



Northern Territory of Australia

Public and Environmental Health Act 2011

**COVID-19 Directions (No. 62) 2021:
Directions to check vaccination status and to refuse service
and access to places, activities and services to unvaccinated
people**

I, Charles Hawkhurst Pain, Acting Chief Health Officer, under section 52 of the *Public and Environmental Health Act 2011*, consider it necessary, appropriate or desirable to take action to alleviate the public health emergency in the Territory, declared by instrument entitled "Declaration of Public Health Emergency", dated 18 March 2020 (the ***public health emergency declaration***), by making the following directions:

- 1 These Directions take effect at 12:01am on 5 November 2021 and remain in force until the earlier of:
 - (a) 12:01am on 8 November 2021; or
 - (b) the public health emergency declaration ceasing to be in force.
- 2 In these Directions:

essential business, place, activity or service, see the Schedule.

fully vaccinated person, see my COVID-19 Directions (No. 61) 2021.

lockout area, see my COVID-19 Directions (No. 61) 2021.

unvaccinated person, see my COVID-19 Directions (No. 61) 2021.

vaccinated essential worker, see my COVID-19 Directions (No. 61) 2021.
- 3 These Directions apply in and to the lockout area.
- 4 An occupier of a place and the proprietor of a business in the lockout area must check whether any person entering the place or premises is a fully vaccinated person or an unvaccinated person.

- 5 An occupier of a place and the proprietor of a business in the lockout area must refuse entry to the place and premises of the business to an unvaccinated person.
- 6 A provider of activities or services in the lockout area must check whether any person entering the place or premises is a fully vaccinated person or an unvaccinated person.
- 7 A provider of activities or services in the lockout area must cease providing services and activities to unvaccinated persons.
- 8 The following are exempt from directions 5 and 7:
 - (a) an essential business, place, activity or service;
 - (b) a place for the conduct of a funeral with no more than 10 funeral attendees in total, not including persons providing the funeral services.
- 9 To avoid doubt, these Directions do not prohibit any service or activity provided or conducted electronically or online.
- 10 Any place, activity or service exempted from restriction or otherwise permitted by or under these Directions is subject to my COVID-19 Directions (No. 61) 2021 or any subsequent Directions that replace and substantially correspond to those Directions.

Notes for COVID-19 Directions

- 1 *Section 56 of the Act provides for an offence for failing to comply with a direction given by me under section 52(3) of the Act.*
- 2 *The maximum penalty for this offence is 400 penalty units.*
- 3 *A person is not guilty of this offence if the person has a reasonable excuse.*
- 4 *An infringement notice may be given for failing to comply with these Directions with a fine equal to 32 penalty units for an individual and 160 penalty units for a body corporate.*

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Acting Chief Health Officer

Dated

Schedule Essential businesses, places activities and services

- 1 A supermarket, grocery store, bakery, butcher, greengrocer or fishmonger.
- 2 A food outlet with a fixed premises or a vehicles providing take-away food services or food for distribution by food delivery services.
- 3 A liquor retailer, but only for the purposes of selling takeaway liquor that is not consumed on the premises.
- 4 A financial institution.
- 5 Consular and diplomatic services.
- 6 A Court or Tribunal.
- 7 Territory services or local government services which are deemed essential by the relevant Agency Chief Executive Officer or CEO of a council.
- 8 A post office.
- 9 A newsagency.
- 10 A pharmacy.
- 11 A petrol station.
- 12 A hardware store or a pet store for 'click and collect' purchases only.
- 13 Vehicle and mechanical repair services, including the provision of transport inspection services and roadside assist services.
- 14 A veterinary clinic.
- 15 Care services for people with particular needs because of homelessness, age, infirmity, disability, displacement, domestic violence, illness or a chronic health condition.
- 16 Child protection services.
- 17 A childcare centre, early learning centre, kindergarten, preschool or family day care provider for the children of essential workers.

- 18 A primary, secondary or boarding school for the children of essential workers.
- 19 A locksmith, only to the extent required in an emergency.
- 20 Labour hire when servicing a business specified by another clause of this Schedule.
- 21 Commercial cleaners.