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New South Wales

Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 2) Order 2021

under the

Public Health Act 2010

I, Brad Hazzard, the Minister for Health and Medical Research, make the following Order under the *Public Health Act 2010*, section 7.

Dated 25 August 2021 at 4:53pm.

BRAD HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The object of this Order is to amend the *Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) 2021*—

- (a) to make further provision concerning the holding of, and attendance at, small funeral or memorial services, and
- (b) to enable a person to select another nominated visitor for the person's place of residence if the nominated visitor becomes unable to be a nominated visitor, and
- (c) to clarify the extent of certain reasonable excuses involving compassionate reasons or visiting real property and also the meaning of the term *work*.

Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 2) Order 2021

under the

Public Health Act 2010

1 Name of Order

This Order is the *Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 2) Order 2021*.

2 Commencement

- (1) This Order commences when the Minister signs this Order, except as provided by subclause (2).
- (2) Schedule 1[1] and [3] commence at the beginning of 2 September 2021.

Schedule 1 Amendment of Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) 2021

[1] Clause 3.12 Other persons authorised to visit place of residence

Omit clause 3.12(3)(a). Insert instead—

- (a) either of the following applies—
 - (i) no other individual has been a nominated visitor for the person,
 - (ii) the nominated visitor of the person becomes unable to be the person's nominated visitor, and

[2] Clause 3.13 Maximum number of persons—outdoor public gatherings

Insert after clause 3.13(2)(b)(v)—

- (vi) a gathering for a small funeral or memorial service.

[3] Clause 4.13 Other persons authorised to visit place of residence

Omit clause 4.13(3)(a). Insert instead—

- (a) either of the following applies—
 - (i) no other individual has been a nominated visitor for the person,
 - (ii) the nominated visitor of the person becomes unable to be the person's nominated visitor, and

[4] Clause 4.14 Maximum number of persons—outdoor public gatherings

Insert after clause 4.14(2)(b)(v)—

- (vi) a gathering for a small funeral or memorial service.

[5] Schedule 2 Reasonable excuses

Omit clause 7. Insert instead—

7 Compassionate grounds

A person may leave the person's place of residence—

- (a) for compassionate reasons, or
- (b) to accompany another person, whom the person is visiting for compassionate reasons, when the other person is undertaking exercise or outdoor recreation authorised by this Order.

[6] Schedule 2, clause 14, heading

Insert “or inspecting property” after “home”.

[7] Schedule 2, clause 14(b) and (c)

Omit clause 14(b). Insert instead—

- (b) inspect real property, or
- (c) move between places of residence of the person.

[8] Schedule 4 Dictionary

Omit the definition of *work*. Insert instead—

work includes work done as a volunteer or for a charitable organisation.