in the authorisation; or
 - (B) is a member of a class of persons authorised, by the Director of Public Health or his or her delegate, to not undergo one or

more of the clinical assessments specified in paragraph (a) on the person's arrival in Tasmania, as specified in the authorisation –

if the person complies with any additional requirements specified in the authorisation; and

- (g) as a result of a clinical assessment of a person under paragraph (a), the Director of Public Health, or his or her delegate, may require the person to take such specified action that the Director of Public Health or his or her delegate considers appropriate in the circumstances; and
- (h) in this direction –
 - (i) **affected person** means an affected person within the meaning of the Affected Regions and Premises Direction; and
 - (ii) **Affected Regions and Premises Direction** means the directions, made by the State Controller in respect of the disease under the *Emergency Management Act 2006* and as in effect from time to time, relating to the arrival of persons in Tasmania from regions, or premises, affected by the disease; and
 - (iii) **arrives in Tasmania**, in relation to a person, means that the person has entered the land within Tasmania; and
 - (iv) **authorised officer** has the same meaning as in the *Emergency Management Act 2006*; and
 - (v) **symptoms of the disease** include, but are not limited to, fever, coughing, sore throat, muscular pains, unexpected shortness of breath or unexpected tiredness; and
 - (vi) **test for the disease** means a nucleic acid detection test for the genetic material of SARS-CoV-2, conducted by a laboratory with the relevant accreditation, for such a test, by the National Association of Testing Authorities; and
- (i) on 20 August 2020, the direction given by the Director of Public Health, given under section 16 of the Act on 30 July 2020 and entitled

*Assessment of persons from affected regions and premises – No. 1, is
revoked.*

Dated: *20 August 2020*

Signed: *Mark Venter*

Director of Public Health