

Emergency Management (COVID-19) (Exposure Site Requirements No 2) Direction 2021

under section 25 of the *Emergency Management Act 2004*

Preamble

- 1 On 22 March 2020 I, Grantley Stevens, Commissioner of Police, being the State Co-ordinator for the State of South Australia pursuant to section 14 of the *Emergency Management Act 2004* (the *Act*), declared pursuant to section 23 of the Act that a Major Emergency is occurring in respect of the outbreak of the Human Disease named COVID-19 within South Australia.
 - 2 Now I, Grantley Stevens, being of the opinion that this is necessary to achieve the purposes of the Act, give the following directions pursuant to section 25 of the Act.
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1—Short title

This direction may be cited as the *Emergency Management (COVID-19) (Exposure Site Requirements No 2) Direction 2021*.

2—Revocation

The *Emergency Management (COVID-19) (Testing Requirements No 1) Direction 2021* is revoked.

3—Purpose of this direction

The purpose of this direction is to:

- (a) impose testing and isolation requirements on people who have been present at an exposure site during an exposure period (and, in the case of Tier 1 sites, impose the same requirements on their household members), for 14 days commencing on that person's last exposure date, regardless of the date on which the person was notified of their exposure; and
- (b) clarify testing and isolation requirements for people who were subject to the testing and isolation requirements under the *Emergency Management (COVID-19) (Testing Requirements No 1) Direction 2021*.

4—Application of this direction

- (1) This direction applies to any person who has been present at an exposure site during an exposure period (and, in the case of Tier 1 sites, impose the same requirements on their household members), including any person who was subject to the testing and isolation requirements under the *Emergency Management (COVID-19) (Testing Requirements No 1) Direction 2021* (but nothing in this direction is taken to impose a retrospective obligation on a person).

- (2) Despite subclause (1), a person who has been subject to a direction in writing (other than by way of SMS) by an authorised officer within the Communicable Diseases Control Branch of the Department for Health and Wellbeing is not required to comply with any part of this direction that is inconsistent with that earlier direction.
- (3) For the avoidance of doubt, this direction applies to a person whether or not they have already received a notification from SA Health that they were at an exposure site during an exposure period.

4—Interpretation

- (1) In this direction, unless the contrary intention appears—

COVID-19 test means a Polymerase Chain Reaction test to diagnose COVID-19 of a kind determined by the Chief Public Health Officer (or delegate);

exposure period, in relation to an exposure site, means the exposure period corresponding to that site specified on the SA Health website;

exposure site means a site listed on the SA Health website as an exposure site or an exposure location;

household member of a person means any member of the household of a person, being a person regularly living in the household (or households if they live in more than one) of such a person;

last exposure date, in relation to a person who was present at an exposure site during an exposure period, means the date on which they were last present at the site and, in relation to a person who is subject to this direction because their household member was present at a Tier 1 exposure site, means the date on which that person was last present at the site;

the SA Health website is:

<https://www.sahealth.sa.gov.au/wps/wcm/connect/public+content/sa+health+internet/conditions/infectious+diseases/covid-19/testing+and+tracing/contact+tracing>;

tier, in relation to an exposure site, means the tier assigned to the site on the SA Health website.

5—Tier 1: Persons required to test and quarantine with their household

A person who was physically present at an exposure site listed as a Tier 1 exposure site on the SA Health website during an exposure period for that site, and any household member of such a person, must comply with the isolation requirement in clause 9 and the testing requirements in clause 10.

6—Tier 2: Persons required to test and quarantine

A person who was physically present at an exposure site listed as a Tier 2 exposure site on the SA Health website during an exposure period for that site must comply with the isolation requirement in clause 9 and the testing requirements in clause 10.

7—Tier 3: Persons required to test

A person who was physically present at an exposure site listed as a Tier 3 exposure site on the SA Health website during an exposure period for that site must comply with the isolation requirement in clause 9 until they receive a negative result from their day 1 COVID-19 test (rather than for 14 days), and the testing requirements in clause 10.

Note—A person may no longer be required to self-isolate but must continue with the testing requirements until 14 days from the last exposure date (the *day 13* test).

8—Tier 4: Persons required to test if symptoms develop

A person who was physically present at an exposure site listed as a Tier 4 exposure site on the SA Health website during an exposure period for that site who displays symptoms of COVID-19 must obtain a COVID-19 test and immediately notify SA Health of those symptoms.

9—Isolation requirement

- (1) A person required to comply with the isolation requirement in this clause—
 - (a) must, unless paragraph (b) applies—
 - (i) travel by the most direct practical route and means to their residential premises, if not already at those premises; and
 - (ii) reside and remain at the premises, isolated and segregated from other persons, for the remainder of the 14-day period commencing on the person's (or their household member's, as applicable), last exposure date; and:
 - (iii) remain at those premises, except—
 - (A) for the purposes of obtaining medical care or medical supplies; or
 - (B) in any other emergency situation; or
 - (C) for any reason approved in advance by the State Co-ordinator or his delegate or an authorised officer; or
 - (D) for the purpose of undergoing a COVID-19 test as specified in clause 10;
 - (E) for the purpose of obtaining the second dose of a COVID-19 vaccination once permission has been obtained from an authorised officer;
 - during which times a mask must be worn at all times and, in the case of a person leaving the premises to obtain a COVID-19 test or second dose of vaccination, the person must travel directly to the relevant site and inform the person performing the test or vaccination of the reason for obtaining the test or vaccination; and
 - (iv) take reasonable steps to ensure that no other person enters the premises unless that other person—
 - (A) usually lives at the premises; or
 - (B) is also complying with a direction to isolate; or
 - (C) is required to provide care and support to, or receive care and support from, the person to whom this direction applies at the place; or
 - (D) is required for medical or emergency purposes; and
 - (v) follow all reasonable directions from a treating medical practitioner;

- (b) if advised by a medical practitioner of testing positive to COVID-19, must remain in a health or other facility in accordance with that advice, and must follow all reasonable directions from a treating medical practitioner, until a medical practitioner certifies that the person meets the criteria for discharge from a health or other facility;
 - (c) a person must comply with subclause (a) irrespective of whether the person receives a 'negative' result on a COVID-19 test within the period that they are required to reside and remain at a premises, isolated and segregated from other persons, unless they have been isolating following exposure at a Tier 3 exposure site.
- (2) In this section—
- premises**, in the case of a person who has been directed by SA Health to remain in a medi-hotel, means the person's assigned room at the medi-hotel; and
- medi-hotel** means a hotel operating in South Australia that has contracted with the State Government to provide supervised quarantine accommodation.

10—Testing and notification requirements

- (1) A person required to comply with the testing requirements of this clause must obtain a COVID-19 test—
 - (a) within 24 hours of being notified or otherwise becoming aware that they were present at an exposure site during an exposure period (unless the person has obtained a test between that exposure period and the date of notification) (*day 1 test*); and
 - (b) on *day 5*, being the day 5 days after the person's last exposure date, subject to subclause (2); and
 - (c) on *day 13*, being the day 13 days after the person's last exposure date, subject to subclause (2); and
 - (d) at any other time when directed to do so by a person acting on behalf of SA Health or an authorised officer.
- (2) Despite the requirements in subclause (1)—
 - (a) a person who obtained their day 1 test in the period 4-7 days after their last exposure date is not required to obtain a day 5 test but must instead obtain a test 9 days after their last exposure date (*day 9 test*); and
 - (b) no person is required to obtain more than one test in a 48 hour period, unless symptoms of COVID-19 develop.

Examples—

- (a) A person who was notified that they were at an exposure site 4 days after their exposure must have a day 1 test, a day 9 test and a day 13 test but is not required to have a day 5 test;
 - (b) A person who was notified that they were at an exposure site 10 days after their exposure must have a day 1 test and a day 13 test.
- (3) A person required to obtain a COVID-19 test under this clause must not refuse or fail to comply with a reasonable requirement or direction of a person in relation to the conduct of the test.

- (4) If a person required to comply with the testing requirements of this clause displays symptoms of COVID-19, they must obtain further testing and immediately notify SA Health of those symptoms.
- (5) A person required to comply with the testing requirements of this clause must, as soon as is reasonably practicable, complete the notification form available on the SA Health website to notify SA Health that they were at an exposure site during an exposure period.
- (6) A person who is unable to comply with the requirement in subclause (5) while subject to the isolation requirements in clause 9 of this direction must call the SA COVID-19 Information Line on 1800 253 787 and provide the requested information.

Note—a person who has received an SMS to inform them they were at an exposure site must still complete and upload the form. A person who is not able to do so for technical or other reasons (including because they are in isolation) may instead call the Information Line.


11—Powers of authorised officers

Nothing in this direction derogates from the powers of authorised officers to exercise powers pursuant to the Act.

IMPORTANT— IT IS AN OFFENCE TO BREACH THIS DIRECTION

This direction operates from the 24th day of July 2021 at 1801 hours

SIGNED at ADELAIDE on this 24th day of July 2021 at 1801 hours



GRANTLEY STEVENS
STATE CO-ORDINATOR