

# Direction from Deputy Chief Health Officer (Communicable Disease) in accordance with emergency powers arising from declared state of emergency

## Cruise Ship Docking

*Public Health and Wellbeing Act 2008 (Vic)*

Section 200

I, Dr Annaliese van Diemen, Deputy Chief Health Officer (Communicable Disease), consider it reasonably necessary to protect public health to give the following direction pursuant to ss 200(1)(b) and (d) of the *Public Health and Wellbeing Act 2008 (Vic)*:

### Preamble

1. The purpose of this direction is to make provision for the self-quarantine of persons arriving in Victoria on a cruise ship in order to limit the spread of Novel Coronavirus 2019 (2019-nCoV).

### Citation

2. This direction may be referred to as the **Cruise Ship Docking Direction**.

### Direction

3. This direction applies to a person who disembarks at a port in Victoria from an **international cruise ship** or an **Australian cruise ship** between 1:30pm on 19 March 2020 and midnight on 13 April 2020.
4. Subject to paragraphs 5 and 6, the person:
  - a. must travel from the port in Victoria to a premises that is suitable for the person to reside in for a period of 14 days; and
  - b. except in exceptional circumstances, must reside in that premises for the period beginning on the day of arrival and ending at midnight on the fourteenth (14<sup>th</sup>) day after arrival; and
  - c. must not leave the premises, except:
    - i. for the purposes of obtaining medical care or medical supplies; or
    - ii. in any other emergency situation; or
    - iii. in circumstances where it is possible to avoid close contact with other persons; and
  - d. must not permit any other person to enter the premises unless that other person usually lives at the premises, or the other person is also complying with this direction for the same 14 day period, or for medical or emergency purposes.
5. The person is not required to comply with paragraph 4 if the person:
  - a. proceeds immediately from the port in Victoria to an airport in Victoria; and
  - b. without leaving the airport, boards a flight to a place outside Victoria.
6. The person is not required to comply with paragraph 4 if the person proceeds

immediately from the port in Victoria to a medical facility because the person requires urgent medical care.

## Definitions

7. For the purposes of this direction, **international cruise ship** means a foreign vessel that:
  - a. has the capacity to carry 100 or more passengers; and
  - b. is on a voyage from a port outside Australian territory.
8. For the purposes of this direction, **Australian cruise ship** means an Australian vessel that:
  - a. has the capacity to carry 100 or more passengers; and
  - b. is on a voyage from a port outside Australian territory.
9. For the purposes of this direction, the following expressions have the same meanings as they have in the Biosecurity Act 2015 of the Commonwealth:
  - a. **Australian vessel**;
  - b. **Australian territory**;
  - c. **foreign vessel**;
  - d. **passenger**;
  - e. **port**.

## PENALTIES

Section 203 of the *Public Health and Wellbeing Act 2008* (Vic) provides:

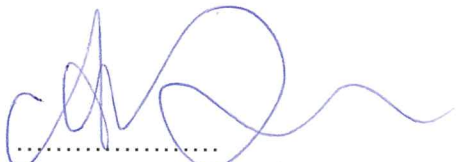
### Compliance with direction or other requirement

- (1) A person must not refuse or fail to comply with a direction given to the person, or a requirement made of the person, in the exercise of a power under an authorisation given under section 199.

Penalty: In the case of a natural person, 120 penalty units.

In the case of a body corporate, 600 penalty units.

- (2) A person is not guilty of an offence against subsection (1) if the person had a reasonable excuse for refusing or failing to comply with the direction or requirement.



Dr Annaliese van Diemen

Deputy Chief Health Officer (Communicable Disease), as authorised to exercise emergency powers by the Chief Health Officer under section 199(2)(a) of the *Public Health and Wellbeing Act 2008* (Vic).

19 March 2020