



REPUBLIC OF NAURU

# **NATIONAL DISASTER RISK MANAGEMENT (MANAGEMENT AND MINIMISATION OF THE IMPACTS OF CORONAVIRUS (COVID-19)) REGULATIONS 2020**

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## **Table of Contents**

1	Citation .....	3
2	Commencement .....	3
3	Objective .....	3
4	Definitions.....	3
5	Guiding principles for the interpretation of these regulations.....	4
6	Management of declared disease .....	4
7	Designated residence.....	5
8	Persons in designated residence .....	5
9	Rules governing the occupation of designated residences .....	6
10	Travellers to transition at designated residence .....	6
11	Arrival of travellers.....	6
12	Invasive or intrusive medical examination .....	7
13	Traveller declining medical examination.....	7
14	Medical examination of minors .....	8
15	Travellers under observation for declared disease.....	8
16	Duration of occupancy.....	8
17	Visitation at designated residence.....	8
18	Arrival of aircraft or vessel .....	8
19	Disinfection of aircraft, vessel or motor vehicle transporting infected person .....	9

20	Unauthorised boarding or disembarking from infected aircraft or vessel .....	9
21	Discharge of waste or matter from aircraft or vessel .....	10
22	Closure and disinfection of premises.....	10
23	Aircrafts, vessels, persons or articles from affected countries.....	10
24	Provision of necessities.....	10
25	Prohibition on mass gatherings .....	10
26	Travel restriction.....	10
27	Costs and expenses incurred.....	11
28	Failure to disclose the declared disease by a visa or permit holder .....	11
29	Confidentiality of patient details.....	11
30	Offence.....	11
31	Miscellaneous.....	11
<b>SCHEDULE .....</b>		<b>12</b>

Cabinet makes the following Regulations under Section 86 of the *National Disaster Risk Management Act 2016* to give effect to the ***Declaration of National Emergency for the Management and Minimisation of the Impacts of Coronavirus (COVID-19)***:

**1 Citation**

These Regulations may be cited as the *National Disaster Risk Management (National Emergency for the Management and Minimisation of the Impacts of Coronavirus (COVID-19)) Regulations 2020*.

**2 Commencement**

These Regulations come into effect on 16 March 2020.

**3 Objective**

The objective of these Regulations is to:

- (a) prevent, protect, control and provide a public health response to the international and domestic spread of the Coronavirus (COVID-19);
- (b) avoid unnecessary interference with international travel or traffic;
- (c) insofar as practicable, comply with the Republic's obligations under the *International Health Regulations 2005*;
- (d) manage and minimise the impacts of the Coronavirus (COVID-19);
- (e) effectively respond to and prevent or recover from the domestic and global effects of the Coronavirus (COVID-19); and
- (f) implement and enforce the ***Declaration of National Emergency for the Management and Minimisation of the Impacts of Coronavirus (COVID-19)*** under the Act.

**4 Definitions**

In these Regulations:

**'declared disease'** means Coronavirus (COVID-19) which is also declared as a quarantinable disease under the *Quarantine Act 1908*;

**'designated residence'** means a temporary place of residence declared by the Minister or appointed under Section 13A of the *Quarantine Act 1908* and gazetted under these Regulations as a place for screening, social distancing, examining, observation, treating or confining a person for the declared disease;

**'infectious disease'** is a disease caused by a living organism or other pathogen;

**'occupants'** includes travellers and persons required to stay in a designated residence;

**'premises'** means any land, building or structure;

**‘Rules’** includes any written or unwritten directions which may be issued by the Minister, Secretary or a person in charge of a designated residence;

**‘Secretary’** means the Secretary for Health and Medical Services or any such other authorised person appointed by the Secretary;

**‘traveller’** includes a passenger, who has purchased a ticket to travel by an aircraft or vessel.

## **5 Guiding principles for the interpretation of these Regulations**

- (1) The guiding principles for the interpretation and application of these Regulations shall be:
  - (a) to respect the dignity, human rights and fundamental freedoms of persons when managing and minimising the impacts of the declared disease;
  - (b) guided by the Charter of the United Nations and the constitution of the World Health Organisation and such other international response to these Regulations;
  - (c) guided by the *International Health Regulations 2005* to which the Republic is a party;
  - (d) for the purposes of the protection of people of the Republic and the World from the international spread of the declared disease; and
  - (e) to implement the health policies of the Republic in relation to managing and minimising the spread of the international pandemic declared disease.
- (2) Notwithstanding the ***Declaration of the National Emergency for the Management and Minimisation of the Impacts of Coronavirus (COVID-19)*** under the Act, the Minister for Health and Medical Services and Department of Health and Medical Services shall be the central agency to implement the health measures to manage and minimise the impacts of the declared disease.
- (3) The Minister where necessary, shall by Order published in the Gazette, declare or appoint such persons or agencies to be responsible for the implementation and enforcement of these Regulations.

## **6 Management of declared disease**

- (1) No person shall wilfully, negligently or recklessly transmit or spread the declared disease:
  - (a) from a foreign country into the Republic;
  - (b) within the Republic; or
  - (c) from the Republic to a foreign country.

- (2) Where the Secretary deems that a person attempts to or has contravened subregulation (1), he or she shall require such person to be apprehended from any port of entry or exit, aircraft, vessel, after having lawfully entered or residing in the Republic to be removed to and remain in the appropriate designated residence.
- (3) A failure to comply with the directions of the Secretary constitutes:
  - (a) failure to obey lawful directions under Section 81 of the Act;
  - (b) hindering, obstructing or interfering with an emergency activity under Section 82 of the Act; and
  - (c) failing to comply with the ***Declaration of National Emergency for the Management and Minimisation of the Impacts of Coronavirus (COVID-19)*** by the Minister on or about 16 March 2020.
- (4) A person who contravenes subregulation (3), in addition to any prosecution under a written law, shall pay a fixed maximum penalty of \$500.00 under the Act to the Nauru Revenue Office.

## **7 Designated residence**

The Minister may by Order published in the Gazette, appoint such appropriate premises as designated residences for such purposes as necessary for managing and minimising the impacts of the declared disease.

## **8 Persons in designated residence**

- (1) Where a person, is required by these Regulations or the Secretary, to reside in a designated residence, such person shall:
  - (a) comply with all the directions as may be given from time to time by the Minister or any other authorised person;
  - (b) reside in a designated residence for such period of time as may be necessary; and
  - (c) strictly comply with the rules, directions or requirements of the occupation of such designated residence.
- (2) Where a minor is required by the Secretary to reside in a designated residence, the Minister may direct the parent or guardian of the minor to:
  - (a) accompany and reside with the minor at the designated residence; and
  - (b) ensure the minor remains in the designated residence for such period of time as may be necessary.
- (3) A person who, without the prior approval of the Secretary or an authorised person, leaves or attempts to leave the designated residence in contravention of these Regulations may be arrested without a warrant by a police officer and where applicable, returned to the designated residence.