

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 61, 67, 71 and 72A

OUTBREAK RESTRICTIONS (CIRCUIT-BREAK LOCKDOWN - LEVEL 3) DIRECTIONS

The World Health Organization declared COVID-19 a pandemic on 11 March 2020.

On 15 March 2020, the Minister for Emergency Services declared a state of emergency with effect from 12 am on 16 March 2020 in respect of the pandemic caused by COVID-19 pursuant to section 56 of the *Emergency Management Act 2005 (WA)* (**Act**) (**State of Emergency**). The State of Emergency applies to the State of Western Australia.

I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, give certain of these directions (relating to the closure of certain places) pursuant to my powers as a police officer under section 71 of the Act and consider it reasonably necessary to give other directions to prevent, control or abate the risks associated with the emergency presented by the pandemic caused by COVID-19 pursuant to my powers under sections 61, 67 and 72A of the Act.

PREAMBLE

1. The purpose of these directions is to require all persons in the **affected area** to stay at **home** during the **stay at home period** other than for one or more of the reasons specified in these directions, to close certain places and to prohibit certain gatherings and activities in order to prevent, control or abate the risks associated with the emergency presented by the pandemic caused by COVID-19, and to otherwise limit the spread of COVID-19.

CITATION

2. These directions may be referred to as the **Outbreak Restrictions (Circuit-Break Lockdown - Level 3) Directions**.

COMMENCEMENT

3. These directions come into effect at the commencement of the stay at home period and continue in effect for the stay at home period.

REVOCATION

4. The Outbreak Restrictions (Level 1) Directions (**revoked directions**) are revoked.

5. Despite paragraph 4, a person must continue to comply with any requirement under paragraph 22 of the revoked directions which still applied to the person under the revoked directions immediately before these directions came into effect, to the same extent that the person would have to comply with them if the revoked directions had not been revoked, and, for the avoidance of doubt, if a person fails to comply with a requirement that applied to them under the revoked directions, the person may commit an offence under the Act.

OPERATION

6. These directions apply in the affected area only.
7. These directions apply despite the COVID Safe (Phase 5) Directions, and to the extent of any inconsistency between them, these directions prevail.

INTERPRETATION

8. Unless specified otherwise, any reference in these directions to any other direction made by the State Emergency Coordinator is deemed to be a reference to that direction as amended or replaced from time to time.

DIRECTIONS

STAY AT HOME DIRECTION

Staying at home in the stay at home period

9. From the commencement of the stay at home period, a person who is in the affected area at the commencement of the stay at home period and whose home is in the affected area must:
 - (a) if not at home at the commencement of the stay at home period, as soon as practicable, travel to their home by the most direct and practicable route available and without stopping except as required by law or necessary for fuel or rest; and
 - (b) reside and remain at home during the stay at home period, other than for one or more of the following reasons:
 - (i) to obtain or access essential goods and services in accordance with paragraph 15; or

- (ii) for care or other compassionate reasons in accordance with paragraph 16; or
- (iii) to attend work or to transport a person by **private vehicle** to and from their place of work, in accordance with paragraph 17; or
- (iv) to exercise in accordance with paragraph 18; or
- (v) for other specified reasons in accordance with paragraph 19; or
- (vi) to be vaccinated for COVID-19; or
- (vii) to attend primary or secondary school; or
- (viii) to participate in an **exempt activity** being conducted in the affected area.

10. From the commencement of the stay at home period, a person who:

- (a) is in the affected area but whose home is outside of the affected area; and
- (b) is remaining in the affected area for any length of time during the stay at home period,

must stay at premises within the affected area which are suitable for the person to remain in for the duration of the stay at home period and otherwise comply with these directions as if those premises were the person's home.

11. If a **relevant time** is specified, from the commencement of the stay at home period, a person who:

- (a) is not in the affected area at the commencement of the stay at home period; and
- (b) was in the affected area at any time between the relevant time and the commencement of the stay at home period,

must comply with these directions to the greatest extent possible as if:

- (c) the place outside the affected area where any premises in which they are residing are located is a place within the affected area; and
- (d) any premises where they are residing is their home,

and, for the avoidance of doubt, the person may enter the affected area in accordance with paragraph 23 as if they were outside the affected area notwithstanding that by operation of this paragraph the location at which they are staying is deemed to be within the affected area.

12. Notwithstanding paragraphs 9 to 11, a person must not leave their home or the premises at which they are remaining during the stay at home period if they have **symptoms** unless it is necessary for the person to leave to:
- (a) undergo a test for COVID-19; or
 - (b) receive urgent medical treatment at a **hospital** or from a **medical practitioner**.
13. Notwithstanding paragraphs 9 to 11, if at any time during the stay at home period a person:
- (a) does not have a home to reside at; or
 - (b) has a home to reside at, but that home is temporarily unavailable or is unavailable because of a risk of harm (including harm relating to family violence or violence of another person at the home),

such a person must comply with these directions to the greatest extent possible, and if the person is unable to comply with these directions, the person must contact a **relevant officer** and ask for a **direction** or an **instruction**.

Prohibition on visitors to homes in the stay at home period

14. During the stay at home period, a person (**Person A**) may only allow another person (**Person B**) to access their home in the affected area if:
- (a) Person B resides in the same **household** as Person A; or
 - (b) Person B accesses the home of Person A for the purpose of providing child-minding assistance to the child or children of Person A so that Person A can leave their own home for a purpose otherwise permitted by these directions; or
 - (c) Person B is a relevant officer or a person assisting a relevant officer; or
 - (d) Person B accesses the home for medical or emergency purposes; or
 - (e) Person B is required to access the home for the purpose of performing critical and time-sensitive maintenance at the home; or
 - (f) Person B is acting in compliance with a direction or instruction given by a relevant officer; or
 - (g) Person B accesses the home in accordance with one of the circumstances set out in paragraph 16(a) to (c) or (e) or (i); or

- (h) Person B accesses the home in accordance with the circumstance set out in paragraph 16(d); or
- (i) Person B accesses the home to participate in an exempt activity being conducted at the home provided that the exempt activity is otherwise carried out in accordance with these directions,

provided that no more than two persons access the home at any one time if they access the home in accordance with subparagraph (b), (e) or (g).

Leaving home to obtain or access essential goods or services

15. A person may leave home to obtain or access:

- (a) essential goods or services within a 5 km radius of their home or, if not reasonably available within that radius, from the closest practicable location; or
- (b) goods or services for health or medical purposes.

Leaving home for care or other compassionate reasons

16. A person may leave home:

- (a) for the purposes of shared parenting arrangements, whether the arrangements are under a court order or otherwise; or
- (b) if the person is a parent or guardian of a child:
 - (i) to visit the child if the child is in detention or in the care of another person or to meet any obligations in relation to care and support for that child; or
 - (ii) to take the child to another person's premises for the purpose of child minding assistance (whether on a paid or voluntary basis), so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or
 - (iii) to take the child to school; or
 - (iv) to take the child to childcare or early childhood education, including any after-hours school care in which they are enrolled, so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or

- (c) to provide care and support to, or receive care and support from, a relative or other person:
 - (i) on account of a person who has particular needs because of age, infirmity, disability, illness or a chronic health condition; or
 - (ii) because of matters relating to the person's health or to the health of the relative or other person (including mental health or pregnancy); or
- (d) to attend a funeral or wedding where permitted by these directions; or
- (e) to provide end-of-life support to a member of the person's immediate family; or
- (f) to donate biological material at a blood bank, or similar donation facilities; or
- (g) to visit an aged care or disability care facility, if permitted, for the purpose of personal caregiving; or
- (h) to escape harm or the risk of harm, including harm relating to family violence or violence of another person at home; or
- (i) to provide child-minding assistance (whether on a paid or voluntary basis), so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or
- (j) if the person has a pet and it is necessary to take the pet outdoors to urinate or defecate, if it is not reasonably practicable for the pet to do so at the person's home; or
- (k) if the person owns or has responsibilities in relation to an animal, to meet obligations to sustain the life and wellbeing of that animal; or
- (l) if approved by me or by an **authorised officer** who is also a **police officer**.

Leaving home to attend work

17. A person may leave home for the purposes of:

- (a) attending work, whether paid or voluntary, at their place of work only if:
 - (i) it is not reasonably practicable for the person to work from home; and
 - (ii) the person is an **essential worker**; or
- (b) transporting a person referred to in paragraph (a) by private vehicle to or from their place of work if the person is a member of the same household.

Leaving home for exercise

18. A person may leave home to exercise outdoors:

- (a) for no more than 1 hour per day; and
- (b) within a 5 km radius of their home, but only within the affected area; and
- (c) by themselves or with a group from the same household provided that no more than two adult persons are members of the group.

Note: under this paragraph, members of the same household, including children under 18, may exercise together at the same time, provided that there are no more than two adults in the group exercising together.

Leaving home for other specified reasons

19. A person may leave home in the following circumstances:

- (a) in an emergency; or
- (b) on a day on which the fire rating is severe or higher, to take preparatory steps for the purpose of moving, and to move by the most direct and practicable means, to other premises which are suitable for the person to remain in for the remainder of the stay at home period; or
- (c) to comply with a legal requirement that must be fulfilled during the stay at home period, including attending:
 - (i) a police station; or
 - (ii) a court or other premises for purposes relating to the justice or law enforcement system; or
- (d) if the person is permitted to leave Western Australia, for the purposes of leaving Western Australia.

Regulation of persons leaving home

20. If a person leaves home or the affected area in accordance with these directions they must travel by the most direct and practicable route available and without stopping except as required by law or necessary for fuel or rest.

21. Subject to paragraph 22, a person in the affected area must wear a **face covering** at all times while they are:
- (a) in an indoor space; or
 - (b) in an outdoor space that is accessible to the public; or
 - (c) on public transport.
22. A person is not required to wear a face covering where:
- (a) the person is within or at their home; or
 - (b) the person is a child 12 years of age or under, unless the child is attending school in Year 7 or above; or
 - (c) the person is at the time attending school as a student in Year 6 or below; or
 - (d) the person has a physical, developmental or mental illness, injury, condition or disability which makes wearing a face covering unsuitable; or
 - (e) the person is communicating with a person who is deaf or hard of hearing and visibility of the mouth is essential for communication; or
 - (f) the nature of a person's occupation means that wearing a face covering is impractical to perform that occupation or creates a risk to their health and safety; or
 - (g) the person needs to temporarily remove their face covering so as to enable another person to appropriately perform their occupation; or
 - (h) the nature of a person's work or the activity that they are engaging in means that clear enunciation or visibility of the mouth is essential; or
 - (i) the person is consuming food, drink or medicine; or
 - (j) the person is asked to remove the face covering to ascertain identity; or
 - (k) not wearing a face covering is required for emergency purposes (other than emergency preparation or emergency preparation activities, unless another exception specified in this paragraph applies); or
 - (l) the person is working in the absence of others in an enclosed indoor space (unless and until another person enters that indoor space); or
 - (m) the person is a resident in a residential aged care facility; or

- (n) the person is engaged in an activity involving swimming; or
- (o) the person is running or jogging or otherwise engaged in some form of strenuous or vigorous exercise or physical activity that is taking place outside; or
- (p) the person is travelling in a **motor vehicle** and either is the sole occupant of that vehicle or is travelling in the vehicle with other persons provided that all the occupants of the vehicle are members of the same **household**; or
- (q) the person is undergoing medical or dental care or treatment to the extent that such care or treatment requires that no face covering be worn; or
- (r) the person is directed by a judicial officer or tribunal member in proceedings in a court or tribunal to remove their face covering to ensure the proper conduct of those proceedings; or
- (s) the person is a prisoner or detainee in a prison, detention centre or other place of custody; or

Note: nothing in these directions affects any other power a person may have to require a prisoner or detainee to wear a face covering.

- (t) not wearing a face covering is otherwise required or authorised by law; or
- (u) wearing a face covering is not safe in all the circumstances,

provided that, where a person is relying on an exemption under subparagraph (e) to (u), that person resumes wearing the face covering as soon as reasonably practicable after the person no longer falls within the relevant exemption.

TRAVEL INTO AND OUT OF THE AFFECTED AREA

- 23. If a person is outside the affected area, they may only enter the affected area in accordance with Schedule 1.
- 24. A person whose home is in the affected area may only leave the affected area to travel to any place outside of the affected area in accordance with Schedule 2.

PROHIBITED GATHERINGS AND CLOSURE OF CERTAIN PLACES

Prohibited gatherings

- 25. A person who owns, controls or operates premises in the affected area must not allow a **prohibited gathering** to occur on the premises.

26. A person must not organise a prohibited gathering on premises in the affected area, except to the extent that the person is organising a prohibited gathering to be held outside of the stay at home period.
27. A person must not attend a prohibited gathering on premises in the affected area.

Closure of certain places

28. Every owner, occupier or person apparently in charge of an **affected place** in the affected area must close that place to the public for the duration of the stay at home period.

Limited exceptions for certain gatherings or events

29. Notwithstanding anything in these directions, an affected place may open to the extent that it is being used for an exempt activity.

AUTHORISATION

30. For the avoidance of doubt, in addition to and without limiting any other authorisation any relevant officer may have to do so, all relevant officers are authorised under section 61 of the Act to give any direction to a person for the purpose of giving effect to these directions.

DEFINITIONS

31. **Affected area** means the area comprising the areas specified in item 1 of Schedule 3.
32. **Affected place** means a place described in Schedule 4.
33. **Authorised officer** has the same meaning that it has in the Act.

Note: at the time of making these directions, all police officers are authorised officers, and paragraph 30 ensures that relevant officers are also authorised officers for the purposes of these directions.

34. **Bottleshop** means an area physically attached or adjacent to the premises of a business characterised as:
- (a) a pub, bar or club that supplies alcohol under a licence granted under the *Liquor Control Act 1988* (WA); or
 - (b) a hotel,
- that is for the sale of packaged alcohol to be consumed off the premises of the pub, bar, club or hotel.

35. **Casino** has the same meaning as in the *Casino Control Act 1984* (WA).
36. **Direction** includes a quarantine direction and any other direction under the Act or the *Public Health Act 2016* (WA), whether the direction is given orally or in writing.
37. **Emergency officer** has the same meaning that it has in the *Public Health Act 2016* (WA).
38. **Entertainment venue of any other kind** means any entertainment venue except a **casino**, cinema or nightclub.
39. **Essential health service** means any of the services described in Row 1, Column 3 of the table set out in Schedule 7.
40. **Essential provider** means a provider described in Row 2, Column 3 of the table set out in Schedule 7.
41. **Essential worker** means a person who:
- (a) is, or who performs work that is, essential to the continued operation of any of the services described in Row 3, Column 3 of the table set out in Schedule 7; or
 - (b) is a person described in Row 4, Column 3 of the table set out in Schedule 7.
42. **Exempt activity** means each of the activities described in Schedule 5, if any.
43. **Face covering** means a disposable surgical mask or fitted cloth mask that covers the nose and mouth (but does not include a face shield).
44. **Higher education facility** includes a vocational education facility or technical college.
45. **Home** means the premises or place where a person ordinarily resides or other premises (such as a hotel or short stay accommodation) at which a person is able to reside and which are suitable for the person to remain in for the duration of the stay at home period.
46. **Hospital** has the same meaning that it has in the *Health Services Act 2016* (WA).
47. **Household** means two or more persons who usually reside at the same home, irrespective of whether those persons are related to each other.
48. **Indoor space** means an area, room or premises that is or are substantially enclosed by a roof and a **sufficient dividing structure**, regardless of whether the roof or sufficient dividing structure, or any part of them, are permanent or temporary or capable of being opened or closed.

49. **Instruction** means an instruction given for the purposes of these directions which is not a direction, whether the instruction is given orally or in writing.
50. **Major stadium** means each of the following stadiums:
- (a) HBF Park;
 - (b) HBF Stadium – Main Arena;
 - (c) Optus Stadium;
 - (d) RAC Arena.
51. **Medical practitioner** has the same meaning as it has in section 69(1) of the *Health Services Act 2016* (WA).
52. **Motor vehicle** has the same meaning as in paragraph (b) of the definition of "motor vehicle" in section 4 of the *Road Traffic (Administration) Act 2008* (WA).
53. **Nightclub** means a place that has a nightclub licence under section 42 of the *Liquor Control Act 1988* (WA) or another place that is specified in writing by me, or a person authorised by me for the purpose, to be a nightclub for the purposes of these directions.
54. **Outdoor gym** means an outdoor space used for, and equipped with, facilities or equipment for exercise.
55. **Outdoor space** means a space that is not an indoor space.
56. **Place of worship** means premises used for religious activities such as a chapel, church, mosque, synagogue or temple.
57. **Playground** means an outdoor space used for, and equipped with facilities for, recreation, especially by children.
58. **Police officer** means a person appointed under Part I of the *Police Act 1892* (WA) to be a member of the Police Force of Western Australia.
59. **Premises** includes:
- (a) land (whether vacant or not); and
 - (b) land covered by water, whether permanently or temporarily or from time to time; and
 - (c) the whole or any part of a building or other structure, of whatever type and whether of a permanent or temporary nature; and

- (d) a vehicle.
60. **Private vehicle** means a vehicle in which there is only one occupant other than a driver, unless for the purpose of providing or receiving care it is reasonably necessary for other persons to be in the vehicle.
61. **Prohibited gathering** means a gathering of two (2) or more persons in a single undivided **indoor space** or a single undivided **outdoor space** at the same time (whether or not the space is a **public place**), where there is not at least 4 square metres of space for each person at the gathering, but does not include a gathering described in any item of Schedule 6 or a gathering that is otherwise permitted by these directions.
62. **Public place** means premises that are open to the public, or are used by the public whether or not for payment of money or other consideration, whether or not the place is ordinarily so open or used and whether or not the public to whom it is open consists of only a limited class of persons.
63. **Relevant officer** means:
- (a) an authorised officer; or
 - (b) an **emergency officer**; or
 - (c) a **responsible officer**.
64. **Relevant time** means the time specified in item 2 of Schedule 3, if any.
65. **Responsible officer** means:
- (a) an officer, employee or contractor of the Department of Health; or
 - (b) an officer, employee or contractor of a health services provider; or
 - (c) any other person authorised by the Chief Health Officer orally or in writing to perform a function for the purposes of these directions.
66. **Skate park** means a facility specifically designed for skateboarding, rollerskating or rollerblading, containing structures such as ramps and basins.
67. **Specified arrangement** has the same meaning that it has in the Controlled Border for Western Australia Directions.
68. **Stay at home period** means the period specified in item 3 of Schedule 3, or such further period as specified in writing by the State Emergency Coordinator.

69. **Sufficient dividing structure** means a wall or other structure which:

- (a) substantially comprises material that is impervious to air flow; and
- (b) is capable of being cleaned or sanitised; and
- (c) is anchored to the ground or floor in a way which ensures that it cannot be lifted or pushed apart; and
- (d) either:
 - (i) reaches from the ground or floor to the ceiling (or roof if there is no ceiling); or
 - (ii) starts from the ground or floor and is at least 2 metres high from the ground or floor to its lowest vertical point measured from the ground or floor.

Note: in addition to meeting these requirements, a sufficient dividing structure must comply with any other legal requirements applicable to the structure in any way, including any legal requirements relating to the structural integrity of the structure (such as, but not limited to, requirements typically imposed or administered by local governments).

70. **Symptoms** means any one or more of the following:

- (a) a fever of 37.5 degrees or above; or
- (b) a recent history of fever; or
- (c) symptoms of acute respiratory infection (including, but without limitation, shortness of breath, a cough or sore throat); or
- (d) a loss of smell or taste.

71. **Transit** includes, where it is reasonably necessary to do so due to distance, fatigue or other circumstance, to remain overnight.

72. **Transport, freight and logistics driver** has the same meaning that it has in the Transport, Freight and Logistics Directions (No 3).

73. **Wildlife park** means an amusement park at which the dominant form of amusement or entertainment relates to any or all of exposure to or experiences with or viewing wildlife but, for the avoidance of doubt, does not include Perth Zoo.

Example: Caversham Wildlife Park.

PENALTIES

It may be an offence to fail to comply with any of these directions, punishable by imprisonment for up to 12 months or a fine of up to \$50,000 for individuals and \$250,000 for bodies corporate.



.....
Christopher John Dawson
Commissioner of Police and State Emergency Coordinator

28 June 2021 2346 hours

SCHEDULE 1

Circumstances in which a person may enter the affected area

1. From the commencement of the stay at home period, a person residing outside the affected area must not enter the affected area during the stay at home period, other than for one or more of the following reasons:
 - (a) to obtain or access essential goods or services that are not reasonably available outside the affected area; or
 - (b) obtaining or attending goods or services for health or medical purposes that are not reasonably available outside the affected area; or
 - (c) for care or other compassionate reasons in accordance with paragraph 3; or
 - (d) attending work, whether paid or voluntary, at their place of work provided that:
 - (i) it is not reasonably practicable for the person to work from home; and
 - (ii) the person is an essential worker,or to transport such a person by private vehicle to and from their place of work if the person is a member of the same household; or
 - (e) to participate in an exempt activity being conducted in the affected area provided that the exempt activity is otherwise carried out in accordance with these directions; or
 - (f) to be vaccinated for COVID-19; or
 - (g) to attend primary or secondary school; or
 - (h) for other specified reasons in accordance with paragraph 4; or
 - (i) the person enters Western Australia at a point of entry that is within the affected area and in accordance with the Controlled Border for Western Australia Directions or a **specified arrangement**; or

(j) the person needs to **transit** through the affected area to a place outside the affected area for one or more of the following reasons:

- (i) to obtain or access essential goods or services; or
- (ii) obtaining or attending goods or services for health or medical purposes;
or
- (iii) to undergo a test or vaccination for COVID-19 where it is not possible to do so at a location closer to the person's home; or
- (iv) for care or other compassionate reasons of the kind referred to in paragraph 3; or
- (v) to attend work, whether paid or voluntary, at their place of work, provided that it is not reasonably practicable for the person to work from home, or to transport such a person by private vehicle to and from their place of work; or
- (vi) to attend primary or secondary school; or
- (vii) leaving Western Australia by the most direct and practicable route available,

provided that the person complies with the face covering requirements in paragraph 21 of these directions after they leave the affected area as if they were within the affected area notwithstanding that they are outside of the affected area.

2. A person whose home is in the affected area may enter the affected area for the purpose of returning to their home by the most direct and practicable route available and without stopping except as required by law or necessary for fuel or rest and provided that the person otherwise complies with these directions.
3. A person residing outside the affected area may enter the affected area during the stay at home period:
 - (a) for the purposes of shared parenting arrangements, whether the arrangements are under a court order or otherwise; or

- (b) if the person is a parent or guardian of a child:
 - (i) to visit the child if the child is in detention or in the care of another person or to meet any obligations in relation to care and support for that child; or
 - (ii) to take the child to another person's premises for the purpose of child minding assistance (whether on a paid or voluntary basis), so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or
 - (iii) to take the child to school; or
 - (iv) to take the child to childcare or early childhood education, including any after-hours school care in which they are enrolled, so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or
- (c) to provide care and support to, or receive care and support from, a relative or other person:
 - (i) on account of a person who has particular needs because of age, infirmity, disability, illness or a chronic health condition; or
 - (ii) because of matters relating to the person's health or to the health of the relative or other person (including mental health or pregnancy); or
- (d) to attend a funeral or wedding where permitted by these directions; or
- (e) to provide end-of-life support to a member of the person's immediate family; or
- (f) to donate biological material at a blood bank, or similar donation facilities; or
- (g) to visit an aged care or disability care facility, if permitted, for the purpose of personal caregiving; or
- (h) to escape harm or the risk of harm, including harm relating to family violence or violence of another person at home; or
- (i) to provide child-minding assistance (whether on a paid or voluntary basis), so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or

- (j) if the person owns or has responsibilities in relation to an animal, to meet obligations to sustain the life and wellbeing of that animal; or
 - (k) if approved by me or by an **authorised officer** who is also a **police officer**.
4. A person residing outside the affected area may enter the affected area during the stay at home period:
- (a) in an emergency; or
 - (b) on a day on which the fire rating is severe or higher, to take preparatory steps for the purpose of moving, and to move by the most direct and practicable means, to other premises which are suitable for the person to remain in for the remainder of the stay at home period; or
 - (c) to comply with a legal requirement that must be fulfilled during the stay at home period, including attending:
 - (i) a police station; or
 - (ii) a court or other premises for purposes relating to the justice or law enforcement system; or
 - (d) if the person is permitted to leave Western Australia, for the purposes of leaving Western Australia.

SCHEDULE 2

Circumstances in which a person may leave the affected area

1. From the commencement of the stay at home period, all persons whose home is in the affected area must not leave the affected area to travel to any place outside of the affected area for the duration of the stay at home period, other than for one or more of the following reasons:
 - (a) to obtain or access essential goods or services; or
 - (b) obtaining or attending goods or services for health or medical purposes; or
 - (c) for care or other compassionate reasons in accordance with paragraph 4; or
 - (d) to attend work, whether paid or voluntary, at their place of work provided that:
 - (i) it is not reasonably practicable for the person to undertake work from home; and
 - (ii) the person is an essential worker,or to transport such a person by private vehicle to and from their place of work if the person is a member of the same household; or
 - (e) for other specified reasons in accordance with paragraph 5.
2. Paragraph 1 does not apply to a person at any time during the stay at home period during which the person:
 - (a) does not have a home to reside at; or
 - (b) has a home to reside at, but that home is temporarily unavailable or is unavailable because of a risk of harm (including harm relating to family violence or violence of another person at the home),and a home is made available outside the affected area in which case, that person must:
 - (c) leave the affected area; and
 - (d) reside outside the affected area for the duration of the stay at home period unless that person is otherwise permitted to enter the affected area in accordance with the directions.

3. If a person leaves the affected area to travel to any place outside of the affected area, these directions apply to that person when outside the affected area as if they were in the affected area notwithstanding that they are outside the affected area.
4. A person whose home is in the affected area may leave the affected area to travel to any place outside of the affected area during the stay at home period:
 - (a) for the purposes of shared parenting arrangements, whether the arrangements are under a court order or otherwise; or
 - (b) if the person is a parent or guardian of a child:
 - (i) to visit the child if the child is in detention or in the care of another person or to meet any obligations in relation to care and support for that child; or
 - (ii) to take the child to another person's premises for the purpose of child minding assistance (whether on a paid or voluntary basis), so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or
 - (iii) to take the child to school; or
 - (iv) to take the child to childcare or early childhood education, including any afterhours school care in which they are enrolled, so that the parent or guardian of a child can leave their own home for a purpose otherwise permitted by these directions; or
 - (c) to provide care and support to, or receive care and support from, a relative or other person:
 - (i) on account of a person who has particular needs because of age, infirmity, disability, illness or a chronic health condition; or
 - (ii) because of matters relating to the person's health or to the health of the relative or other person (including mental health or pregnancy); or
 - (d) to attend a funeral or wedding where permitted by these directions; or
 - (e) to provide end-of-life support to a member of the person's immediate family; or
 - (f) to donate biological material at a blood bank, or similar donation facilities; or

- (g) to visit an aged care or disability care facility, if permitted, for the purpose of personal caregiving; or
 - (h) to escape harm or the risk of harm, including harm relating to family violence or violence of another person at home; or
 - (i) if the person owns or has responsibilities in relation to an animal, to meet obligations to sustain the life and wellbeing of that animal; or
 - (j) if approved by me or by an **authorised officer** who is also a **police officer**.
5. A person whose home is in the affected area may leave the affected area to travel to any place outside of the affected area during the stay at home period:
- (a) in an emergency; or
 - (b) on a day on which the fire rating is severe or higher, to take preparatory steps for the purpose of moving, and to move by the most direct and practicable means, to other premises which are suitable for the person to remain in for the remainder of the stay at home period; or
 - (c) to comply with a legal requirement that must be fulfilled during the stay at home period, including attending:
 - (i) a police station; or
 - (ii) a court or other premises for purposes relating to the justice or law enforcement system; or
 - (d) if the person is permitted to leave Western Australia, for the purposes of leaving Western Australia.

SCHEDULE 3

Specified terms

1. Affected area

- a) the Metropolitan region described in Schedule 3 to the *Planning and Development Act 2005* (WA) (*Planning Act*);
- b) the Peel Region described in item 6 of Schedule 4 to the Planning Act; and
- c) **Rottnest Island**, being the Rottnest Island Reserve defined in section 4 of the *Rottnest Island Authority Act 1987* (WA).

2. Relevant time

Note: No relevant time is specified.

3. Stay at home period

The period beginning at 12.01 am on Tuesday, 29 June 2021 and ending at 12.01 am on Saturday, 3 July 2021

SCHEDULE 4

Affected places

1. a business characterised as a pub, bar or club (but not a **nightclub**) that supplies alcohol under a licence granted under the *Liquor Control Act 1988* (WA), but not including any part of the business constituted by a bottleshop and not to the extent that the pub, bar or club provides takeaway meals or drinks or a meal delivery service; or
2. a nightclub; or
3. a hotel, whether licensed or unlicensed, but not:
 - (a) to the extent that it provides accommodation, takeaway meals or drinks or a meal delivery service; or
 - (b) any part of the hotel constituted by a bottleshop; or
4. a gym, indoor sporting centre, wellness centre, health club or fitness centre (including a centre offering yoga, barre, pilates, aerobics, dancing or spin facilities); or
5. a casino; or
6. a cinema (including a drive-in cinema or outdoor cinema); or
7. a **major stadium**; or
8. an **entertainment venue of any other kind**; or
9. a restaurant or café (including premises selling food or drink in a food court), other than to the extent that:
 - (a) it provides takeaway meals or drinks or a meal delivery service; or
 - (b) it provides food or drink to the homeless (and for the avoidance of doubt, the provision of food or drink to the homeless is not limited to the provision of takeaway meals or drinks or a meal delivery service); or
10. a **place of worship**; or

Note: while a place of worship must otherwise remain closed to the public, it can be used for a wedding or funeral that is an exempt activity
11. an auction house; or
12. a beauty parlour, salon, hairdressers or barbershop; or
13. a nail salon; or
14. a tattoo parlour; or
15. a spa; or
16. a massage parlour; or

17. a gaming or gambling venue; or
18. adult entertainment premises (including but not limited to strip clubs, brothels and sex on premises venues); or
19. an amusement park or arcade (including, for the avoidance of doubt, a **wildlife park**); or
20. a play centre, whether indoors or outdoors; or
21. a community, recreation or youth centre or facility (including but not limited to community halls, clubs, Returned and Services League facilities and Police and Community Youth Centres), other than to the extent that it remains open for the purpose of hosting essential voluntary or public services such as food banks or homeless services; or
22. a sauna; or
23. a bathhouse; or
24. a swimming pool, whether indoor or outdoors; or
25. a gallery; or
26. a museum; or
27. an historic site; or
28. a library; or
29. a university or **higher education facility** other than to the extent that the institution provides accommodation for students, such as a boarding house; or
30. a local government facility which is not essential to the continued functioning of the local government (in addition to libraries and swimming pools); or
31. a **playground**; or
32. a **skate park**; or
33. an **outdoor gym**; or
34. Perth Zoo.

SCHEDULE 5

Exempt Activities

1. a wedding that is approved for compassionate reasons in writing by the Chief Health Officer, or a person authorised by him for that purpose, whether conditionally or unconditionally, provided that:
 - (i) any conditions to which the approval is subject are complied with; and
 - (ii) no more than 5 persons are present (including the persons being married and the celebrant); and
 - (iii) there is at least 4 square metres of space for each person; and
 - (iv) the wedding is otherwise carried out in accordance with these directions;or
2. a funeral that involves no more than 10 persons in addition to those persons whose presence is necessary to conduct the funeral, provided that there is at least 4 square metres of space for each person at the funeral and the funeral is otherwise carried out in accordance with these directions.

SCHEDULE 6

Gatherings that are not prohibited gatherings

1. at an airport that is necessary for the normal business of the airport; or
2. for the purposes of or related to public transportation, including at public transportation facilities such as stations, platforms and stops; or
3. at a medical or health service facility that is necessary for the normal business of the facility; or
4. at a disability or aged care facility that is necessary for the normal business of the facility and subject to the Visitors to Residential Aged Care Facilities (Outbreak Restrictions (Level 3)) Directions, as amended or replaced from time to time; or
5. for the purposes of providing care or assistance (including personal care) to a vulnerable person or providing emergency assistance; or
6. for the purposes of emergency services; or
7. at a prison, detention centre, lock up or other place of custody for the purposes of or related to the operation of that place of custody; or
8. at Parliament for the purposes of its normal operations; or
9. at a court or tribunal; or
10. at a food market, supermarket, grocery store, retail store or shopping centre that is necessary for the normal business of those premises; or
11. at an office building, factory, mining site (including mining site accommodation), construction site or other place of work that is necessary for the normal business of those premises, except at a university or education facility other than to the extent described in paragraph 13; or
12. at a school, early childhood education facility or childcare centre that is necessary for the normal business of the school, facility or centre; or
13. at a university or other higher education facility but only to the extent that the institution provides accommodation for students, such as a boarding house; or
14. at a hotel, motel or other accommodation facility that is necessary for the normal operation of accommodation services; or
15. in an outdoor space where a gathering of persons which would otherwise constitute a prohibited gathering may be present for the purpose of transiting through the space; or

Example: Forrest Place, Perth.

16. in an indoor space where a gathering of persons which would otherwise constitute a prohibited gathering may be present for the purpose of transiting through the space; or

Examples: Perth Busport; an elevator or lift.

17. in an indoor space or an outdoor space where everyone in the gathering is a member of the same household; or
18. in or on a vehicle (including a **motor vehicle**, boat or aircraft), unless the vehicle is being used for the dominant purpose of serving or consuming food or drink; or
19. specified in writing as exempt from this direction by me (whether conditionally or unconditionally), or someone authorised for that purpose by me, as the State Emergency Coordinator, provided that any conditions to which the exemption is subject are complied with.

SCHEDULE 7

Essential worker

Row	Column 2	Column 3
1	Essential health services	<p>(a) emergency surgery, procedures and medical consulting undertaken for the investigation, diagnosis and management of conditions where failure to do so expediently and safely will lead to the following outcomes:</p> <ul style="list-style-type: none"> (i) loss of life; or (ii) loss of limb; or (iii) permanent disability; <p>(b) non-emergency but urgent surgery, procedures and medical consulting undertaken for the investigation, diagnosis and management of conditions where failure to do so in a clinically appropriate timeframe will lead to a predictable and evidence based outcome as follows:</p> <ul style="list-style-type: none"> (i) loss of life where appropriate health intervention would otherwise have prevented this; or (ii) permanent disability where appropriate health intervention would otherwise have prevented this; or (iii) where clinical evidence supports an increased risk of a type referred to in paragraph (a) or (b) should appropriate health intervention be significantly delayed; <p>(c) any health services provided in a hospital;</p> <p>(d) any health services provided by a general practitioner;</p> <p>(e) any health services provided at a hospital radiology service (other than routine screening services);</p>

		<p>(f) urgent procedures and surgical treatments undertaken by dental practitioners in authorised public health care centres in the management of:</p> <ul style="list-style-type: none"> (i) patients with obvious facial swelling due to infection ie. vestibular swelling (no trismus), facial swelling (with trismus); or (ii) facial trauma; or (iii) severe unrelenting pain; <p>(g) procedures to complete:</p> <ul style="list-style-type: none"> (i) any cycle of IVF treatment that a patient has commenced before the commencement of the stay at home period; or (ii) any procedure required for the preservation of eggs for future IVF where required health treatment will render eggs non-viable; <p>(h) surgical termination of pregnancy;</p> <p>(i) drug and alcohol services;</p> <p>(j) the following allied health services:</p> <ul style="list-style-type: none"> (i) allied health services provided by allied health professionals working as essential workers in hospitals or in residential care facilities providing critical clinical care or as directed by the hospital; or (ii) allied health services provided by allied health professionals working in private practice providing care through telehealth and other virtual care options; or (iii) students, medical/nursing/midwifery/allied health on placement providing essential care in hospitals or in residential care facilities, or through telehealth;
--	--	--

		<p>(k) the conduct of human medical research trials;</p> <p>(l) the following mental health services:</p> <ul style="list-style-type: none"> (i) hospital emergency or inpatient psychiatric services; or (ii) allied health professionals providing mental health services in hospital; or (iii) private consultant psychiatry practice by telehealth or by face-to-face (but only in the instance of emergency clinical care for potentially life-threatening situations where telehealth is not clinically appropriate); or (iv) allied health professionals providing mental health services in community settings by telehealth or by face-to-face (but only in the instance of emergency clinical care for potentially life-threatening situations where telehealth is not clinically appropriate); <p>(m) testing or vaccinating for COVID-19.</p>
2	Essential providers	<p>(a) a supermarket, grocery store, butcher, fruit and vegetable store or fishmonger;</p> <p>(b) an indoor or outdoor market, but only to provide groceries or fresh food and not to provide food or beverages prepared on site (other than take away);</p> <p>(c) a restaurant, café, pub or bar, whether licensed or unlicensed (including premises selling food or drink in a food court), but only to the extent that it provides takeaway meals or drinks or a meal delivery service.</p> <p>(d) a bottleshop;</p> <p>(e) a financial institution;</p> <p>(f) consular and diplomatic services;</p> <p>(g) court, tribunal or commission services;</p> <p>(h) a post office;</p>

		<ul style="list-style-type: none"> (i) a newsagent; (j) a pharmacy; (k) a hardware store; (l) a petrol station (including a petrol station that sells groceries); (m) vehicle and mechanical repair services; (n) a pet store or veterinary clinic; (o) urgent services necessary for the health and safety of any person, animal or premises; (p) a childcare or family day care provider; (q) a school; (r) a wholesaler; (s) a boarding school; (t) a "click and deliver" or "click and collect" service, but only to the extent it occurs in accordance with protocols that have been approved by me or a person authorised by me
3	Essential worker services	<ul style="list-style-type: none"> (a) an essential provider; (b) an essential health service; (c) funerary or mortuary services or related activities; (d) bakeries; (e) emergency services, including: <ul style="list-style-type: none"> (i) the State Emergency Services; and (ii) fire fighting services; and (iii) paramedical services; and (iv) ambulance services; and (v) medical retrieval services (including Royal Flying Doctor Service); and

		<p>(vi) police services; and</p> <p>(vii) military and defence services deployed for activities in Western Australia;</p> <p>(f) essential infrastructure and essential services without which the safety, health or welfare of the community or a section of the community would be endangered;</p> <p>(g) roadside assistance services;</p> <p>(h) government or local government services (whether provided by government, local government or outsourced) determined to be essential by the relevant Chief Executive Officer;</p> <p>(i) domestic and commercial waste and resource recovery services (including collection, treatment and disposal services and transfer stations);</p> <p>(j) journalist and media services;</p> <p>(k) a factory or facility that is not able to be shut down without causing damage or loss to plant and equipment, but only those operations that are necessary in order to prevent that damage or loss;</p> <p>(l) mining, but only for the purpose of critical maintenance and to avoid significant losses;</p> <p>(m) building, maintenance or construction services;</p> <p>(n) administrative services provided by an employer to enable its employees to work from home;</p> <p><i>Example: Payroll and IT services</i></p> <p>(o) organisations that provide urgent services necessary for the health and safety of any person, animal or premises;</p> <p><i>Example: the performance of emergency plumbing services, Centrelink services and foodbanks.</i></p>
--	--	---

		<p>(p) public transport, including taxis, rideshare services and other public passenger services;</p> <p>(q) air transport (including the operation of airports);</p> <p>(r) port operations;</p> <p>(s) a blood bank;</p> <p>(t) care services for people with particular needs;</p> <p>(u) truckstops and roadhouses, but not the provision of seated dining or shower facilities to persons who are not transport, freight or logistics drivers;</p> <p>(v) heavy vehicle regulator;</p> <p>(w) production and distribution of:</p> <p style="padding-left: 40px;">(i) food and groceries for sale by a supermarket, butcher, fruit and vegetable store or fishmonger (including for sale by operators of such premises at an indoor or outdoor market); or</p> <p style="padding-left: 40px;">(ii) liquor for sale at a bottleshop; or</p> <p style="padding-left: 40px;">(iii) medical and pharmaceutical products;</p> <p>(x) retail for the purposes of fulfilling 'click-and-collect' or 'click-and-deliver' orders, but only to the extent it occurs in accordance with protocols that have been approved by me or a person authorised by me;</p> <p>(y) commercial operations that supply goods or services necessary for the implementation of measures to limit the spread of COVID-19;</p> <p style="padding-left: 40px;"><i>Example: manufacturing of personal protective equipment or hand sanitiser, or dry cleaning services.</i></p> <p>(z) primary industries only to the extent necessary to ensure adequate supply of food to, and care of, animals and maintenance of crops;</p>
--	--	--

		<p>(aa) Commonwealth agency services, including Australian Border Force and Commonwealth law enforcement and intelligence agency services;</p> <p>(bb) commercial operations that supply goods or services necessary:</p> <p>(i) to support any business activity that may be carried out in accordance with these directions; or</p> <p>(ii) to support the export of goods and services from Western Australia;</p> <p>(cc) a hotel, motel or other accommodation facility to the extent that they provide accommodation services;</p> <p>(dd) forestry;</p> <p>(ee) manufacturing, fabrication or assembly of goods and materials necessary for or related to supporting defence or security industries.</p>
4	Essential worker	<p>(a) a member of the public service of Western Australia who is critical to or involved in the State's response to COVID-19;</p> <p>(b) a transport, freight and logistics driver;</p> <p>(c) a member of the Parliament of Western Australia or the Commonwealth of Australia, or a person on the staff of such a member of Parliament.</p>