

The Emergency Powers (Coronavirus)
(General Provision) (Bailiwick of Guernsey) (No. 10)
(Amendment) (No. 2) Regulations, 2021
No. 1

<i>Made</i>	4 th January, 2021
<i>Coming into operation</i>	5 th January, 2021
<i>Laid before the States</i>	, 2021

WHEREAS there are one or more persons within the Bailiwick, or who may enter the Bailiwick, who may be infected with Severe Acute Respiratory Syndrome Coronavirus 2, resulting in the occurrence of an emergency within the meaning of the Civil Contingencies (Bailiwick of Guernsey) Law, 2012^a;

AND WHEREAS one or more persons within the Bailiwick have died after being infected with Severe Acute Respiratory Syndrome Coronavirus 2;

AND WHEREAS a new and fast-spreading strain of Severe Acute Respiratory Syndrome Coronavirus 2 has recently been detected in the United Kingdom;

AND WHEREAS the Civil Contingencies Authority ("**the Authority**") (having consulted the Medical Officer of Health in respect of the risk to public health created thereby and by the spread of Severe Acute Respiratory Syndrome Coronavirus 2, the virus causing the disease COVID-19, and in respect of the measures necessary to prevent or slow the spread of infection) is satisfied that the conditions set out in section 13 of the Law are satisfied, and that the following regulations contain only provisions which are appropriate for and

^a Order in Council No. XIV of 2012; amended by Ordinance No. IX of 2016; and No. II of 2017.

proportionate to the purpose of preventing, controlling or mitigating the emergency referred to above;

AND WHEREAS the Authority is satisfied that the effect of the following regulations is in due proportion to that emergency, and that they are compatible with the Convention rights within the meaning of section 1 of the Human Rights (Bailiwick of Guernsey) Law, 2000^b;

NOW THEREFORE THE AUTHORITY, in exercise of the powers conferred upon it by sections 12(1), 14 and 19 of the Law, and of all other powers enabling them in that behalf, hereby makes the following regulations: –

Amendment of the (No.10) Regulations.

1. (1) The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 10) Regulations, 2020^c are further amended as follows.

(2) In paragraph (1) of regulation 4, for "(1A) to (1E)" substitute "(1A) to (1F)".

(3) For paragraphs (1C) to (1E) of regulation 4, substitute –

"(1C) Subject to where paragraph (1E) applies, a child under the age of 12 who has arrived in the Bailiwick by air or sea and who has left a Category 4 country within the 14 day period immediately preceding the date of his or her arrival in the Bailiwick will be treated as having arrived from a Category 2 or 3 country for the purposes of paragraph (1).

^b Order in Council No. XIV of 2000; amended by No. I of 2005; Ordinance No. XXXVII of 2001; No. XXXIII of 2003; No. XX of 2015; No. IX of 2016; No. XXVI of 2018; and G.S.I. No. 27 of 2006.

^c G.S.I. No. 128 of 2020; amended by G.S.I. No. 152 of 2020.

(1D) Paragraph 1E applies where a child ("C") has been self-isolating in a household bubble.

(1E) Where this paragraph applies, even after the cessation of the requirement on C to self-isolate, C may not attend college, school, nursery or childcare (as the case may be) until every other member of C's household bubble has either –

- (a) undergone a Day 13 test and received a negative result,
or
- (b) self-isolated for 21 days.

(1F) In this regulation –

- (a) "**childcare**" means such types of arrangement for the care of children under school age as the Medical Officer of Health may specify by direction from time to time, and
- (b) "**self-isolating in a household bubble**" means self-isolating with other members of the same household in such a way that household members –
 - (i) do not keep themselves separated from other household members, but
 - (ii) do keep themselves separated from any other person, in such a manner as to prevent infection or contamination,

and references to members of a household bubble (and the definition of "self-isolate" in regulation 16) shall be construed accordingly."

Citation.

2. These Regulations may be cited as the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 10) (Amendment) (No. 2) Regulations, 2021.

Extent.

3. These Regulations shall have effect throughout the Bailiwick.

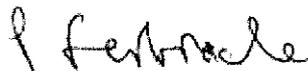
Application to persons currently and previously self-isolating.

4. The amendments to the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 10) Regulations, 2020 ("the (No. 10) Regulations") made by these Regulations have effect in respect of persons who are subject to a requirement to self-isolate under the (No. 10) Regulations when these Regulations come into force, and in respect of persons who were subject to such a requirement within the period of 14 days preceding these Regulations coming into force.

Commencement.

5. These Regulations shall come into force on 5th January, 2021.

Dated this 4th day of January, 2021



P. T.R. FERBRACHE
Chairman of the Civil Contingencies Authority
For and on behalf of the Authority

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are emergency regulations made by the Civil Contingencies Authority under Part 3 of the Civil Contingencies (Bailiwick of Guernsey) Law, 2012 ("the Law"). They are made on the occurrence of an emergency, within the meaning of the Law, in the Bailiwick, arising from the urgent need to prevent, control or mitigate the spread of the virus Severe Acute Respiratory Syndrome Coronavirus 2 and the disease caused thereby, COVID-19 (referred to together in these regulations as coronavirus). They are prefaced with a statement by the Civil Contingencies Authority, as required by section 12(2) of the Law. COVID-19 was made a notifiable disease for the purposes of the Public Health Ordinance, 1936 on 10th February 2020.

These Regulations further amend the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 10) Regulations, 2020, which came into force on 15th December, 2020, and which were amended on 22nd December, 2020. The effect of the amendments is to provide for a child arriving in the Bailiwick to be able to attend school, childcare or nursery directly on release from self-isolation; subject to the exception that where a child has been self-isolating with others in a "household bubble", he or she may only attend college, school, childcare or nursery after every other member of that bubble has either received a negative Day 13 test result or has undergone 21 days self-isolation. The changes made by the Regulations apply in respect of persons currently self-isolating in the Bailiwick, and (to ensure that no child is subject to an unnecessary restriction) persons who were subject to such a requirement within the period of 14 days preceding these Regulations coming into force.

These Regulations will come into force on 5th January, 2020 and shall have temporary effect only in accordance with the provisions of section 16 (duration and scrutiny of emergency regulations) of the Law.

