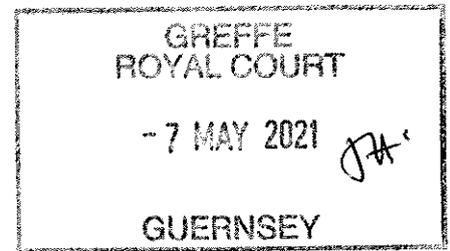


GUERNSEY STATUTORY INSTRUMENT

2021 No. 48



**The Emergency Powers (Coronavirus) (General Provision)  
(Bailiwick of Guernsey) (No. 5) (Amendment) Regulations,  
2021**

<i>Made</i>	6 <sup>th</sup> May, 2021
<i>Coming into operation</i>	7 <sup>th</sup> May, 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<sup>a</sup>;

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

**AND WHEREAS** there has been a recent surge of infections of several different variants of Severe Acute Respiratory Syndrome Coronavirus in Europe;

**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

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<sup>a</sup> Order in Council No. XIV of 2012; amended by Ordinance No. IX of 2016; and No. II of 2017.

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 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<sup>b</sup>;

**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 General Provision Regulations.**

1. (1) The Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 5) Regulations, 2021<sup>c</sup> ("the (No. 5) Regulations") are amended as follows.

(2) For paragraph (6) of regulation 6, substitute –

"(6) For the avoidance of doubt, and without prejudice to the generality of paragraphs (3), (4) and (5), in any case where the MOH exercises a power to vary under paragraph (3) or the Authority exercises its power to vary under paragraph (4) –

(a) the MOH or the Authority may consult such persons as

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<sup>b</sup> 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.

<sup>c</sup> G.S.I. No. 44 of 2021.

she or it (as the case may be) thinks fit in respect of the exercise of the power in question, and

- (b) that variation may be amended or revoked in accordance with paragraph (7), and if amended shall be treated for all purposes as continuing to have effect in accordance with its terms."

**Citation.**

2. These Regulations may be cited as the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 5) (Amendment) Regulations, 2021.

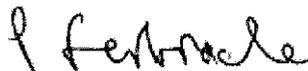
**Extent.**

3. These Regulations shall have effect throughout the Bailiwick.

**Commencement.**

4. These Regulations come into force on 7<sup>th</sup> May, 2021.

Dated this 6<sup>th</sup> day of May, 2021



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

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## 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 amend the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 5) Regulations, 2021 to make clear that when the Medical Officer of Health, or the Authority, exercise their powers under those regulations to vary the requirement to self-isolate on arrival in the Bailiwick, they may consult such persons as they think fit.

These Regulations came into force on being made on the 7<sup>th</sup> May, 2021, and shall have temporary effect only in accordance with the provisions of section 16 (duration and scrutiny of emergency regulations) of the Law.