

# Directions from Chief Health Officer in accordance with emergency powers arising from declared state of emergency

## Victorian Border Crossing Permit Directions (No 11)

*Public Health and Wellbeing Act 2008 (Vic)*

Section 200

I, Adjunct Clinical Professor Brett Sutton, Chief Health Officer, consider it reasonably necessary to eliminate or reduce the serious risk to public health—and reasonably necessary to protect public health—to give the following directions pursuant to section 200(1)(b) and (d) of the **Public Health and Wellbeing Act 2008 (Vic) (PHW Act)**:

### 1 Preamble

- (1) These directions replace the **Victorian Border Crossing Permit Directions (No 10)** and continue to provide a ‘traffic light’ border crossing scheme for persons seeking to enter Victoria from any other **State** or **Territory** in Australia or, after entering Australia from a **Green Zone Country** in order to limit the spread of severe acute respiratory syndrome coronavirus 2 (**SARS-CoV-2**).
- (2) These directions must be read together with the **Directions currently in force**.

### 2 Citation

These directions may be referred to as the **Victorian Border Crossing Permit Directions (No 11)**.

### 3 Commencement, revocation and transitional provisions

- (1) The **Victorian Border Crossing Permit Directions (No 10)** are revoked at 11:59:00pm on 30 April 2021.
- (2) These directions commence at 11:59:00pm on 30 April 2021.
- (3) Any permit issued under a **revoked Border Crossing Permit Scheme Direction** continues to have effect until the validity period expires under the revoked Border Crossing Permit Scheme Direction.

*Note: a person who has a permit under previous directions may continue to enter Victoria under that permit.*

- (4) Any request for exemption submitted under a revoked Border Crossing Permit Scheme Direction continues to have effect.

*Note: a person who has made a request for exemption under previous directions will be contacted to confirm whether or not the request for exemption is still required.*

- (5) Any exemption granted under a revoked Border Crossing Permit Scheme Direction continues to have effect.

#### 4 Restrictions on persons entering Victoria

- (1) A **prohibited person** must not enter Victoria unless the prohibited person:
- (a) is an **aircrew services worker** who is permitted to enter Victoria under clause 9; or
  - (b) has a valid **transit permit** under clause 10; or
  - (c) has a valid **specified worker (other) permit** under clause 11(1); or
  - (d) has a valid **specified worker (exclusive outdoor activities) permit** under clause 11(2)
  - (e) has a valid **specified worker (low workplace interaction) permit** under clause 11(7); or
  - (f) is an **excepted person** under clause 13; or
  - (g) has a valid exemption under clause 3(5) or 14.

*Note: a prohibited person is not eligible to enter Victoria from a Green Zone Country under a freight worker permit under clause 11(7).*

- (2) A **restricted person** must not enter Victoria unless the restricted person:
- (a) has a valid **green zone permit** under clause 5; or
  - (b) has a valid **orange zone permit** under clause 6; or
  - (c) has a valid **red zone permit** under clause 7; or
  - (d) is a **cross border community member** under clause 8; or
  - (e) is an aircrew services worker who is permitted to enter Victoria under clause 9; or
  - (f) has a valid transit permit under clause 10; or
  - (g) has a valid specified worker (other) permit under clause 11(1); or
  - (h) has a valid specified worker (exclusive outdoor activities) permit under clause 11(2); or
  - (i) has a valid specified worker (low workplace interaction) permit) under clause 11(7); or
  - (j) is an excepted person under clause 13; or
  - (k) has a valid exemption under clause 3(5) or 14.

*Note: a restricted person is not eligible to enter Victoria from a Green Zone Country under a freight worker permit under clause 11(7).*

## 5 Green zone permit

### *Eligibility*

(1) Subject to the requirements in subclause (2), the following restricted persons may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country:

- (a) a person who has not been in an area that is a **red zone** or an **orange zone** in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria; or
- (b) a person who has been in a red zone or orange zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria only for the purpose of:
  - (i) completing the required period of **hotel quarantine** in any other State, Territory or Green Zone Country immediately followed by direct and **short term transit** through a red zone or orange zone in that State, Territory or Green Zone Country to Victoria; or
  - (ii) direct and short term transit through a red zone or orange zone in a State, Territory or Green Zone Country to Victoria.

*Note: short term transit means a transit time of less than 24 hours. If a person spends more than 24 hours in any red zone, they will be a prohibited person. If a person spends more than 24 hours in any orange zone, they will remain a restricted person, however they will need to enter Victoria with an orange zone permit, unless any other exception applies or an exemption has been granted.*

(2) A person referred to in subclause (1)(b) is permitted to enter Victoria if in transiting to Victoria the person:

- (a) travelled directly from their place of departure to Victoria; and
- (b) whilst in direct and short term transit to Victoria through a red or orange zone:
  - (i) minimised contact with other persons (except in cases of emergency); and
  - (ii) did not enter or stay in any other vehicle or indoor space, except to the extent that such entry and stay was reasonable and necessary for the purpose of:
    - (A) departing for Victoria from an airport, seaport or railway station; or
    - (B) travel to Victoria on a plane, train or sea vessel; or
    - (C) accessing toilet and bathroom facilities; or
    - (D) paying for fuel; or
    - (E) purchasing essential items; or
    - (F) purchasing takeaway food or drink; or
    - (G) accessing accommodation; and

*Note: the person must have purchased takeaway food and drink only and must have eaten or drunk in that person's vehicle and not in any other vehicle or indoor place whilst in transit through a red zone or orange zone.*

- (iii) practised **physical distancing**; and
- (iv) kept detailed records of each place they stopped (including accommodation) in a red zone; and
- (v) wore a **face covering** at all times in all:
  - (A) indoor public places; and
  - (B) outdoor public spaces (where it was not practicable to practise physical distancing); and
  - (C) vehicles, if the restricted person or prohibited person was in a vehicle with any other person (unless the other person ordinarily resides with the person),

unless the person was exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**; and

- (c) if applicable, wore a face covering at all times during any flight to Victoria unless the person was exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**.

#### *Requirements for entry*

- (3) A person referred to in subclause (1) may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country, if the person:
  - (a) has a valid green zone permit which includes:
    - (i) the person's full name; and
    - (ii) the person's contact phone number; and
    - (iii) the full names of any person under the age of 18, or other dependants for whom the person is a parent, guardian or carer, entering Victoria with the person; and
    - (iv) the address from which the person is departing when entering Victoria; and
    - (v) where applicable, the current address where the person ordinarily resides; and
    - (vi) the address where the person will reside after entering Victoria; and
    - (vii) the date of entry to Victoria; and
    - (viii) if applicable, any planned date of departure from Victoria; and

- (ix) an attestation by the person stating that (as at the date of attestation) the person (and any person under the age of 18 or other dependant entering Victoria with the person):
  - (A) will not have been in a red zone or orange zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, or will have only been in a red zone or orange zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria only for the purpose of:
    - 1. completing the required period of hotel quarantine in that State, Territory or Green Zone Country immediately followed by direct and short term transit through a red zone or orange zone to Victoria; or
    - 2. direct and short term transit through a red zone or orange zone in a State, Territory or Green Zone Country to Victoria,whilst complying with the conditions set out in subclause (2); and
  - (B) is not a **diagnosed person** or a close contact of a diagnosed person (or equivalent) and/or required to self-isolate or self-quarantine (or equivalent) in a State, Territory or Green Zone Country; and
  - (C) is not experiencing **SARS-CoV-2 symptoms**; and
  - (D) has provided information in the permit that is true and correct; and
  - (E) will not re-enter Victoria using a valid green zone permit if they have entered a red zone or an orange zone in a State, Territory or Green Zone Country in the 14 days prior to the attempted re-entry, other than where subclause (A)(1.) or (2.) applies; and
  - (F) subject to subclause (G), will comply with the conditions in subclause (4); and
  - (G) acknowledges that any zone in a State, Territory or Green Zone Country may change from time to time and the person may be required to comply with different conditions in the **Victorian Border Crossing Permit Directions (No 11)** (as amended from time to time); and
- (b) has been in hotel quarantine (including for the purpose of completing the required period of hotel quarantine or for any other purpose, including work) in Victoria or in other State, Territory or Green Zone

Country in the 14 days prior to entry to Victoria, provides (at the time of applying for the green zone permit):

- (i) the name of the facility attended; and
- (ii) the name of the State, Territory or Green Zone Country of the facility attended.

*Obligations after entry*

(4) A person who enters Victoria under subclause (1) must, during the green zone permit's validity period in subclause (5)(a) (or, if clause 6(6)(b) or clause 7(5)(b) applies, the relevant validity period in clause 6(5)(a) or clause 7(4)(a)):

(a) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):

- (i) a valid green zone permit (or, if clause 6(6)(b) applies, a valid orange zone permit or if clause 7(5)(b) applies, a valid red zone permit); and
- (ii) subject to subclauses (iii) and (iv), photographic personal identification and evidence of the current address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any **municipal district**, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

(iii) if the person is unable to provide photographic personal identification in accordance with subclause (ii), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*

(iv) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (ii), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

- (v) if the person has entered Victoria in accordance with subclause (1)(b)(i) (after completing the required period of hotel quarantine in any other State, Territory or Green Zone Country), documentary evidence that the person has completed hotel quarantine in any other State, Territory or Green Zone Country; and
- (b) monitor for SARS-CoV-2 symptoms and get tested for SARS-CoV-2 if experiencing SARS-CoV-2 symptoms; and
- (c) comply with all Directions currently in force.

*Note: a person who enters Victoria under a green zone permit under subclause (1) must continue to comply with the Directions currently in force at all times when in Victoria.*

#### *Validity and revocation*

- (5) A green zone permit:
  - (a) is valid for 14 days from the date the person first enters Victoria (unless revoked earlier); and
  - (b) may be used by the person to enter Victoria multiple times during the validity period in subclause (a); and
  - (c) is revoked immediately if the person, other than for a purpose referred to in subclause (1)(b)(i) (hotel quarantine in any other State, Territory or Green Zone Country) or (ii) (direct and short term transit to Victoria) is outside Victoria and:
    - (i) enters a red zone or orange zone in a State, Territory or Green Zone Country after the delivery of the green zone permit; or
    - (ii) has been in a red zone or orange zone in a State, Territory or Green Zone Country in the 14 days prior to the delivery of the green zone permit.

*Note: a person who has entered Victoria with a valid green zone permit and remains in Victoria does not need to apply for nor produce a new green zone permit after the initial green zone permit's validity period has expired.*

#### *Change to obligations after entry under green zone permit*

- (6) If a person has entered Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country with a green zone permit and during the green zone permit validity period in subclause 5(a), the Chief Health Officer determines that any **relevant green zone** at last entry to Victoria is, on and from a date within 14 days prior to entry to Victoria:
  - (a) a red zone, the higher, red zone obligations under clause 7(3)(a) – (n);  
or

- (b) orange zone, the higher, orange zone obligations under clause 6(4)(a) – (g),

will apply to the person from the time of notification by the **Department** for the remainder of the green zone permit validity period in subclause 5(a).

*Example: A person arrives in Victoria with a green zone permit which is valid for 14 days from their arrival date. Two days after entering Victoria, a location the person travelled from to Victoria is determined to be a red zone on and from a date which is just prior to the person's entry to Victoria. The Department notifies the person that the green zone permit obligations which applied after entering Victoria have changed to align with the higher, red zone permit obligations in clause 7(3) for the remaining 12 days of the green zone permit's validity period. This includes requirements for the person to self-quarantine for the remaining 12 days and get tested at certain times.*

## 6 Orange zone permit

### *Eligibility*

- (1) Subject to the requirements in subclause (2), the following restricted persons may enter Victoria from any other State, or Territory or, after entering Australia, from a Green Zone Country:
  - (a) a person who has not been in an area that is a red zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria; or
  - (b) a person who has been in a red zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria only for the purpose of direct and short term transit through a red zone in that State, Territory or Green Zone Country to Victoria.

*Note: short term transit means a transit time of less than 24 hours. If a person spends more than 24 hours in any red zone, they will be a prohibited person.*

- (2) A person referred to in subclause (1)(b) is permitted to enter Victoria if in transiting to Victoria the person has:
  - (a) travelled directly from their place of departure to Victoria; and
  - (b) whilst in direct and short term transit to Victoria through a red zone: the person
    - (i) minimised contact with other persons (except in cases of emergency); and
    - (ii) did not enter or stay in any other vehicle or indoor space, except to the extent that such entry and stay was reasonable and necessary for the purpose of:
      - (A) departing for Victoria from an airport, seaport or railway station; or
      - (B) travel to Victoria on a plane, train or sea vessel; or
      - (C) accessing toilet and bathroom facilities; or

- (D) paying for fuel; or
- (E) purchasing essential items; or
- (F) purchasing takeaway food or drink; or
- (G) accessing accommodation; and

*Note: the person must have purchased takeaway food and drink only and must have only eaten or drunk in that person's vehicle and not in any other vehicle or indoor place whilst in transit through a red zone or orange zone.*

- (iii) practised physical distancing; and
- (iv) kept detailed records of each place they stopped (including accommodation); and
- (v) wore a face covering at all times in all:
  - (A) indoor public places; and
  - (B) outdoor public spaces (where it was not practicable to practise physical distancing); and
  - (C) vehicles, if the person was in a vehicle with any other person (unless the other person ordinarily resides with the person),

unless the person was exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**; and

- (vi) if applicable, wore a face covering at all times during any flight to Victoria unless the person was exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**.

#### *Requirements for entry*

- (3) A person referred to in subclause (1) may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country, if the person:
  - (a) has a valid orange zone permit which includes:
    - (i) the person's full name; and
    - (ii) the person's contact phone number; and
    - (iii) the full names of any person under the age of 18, or other dependants for whom the person is a parent, guardian or carer, entering Victoria with the person; and
    - (iv) the address from which the person is departing when entering Victoria; and
    - (v) where applicable, the current address where the person ordinarily resides; and

- (vi) the address where the person will reside after entering Victoria; and
  - (vii) the date of entry to Victoria; and
  - (viii) if applicable, any planned date of departure from Victoria; and
  - (ix) an attestation by the person stating that (as at the date of attestation) the person (and any person under the age of 18 or other dependant entering Victoria with the person):
    - (A) will not have been in a red zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, or will only have been in a red zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria only for the purpose of direct and short term transit through a red zone in that State, Territory or Green Zone Country to Victoria, whilst complying with the conditions set out in clause 6(2); and
    - (B) is not a diagnosed person or a close contact of a diagnosed person (or equivalent) and/or required to self-isolate or self-quarantine (or equivalent) in any State, Territory or Green Zone Country; and
    - (C) is not experiencing SARS-CoV-2 symptoms; and
    - (D) has provided information in the permit that is true and correct; and
    - (E) subject to sub-subclause (F), will comply with the conditions in subclause (4); and
    - (F) acknowledges that any zone in a State, Territory or Green Zone Country may change from time to time and the person may be required to comply with different conditions in the **Victorian Border Crossing Permit Directions (No 11)** (as amended from time to time); and
  - (x) a QR code capable of being scanned by an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction); and
- (b) has been in hotel quarantine (including for the purpose of completing the required period of hotel quarantine or for any other purpose, including work) in Victoria or in other State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, provides (at the time of applying for the orange zone permit):
- (i) the name of the facility attended; and
  - (ii) the name of the State, Territory or Green Zone Country of the facility attended.

### *Obligations after entry*

(4) A person who enters Victoria under subclause (1) must, during the orange zone permit validity period in subclause (5)(a) (or, if clause 5(6)(b) or clause 7(5)(a) applies, the relevant validity period in clause 5(5)(a) or clause 7(4)(a)):

(a) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):

(i) a valid orange zone permit (or, if clause 5(6)(b) applies, a valid green zone permit and if clause 7(5)(a) applies, a valid red zone permit); and

(ii) subject to subclauses (iii) and (iv), photographic personal identification and evidence of the current address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

(iii) if the person is unable to provide photographic personal identification in accordance with subclause (ii), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*

(iv) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (ii), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18), and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

(b) get tested for SARS-CoV-2 within 72 hours of:

(i) the time the person enters Victoria; or

- (ii) if clause 5(6)(a) applies, the time of notification by the Department; or
  - (iii) if clause 7(5)(a) applies and the person has not been tested in accordance with clause 7(3)(e)(i) since entry to Victoria, the time the person enters Victoria; and
- (c) travel immediately and directly to, and self-quarantine at, the premises at which the person ordinarily resides or another premises that is suitable for the person to reside in for the purpose of self-quarantine until the person (including a person where clause 7(5)(a) and requirements to test under clause 7(3)(e)(i) applied) receives a negative SARS-CoV-2 test result; and

*Note: If a person has been tested in accordance with clause 7(3)(e) since entering Victoria under red zone obligations, the Department has notified the person that they are now subject to orange zone obligations and the person has already received a negative SARS-CoV-2 test result, they may cease self-quarantining immediately.*

- (d) reside at the premises described in subclause (c) and not leave the premises except:
- (i) to obtain medical care or medical supplies; or
  - (ii) to get tested for SARS-CoV-2; or
  - (iii) in an emergency situation; or
  - (iv) if required to do so by law; or
  - (v) to leave Victoria,
- during the period of self-quarantine under subclause (c); and
- (e) if the person leaves the premises described in subclause (c) in accordance with subclause (d) during the period of self-quarantine under subclause (c), wear a face covering in all:
- (i) indoor public places; and
  - (ii) outdoor public places where the person is unable to practise physical distancing; and
  - (iii) vehicles, if the person is in a vehicle with any other person (unless the other person ordinarily resides with the person),
- unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**; and
- (f) monitor for SARS-CoV-2 symptoms and get tested for SARS-CoV-2 if experiencing SARS-CoV-2 symptoms; and
- (g) comply with all Directions currently in force.

*Validity and revocation*

- (5) An orange zone permit:
- (a) is valid for 14 days from the date the person enters Victoria (unless revoked earlier); and

- (b) may only be used once by a person to enter Victoria during the validity period in subclause (a); and
- (c) is revoked immediately if the person is outside Victoria and:
  - (i) enters a red zone in a State, Territory or Green Zone Country after the delivery of the orange zone permit but prior to entry to Victoria; or
  - (ii) has been in a red zone in a State, Territory or Green Zone Country in the 14 days prior to delivery of the orange zone permit.

*Note: a person who has entered Victoria with a valid orange zone permit and remains in Victoria does not need to apply for nor produce a new orange zone permit after the initial orange zone permit's validity period has expired.*

#### *Change to obligations after entry under orange zone permit*

- (6) If a person has entered Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country with an orange zone permit and during the orange zone permit validity period in subclause 5(a), the Chief Health Officer determines that:
  - (a) any **relevant orange zone** at entry to Victoria is, on and from a date within 14 days prior to entry to Victoria, a red zone, the higher, red zone obligations under clause 7(3)(a) – (n) will apply to the person from the time of notification by the Department for the remainder of the orange zone permit validity period in subclause 5(a); or
  - (b) all relevant orange zones at entry to Victoria are, on and from a date within 14 days prior to entry to Victoria, **green zones**, the lesser, green zone obligations under clause 5(4)(a) – (c) will apply to the person from the time of notification by the Department for the remainder of the orange zone permit validity period in subclause 5(a).

*Example: A person arrives in Victoria with an orange zone permit which is valid for 14 days from their arrival date. Two days after entering Victoria, a location the person travelled from to Victoria is determined to be a red zone on and from a date which is just prior to the person's entry to Victoria. The Department notifies the person that the orange zone permit obligations which applied after entering Victoria have changed to align with the higher, red zone permit obligations in clause 7(3) for the remaining 12 days of the orange zone permit's validity period. This includes requirements for the person to continue or recommence self-quarantining for the remaining 12 days and get tested at certain times, including just prior to the end of the self-quarantine period.*

## **7 Red zone permit**

### *Eligibility*

- (1) Subject to the requirements in subclause (2), a **Victorian resident** may enter Victoria from any other State, or Territory or, after entering Australia, from a Green Zone Country if the Victorian resident:

- (a) has not been at a **very high risk exposure site** in an area that is a red zone in a State, Territory or Green Zone Country during the **very high risk period**; and
- (b) is not a diagnosed person or a close contact of a diagnosed person (or equivalent) in any State, Territory or Green Zone Country and/or required to self-isolate or self-quarantine (or equivalent) in any State, Territory or Green Zone Country.

*Requirements for entry*

(2) A person referred to in subclause (1) may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country, if the person:

- (a) has a valid red zone permit which includes:
  - (i) the person's full name; and
  - (ii) the person's contact phone number; and
  - (iii) the full names of any person under the age of 18, or other dependants for whom the person is a parent, guardian or carer, entering Victoria with the person; and
  - (iv) the address from which the person is departing when entering Victoria; and
  - (v) the address where the person ordinarily resides in Victoria; and
  - (vi) the address where the person will reside after entering Victoria; and
  - (vii) the date of entry to Victoria; and
  - (viii) if applicable, any planned date of departure from Victoria; and
  - (ix) an attestation by the person stating that (as at the date of attestation) the person (and any person under the age of 18 or other dependant entering Victoria with the person):
    - (A) is a Victorian resident; and
    - (B) has not been at a **very high risk exposure site** in an area that is a red zone in a State, Territory or Green Zone Country during the **very high risk period**; and
    - (C) is not a diagnosed person or a close contact of a diagnosed person (or equivalent) in any State, Territory or Green Zone Country and/or required to self-isolate or self-quarantine (or equivalent) in any State Territory or Green Zone Country; and
    - (D) is not experiencing SARS-CoV-2 symptoms; and
    - (E) has provided information in the **permit** that is true and correct; and
    - (F) subject to sub-subclause (G), will comply with the conditions in subclause (3); and

- (G) acknowledges that any zone in a State, Territory or Green Zone Country may change from time to time and the person may be required to comply with different conditions in the **Victorian Border Crossing Permit Directions (No 11)** (as amended from time to time); and
- (x) a QR code capable of being scanned by an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction); and
- (b) has been in hotel quarantine (including for the purpose of completing the required period of hotel quarantine or for any other purpose, including work) in Victoria or in other State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, provides (at the time of applying for the red zone permit):
  - (i) the name of the facility attended; and
  - (ii) the name of the State, Territory or Green Zone Country of the facility attended.

*Obligations after entry*

- (3) A person who enters Victoria under subclause (1) must, during the red zone permit's validity period in subclause (4)(a) (or, if clause 5(6)(a) or clause 6(6)(a) applies, the relevant validity period in clause 5(5)(a) or clause 6(5)(a)):
  - (a) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):
    - (i) a valid red zone permit (or, if clause 5(6)(a) applies, a valid green zone permit and if clause 6(6)(a) applies, a valid orange zone permit); and
    - (ii) subject to subclauses (iii) and (iv), photographic personal identification and evidence of the current address where the person ordinarily resides (unless the person is under the age of 18); and
 

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*
    - (iii) if the person is unable to provide photographic personal identification in accordance with subclause (ii), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other

person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*

- (iv) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (ii), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18): and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

- (b) if applicable, wear a face covering during each flight to Victoria unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**;
- (c) travel immediately and directly to, and self-quarantine at, the premises at which the person ordinarily resides or another premises that is suitable for the person to reside in for the purpose of self-quarantine for 14 days (subject to subclauses (g) and (h)(ii)); and
- (d) reside at the premises described in subclause (c) and not leave the premises except:
  - (i) to obtain medical care or medical supplies; or
  - (ii) to get tested for SARS-CoV-2; or
  - (iii) in an emergency situation; or
  - (iv) if required to do so by law; or
  - (v) to leave Victoria,during the period of self-quarantine under subclause (c); and
- (e) get tested for SARS-CoV-2 within 72 hours of:
  - (i) the time the person enters Victoria; or
  - (ii) if clause 5(6)(a) applies, the time of notification by the Department; or
  - (iii) if clause 6(6)(a) applies and the person has not been tested in accordance with clause 6(4)(b)(i) since entry to Victoria, the time the person enters Victoria; and
- (f) get tested for SARS-CoV-2:
  - (i) on or about Day 13 during the period of self-quarantine under subclause (c); or
  - (ii) if clause 5(6)(a) or 6(6)(a) applies, on or about the day before the period of self-quarantine under subclause (c) ends;

- (g) if, during the period of self-quarantine, the person refuses or otherwise fails to take a test for SARS-CoV-2 in accordance with subclause (f), the period of self-quarantine in subclause (c) (as extended under subclause (h)(ii)) is extended for an additional period being the earlier of:
  - (i) an additional 14 days; or
  - (ii) until the person gets tested for SARS-CoV-2 and receives a negative test result; and

*Note: any test undertaken in accordance with subclause (3)(e) will not satisfy the requirement in subclause (3)(g)(ii).*

*Note: persons entering Victoria with a red zone permit will be required to test for SARS-CoV-2 on or around day 13 of their self-quarantine (or the day before the end of self-quarantine), as testing at this time is likely to detect the presence of SARS-CoV-2, even if a person has not yet developed symptoms. As a person may be infectious for up to 14 days after the 14 day incubation period, if this test does not occur, an additional 14 days of quarantine is required to prevent a person who develops SARS-CoV-2 towards the end of the 14 day incubation period, even if not symptomatic, transmitting SARS-CoV-2 to the broader community.*

- (h) if, during the period of self-quarantine:
  - (i) the person is tested for SARS-CoV-2; and
  - (ii) subject to subclause (iii), the period for which the person is required to self-quarantine under subclause (c) expires during the period in which the person is awaiting the result of that test, the period of self-quarantine is extended until the person receives a negative SARS-CoV-2 test result; and
  - (iii) if the person receives a negative SARS-CoV-2 test result and:
    - (A) the period for which the person is required to self-quarantine under subclause (c) has not expired, the person must continue to self-quarantine under subclause (c) for the remainder of that period; or
    - (B) the period for which the person is required to self-quarantine under subclause (c) (as extended under either or both of subclauses (g) and (h)(ii)) has expired, the person may cease self-quarantining immediately;
- (i) provide documentary evidence that the person has been tested in accordance with subclauses (e) and (f) (including evidence of the person's most recent test) to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) when requested to do so; and
- (j) minimise contact with other persons in Victoria (except in an emergency); and
- (k) practise physical distancing; and

- (l) wear a face covering in all public places, unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**; and
- (m) monitor for SARS-CoV-2 symptoms and, if experiencing SARS-CoV-2 symptoms:
  - (i) notify the Department; and
  - (ii) immediately get tested for SARS-CoV-2; and
- (n) comply with all Directions currently in force.

*Validity and revocation*

- (4) A red zone permit:
  - (a) is valid for 14 days from the date the person first enters Victoria (unless revoked earlier); and
  - (b) may only be used once by a person to enter Victoria during the validity period in subclause (a); and
  - (c) is revoked immediately if the person is outside Victoria and:
    - (i) has been at a **very high risk exposure site** in an area that is a red zone in a State, Territory or Green Zone Country during the **very high risk period**:
      - (A) prior to delivery of the red zone permit; or
      - (B) after delivery of the red zone permit; or
    - (ii) is or becomes a diagnosed person or a close contact of a diagnosed person (or equivalent) in any State, Territory or Green Zone Country and/or required to self-isolate or self-quarantine (or equivalent) in any State Territory or Green Zone Country:
      - (A) prior to delivery of the red zone permit; or
      - (B) after delivery of the red zone permit.

*Note: a person who has entered Victoria with a valid red zone permit and remains in Victoria does not need to apply for nor produce a new red zone permit after the initial red zone permit's validity period has expired.*

*Change to obligations after entry under red zone permit*

- (5) If a person has entered Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country with a red zone permit and during the red zone permit validity period in subclause (4)(a), the Chief Health Officer determines that:
  - (a) all **relevant red zones** at entry to Victoria are, on and from a date within 14 days prior to entry to Victoria, orange zones (or a combination of orange zones and green zones), the lesser, orange zone obligations under clause 6(4)(a) – (g) will apply to the person from the time of notification by the Department for the remainder of the red zone permit validity period in subclause (4)(a); or

- (b) all relevant red zones at entry to Victoria are, on and from a date within 14 days prior to entry to Victoria, green zones, the lesser, green zone obligations under clause 5(4)(a) – (c) will apply to the person from the time of notification by the Department for the remainder of the red zone permit validity period in subclause 4(a).

*Example: A person arrives in Victoria with a red zone permit which is valid for 14 days from their arrival date. Two days after entering Victoria, all locations that the person travelled from to Victoria are determined to be orange zones (or a combination of orange and green zones) on and from a date which is just prior to the person's entry to Victoria. The Department notifies the person that the red zone permit obligations which applied after entering Victoria have changed to align with the lesser, orange zone permit obligations in clause 6(4) for the remaining 12 days of the red zone permit's validity period. This includes requirements for the person to continue self-quarantining until they are tested for SARS-CoV-2 and receive a negative SARS-CoV-2 test result. If the person has already been tested for SARS-CoV-2 in accordance with clauses 7(3)(e) or 7(3)(f) and has received a negative SARS-CoV-2 test result, the person may cease self-quarantining immediately.*

## 8 Cross border community members

- (1) Despite clauses 5, and 6, a restricted person may enter Victoria from a **cross border community area** without a permit if the restricted person:
- (a) is a cross border community member; and
  - (b) is not a diagnosed person or a close contact of a diagnosed person and/or required to self-isolate or self-quarantine in any State or Territory; and
  - (c) is not experiencing SARS-CoV-2 symptoms; and
  - (d) if the person has been in an orange zone in a State, Territory or Green Zone Country outside of the cross border community area in the 14 days prior to entry to Victoria, the person has been tested for SARS-CoV-2 since they last left the orange zone in a State, Territory or Green Zone Country and has received a negative SARS CoV-2 test result; and
  - (e) has not been in a red zone in a State, Territory or Green Zone Country outside of the cross border community area in the 14 days prior to entry to Victoria.
- (2) A cross border community member who enters Victoria under subclause (1) must:
- (a) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):
    - (i) proof that the person is a cross border community member (unless the person is under the age of 18); and

- (ii) subject to subclause (iii), photographic personal identification and evidence of the current address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

- (iii) if the person is unable to provide proof that the person is a cross border community member or photographic personal identification and evidence of the current address where the person ordinarily resides in accordance with subclause (i) or (ii), other documentary evidence satisfactory to the authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) that the person is a cross border community member (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider from the cross border community area confirming that the person is a cross border community member, confirming the person's identity and confirming the person's address or other place of residence arrangements.*

- (b) comply with all Directions currently in force; and
- (c) monitor for SARS-CoV-2 symptoms and get tested for SARS-CoV-2 if experiencing SARS-CoV-2 symptoms.

## **9 Aircrew**

- (1) Despite clauses 5, 6 and 7, a prohibited person or a restricted person who is an aircrew services worker may enter Victoria from any other State or Territory in Australia or, after entering Australia from a Green Zone Country, if the person:
  - (a) subject to subclause (3), whose ordinary place of residence is outside of Victoria and within red zone or orange zone in the 14 days prior to entry to Victoria, is required to enter and be physically present in Victoria for the purpose of providing aircrew services; or
  - (b) subject to subclause (4), whose ordinary place of residence is outside of Victoria and within a green zone in the 14 days prior to entry to Victoria, is required to enter and be physically present in Victoria for the purpose of providing aircrew services; or
  - (c) subject to subclause (5), is a Victorian resident who is required to enter and be physically present in any other State or Territory in Australia, or in a Green Zone Country, for the purpose of providing aircrew services

- and is entering Victoria for the purpose of returning to their ordinary place of residence in Victoria; and
- (d) is not a diagnosed person or a close contact of a diagnosed person and/or required to self-isolate or self-quarantine in a State or Territory in Australia or in a Green Zone Country; and
  - (e) is not experiencing SARS-CoV-2 Symptoms.
- (2) An aircrew services worker who enters Victoria under subclause (1) must:
- (a) comply with all Directions currently in force; and
  - (b) monitor for SARS-CoV-2 symptoms and get tested for SARS-CoV-2 if experiencing SARS-CoV-2 symptoms.
- (3) An aircrew services worker who enters Victoria under subclause (1)(a) must:
- (a) travel directly by private transport between the designated crew hotel and any airport of arrival or departure; and
  - (b) not leave the designated crew hotel other than:
    - (i) to travel to the airport of departure; or
    - (ii) in an emergency; or
    - (iii) to undertake required simulator training or emergency procedures training; and
  - (c) wear a face covering during each flight to and from Victoria and when travelling between the designated crew hotel and the airport (unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**); and
  - (d) otherwise comply with relevant airline requirements and **COVIDSafe Plan** whilst in Victoria and in any other State or Territory in Australia or in a Green Zone Country.
- (4) An aircrew services worker who enters Victoria under subclause (1)(b) must comply with their respective airline's COVIDSafe Plan while travelling to and from a red zone or orange zone in the 14 days prior to entry to Victoria.
- (5) An aircrew services worker who enters Victoria under subclause (1)(c), who travels to or from a red zone or orange zone in the 14 days prior to entry to Victoria must:
- (a) travel directly by private transport between the designated crew hotel and any airport of arrival or departure whilst in the red zone or orange zone; and
  - (b) not leave the designated crew hotel whilst in the red zone or orange zone, other than:
    - (i) to travel to the airport of departure; or
    - (ii) in an emergency; and
    - (iii) to undertake required simulator training or emergency procedures training; and

- (c) otherwise comply with relevant airline requirements and COVIDSafe Plan whilst in Victoria and in any other State or Territory in Australia or in a Green Zone country.

## 10 Transit through Victoria

- (1) Despite clauses 5 and 6, a restricted person or a prohibited person whose ordinary place of residence is not in Victoria may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country, if:

- (a) the person is required to enter and be physically present in Victoria for the purpose of direct and short term transit through Victoria by air, sea, rail or road; and

*Note: short term transit means a transit time of less than 24 hours. If a person transiting through Victoria under clause 10 spends more than 24 hours in Victoria, they will be a prohibited person or a restricted person and must either have a valid permit, an exception or an exemption (as applicable).*

- (b) the person has a valid transit permit which includes:
  - (i) the person's full name; and
  - (ii) the person's contact phone number; and
  - (iii) the full names of any person under the age of 18, or other dependants for whom the person is a parent, guardian or carer, entering Victoria with the person; and
  - (iv) the address from which the person is departing when entering Victoria; and
  - (v) where applicable, the current address where the person ordinarily resides; and
  - (vi) the address where the person will reside after entering Victoria; and
  - (vii) the date of entry to Victoria; and
  - (viii) if applicable, any planned date of departure from Victoria; and
  - (ix) an attestation by the person stating that (as at the date of attestation) the person (and any person under the age of 18 or other dependant entering Victoria with the person):
    - (A) is entering Victoria for purpose of direct and short term transit through Victoria by air, sea, rail or road; and
    - (B) is not a diagnosed person or a close contact of a diagnosed person (or equivalent) and/or required to self-isolate or self-quarantine (or equivalent) in a State, Territory or Green Zone Country; and
    - (C) is not experiencing SARS-CoV-2 symptoms; and

- (D) has provided information in the permit that is true and correct; and
  - (E) will comply with the conditions in subclause (2) and (3) (as applicable); and
  - (x) a QR code capable of being scanned by an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction); and
- (c) the person has been in hotel quarantine (including for the purpose of completing the required period of hotel quarantine or for any other purpose, including work) in Victoria or in other State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, provides (at the time of applying for the transit permit):
- (i) the name of the facility attended; and
  - (ii) the name of the State, Territory or Green Zone Country of the facility attended.
- (2) A person who enters Victoria under subclause (1) must:
- (a) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):
    - (i) a valid transit permit; and
    - (ii) subject to subclauses (iii) and (iv), photographic personal identification and evidence of the current address where the person ordinarily resides (unless the person is under the age of 18); and
 

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*
    - (iii) if the person is unable to provide photographic personal identification in accordance with subclause (ii), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and
 

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*
    - (iv) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (ii), other documentary evidence satisfactory to the authorised

officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

- (b) comply with all Directions currently in force; and
  - (c) monitor for SARS-CoV-2 symptoms and get tested for SARS-CoV-2 if experiencing SARS-CoV-2 symptoms.
- (3) Without limiting subclause (2), if a person has been in a red zone or orange zone in a State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, the person must:

- (a) not enter or stay in any other vehicle or indoor space, except to the extent that such entry and stay is reasonable and necessary for the purpose of:
  - (i) departing for Victoria from an airport, seaport or railway station; or
  - (ii) travel to Victoria on a plane, train or sea vessel; or
  - (iii) accessing toilet and bathroom facilities; or
  - (iv) paying for fuel; or
  - (v) purchasing essential items; or
  - (vi) purchasing takeaway food or drink; or
  - (vii) accessing accommodation; and

*Note: the person is permitted to purchase takeaway food and drink only and must eat or drink in that person's vehicle and not in any other vehicle or indoor place whilst in transit through Victoria.*

- (b) minimise contact with other persons in Victoria (except in an emergency); and
  - (c) practise physical distancing; and
  - (d) keep detailed records of each place they stop (including accommodation) in Victoria; and
  - (e) wear a face covering in all public places, unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**; and
  - (f) if applicable, wear a face covering during each flight to Victoria unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**.
- (4) A transit permit:
- (a) is valid for 24 hours from the time the person first enters Victoria (unless revoked earlier); and

- (b) may only be used once by a person to enter Victoria during the validity period in subclause (a).

## 11 Specified workers

### *Specified worker (other) permit - eligibility*

- (1) Despite clauses 5 and 6, a prohibited person or a restricted person who is:
  - (a) required to enter and be physically present in Victoria for the purpose of providing **specified work** in an occupation included in the **Specified Worker List – Single Entry** and performs any of that specified work indoors; or
  - (b) a Victorian resident who is:
    - (i) required to enter and be physically present in another State or Territory or a Green Zone Country for the purpose of providing specified work in an occupation included in the Specified Worker List – Single Entry and performs any of that specified work indoors; and
    - (ii) is entering Victoria for the purpose of returning to their ordinary place of residence in Victoria,

may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country, if:

- (c) the person has a valid specified worker (other) permit which includes:
  - (i) the person's full name; and
  - (ii) the person's contact phone number; and
  - (iii) the full names of any person under the age of 18, or other dependants for whom the person is a parent, guardian or carer, entering Victoria with the person; and
  - (iv) the address from which the person is departing when entering Victoria; and
  - (v) where applicable, the current address where the person ordinarily resides; and
  - (vi) the address where the person will reside after entering Victoria; and
  - (vii) the date of entry to Victoria; and
  - (viii) if applicable, any planned date of departure from Victoria; and
  - (ix) an attestation by the person stating that (as at the date of attestation) the person (and any person under the age of 18 or other dependant entering Victoria with the person):
    - (A) is a **specified worker (other)** and is entering Victoria for the relevant purpose in subclause (a) or (b)(ii); and
    - (B) is not a diagnosed person or a close contact of a diagnosed person (or equivalent) and/or required to self-isolate or self-

- quarantine (or equivalent) in a State, Territory or Green Zone Country; and
- (C) has not been at a very high risk exposure site in an area that is a red zone during the very high risk period; and
- (D) is not experiencing SARS-CoV-2 symptoms; and
- (E) has provided information in the permit that is true and correct; and
- (F) will comply with the conditions in subclauses (3), (4) and (5), as applicable; and
- (x) a QR code capable of being scanned by an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction); and
- (d) if the person has been in hotel quarantine (including for the purpose of completing the required period of hotel quarantine or for any other purpose, including work) in Victoria or in other State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, provides (at the time of applying for the specified worker (other) permit):
  - (i) the name of the facility attended; and
  - (ii) the name of the State, Territory or Green Zone Country of the facility attended.

*Specified worker (exclusive outdoor activities) permit – eligibility*

- (2) Despite clauses 5 and 6, a prohibited person or a restricted person who is:
  - (a) required to enter and be physically present in Victoria for the purpose of providing specified work in an occupation included in the Specified Worker List – Single Entry and performs all of that specified work exclusively outdoors; or
  - (b) a Victorian resident who is:
    - (i) required to enter and be physically present in another State or Territory or a Green Zone Country for the purpose of providing specified work in an occupation included in the Specified Worker List – Single Entry and performs all of that specified work exclusively outdoors; and
    - (ii) is entering Victoria for the purpose of returning to their ordinary place of residence in Victoria,

may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country, if:

- (c) the person has a valid specified worker (exclusive outdoor activities) permit which includes:
  - (i) the person's full name; and
  - (ii) the person's contact phone number; and

- (iii) the full names of any person under the age of 18, or other dependants for whom the person is a parent, guardian or carer, entering Victoria with the person; and
  - (iv) the address from which the person is departing when entering Victoria; and
  - (v) where applicable, the current address where the person ordinarily resides; and
  - (vi) the address where the person will reside after entering Victoria; and
  - (vii) the date of entry to Victoria; and
  - (viii) if applicable, any planned date of departure from Victoria; and
  - (ix) an attestation by the person stating that (as at the date of attestation) the person (and any person under the age of 18 or other dependant entering Victoria with the person):
    - (A) is a specified worker (exclusive outdoor activities) and is entering Victoria for the relevant purpose in subclause (a) or (b)(ii); and
    - (B) is not a diagnosed person or a close contact of a diagnosed person (or equivalent) and/or required to self-isolate or self-quarantine (or equivalent) in a State, Territory or Green Zone Country; and
    - (C) has not been at a very high risk exposure site in an area that is a red zone during the very high risk period; and
    - (D) is not experiencing SARS-CoV-2 symptoms; and
    - (E) has provided information in the permit that is true and correct; and
    - (F) will comply with the conditions in subclauses (3), (4) and (5), as applicable; and
  - (x) a QR code capable of being scanned by an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction); and
- (d) if the person has been in hotel quarantine (including for the purpose of completing the required period of hotel quarantine or for any other purpose, including work) in Victoria or in other State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, provides (at the time of applying for the specified worker (exclusive outdoor activities) permit):
- (i) the name of the facility attended; and
  - (ii) the name of the State, Territory or Green Zone Country of the facility attended.

*Specified worker (other) permit and specified worker (exclusive outdoor activities) permit – conditions after entry*

- (3) A person who enters Victoria under subclauses (1) or (2) must:
- (a) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):
    - (i) a valid specified worker (other) permit or specified worker (exclusive outdoor activities) permit; and
    - (ii) subject to subclauses (iii) and (iv), photographic personal identification and evidence of the current address where the person ordinarily resides (unless the person is under the age of 18); and
      - Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*
    - (iii) if the person is unable to provide photographic personal identification in accordance with subclause (ii), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and
      - Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*
    - (iv) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (ii), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and
      - Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*
  - (b) unless the person is a Victorian resident, only remain in Victoria for the period reasonably necessary to provide the specified work; and
  - (c) comply with all Directions currently in force; and
  - (d) monitor for SARS-CoV-2 symptoms and get tested for SARS-CoV-2 if experiencing SARS-CoV-2 symptoms; and

- (e) otherwise comply with the relevant COVIDSafe Plan while in Victoria and in any other State, Territory or Green Zone Country (including while travelling to and from a red zone or orange zone in the other State, Territory or Green Zone Country in the 14 days prior to entry to Victoria); and
- (f) without limiting subclause (e), if the person is specified worker permitted to enter Victoria for the purpose of a Tier 1 or Tier 2 event under the **Public Event Framework**, comply with the relevant COVIDSafe Plan for the Tier 1 or Tier 2 Event.

*Note: a specified worker (other) or a specified worker (exclusive outdoor activities) may be accompanied by a dependent child under the age of 18 years or other dependent person, such as an adult with a disability, if the dependant is to receive emergency or essential medical care or other urgent care, provided the dependant complies with the requirements under subclause (2) whilst in Victoria.*

- (4) If a restricted person enters Victoria under subclauses (1) or (2) and has been in an orange zone in the 14 days prior to entry into Victoria, that person must, in addition to the obligations in subclause (3):
  - (a) get tested for SARS-CoV-2 within 72 hours of the time the person enters Victoria; and
  - (b) travel immediately and directly to, and self-quarantine at, the premises at which the person will reside for the period of the specified worker permit or alternative premises that are suitable for the person to reside in for the purpose of self-quarantine until the person receives a negative SARS-CoV-2 test result; and
  - (c) reside at the premises described in subclause (b) and not leave the premises except:
    - (i) for the purpose of undertaking the relevant specified work; or
    - (ii) to obtain medical care or medical supplies; or
    - (iii) to obtain takeaway food and drink; or
    - (iv) to access toilet and bathroom facilities; or
    - (v) to get tested for SARS-CoV-2; or
    - (vi) in an emergency situation; or
    - (vii) if required to do so by law; or
    - (viii) to leave Victoria,during the period of self-quarantine under subclause (c); and
  - (d) if the person leaves the premises described in subclause (b) in accordance with subclause (c) during the period of self-quarantine under subclause (b), wear a face covering in all:
    - (i) indoor public places; and
    - (ii) outdoor public places; and

- (iii) vehicles, if the person is in a vehicle with any other person (unless the other person ordinarily resides with the person),  
unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**.

(5) If a prohibited person enters Victoria:

- (a) under subclause (1), that person must, in addition to the obligations in subclause (3):
  - (i) subject to subclause (ii), get tested for SARS-CoV-2:
    - (A) within 72 hours of the time the person enters Victoria; and
    - (B) during the period that is 4 to 7 days of the day the person enters Victoria; and
    - (C) during the period that is 12 to 14 days of the day the person enters Victoria; and
  - (ii) if the person is a worker at an offshore petroleum or gas storage facility who cannot reasonably get tested for SARS-CoV-2 while working, get tested for SARS-CoV-2 within 72 hours of the time the person first enters Victoria during each specified worker (other) permit or specified worker (exclusive outdoor activities) permit validity period in subclause (6); and
  - (iii) travel immediately and directly to, and self-quarantine at, the premises at which the person will reside for the period of the specified worker permit or another premises that is suitable for the person to reside in for the purposes of self-quarantine, for 14 days (subject to subclauses (v) and (vi)(A)); and
  - (iv) reside at the premises described in subclause (iii) and not leave the premises except:
    - (A) for the purpose of undertaking the relevant specified work, but only after the person receives a negative SARS-CoV-2 test result; or
    - (B) to obtain takeaway food and drink; or
    - (C) to access toilet and bathroom facilities; or
    - (D) to obtain medical care or medical supplies; or
    - (E) to get tested for SARS-CoV-2; or
    - (F) in an emergency situation; or
    - (G) if required to do so by law; or
    - (H) to leave Victoria,during the period of self-quarantine under subclause (iii); and
  - (v) if, during the period of self-quarantine, the person refuses or otherwise fails to take a test for SARS-CoV-2 in accordance with subclause (i)(C) (including as extended under subclause (vi)(A)),

the period of self-quarantine in subclause (iii) is extended for an additional period being the earlier of:

- (A) an additional 14 days; or
- (B) until the person gets tested for SARS-CoV-2 and receives a negative test result; and

*Note: any tests undertaken pursuant to subclauses (5)(a)(i)(A) or (B) do not satisfy the requirement in subclause 5(a)(v)(B).*

*Note: prohibited persons entering Victoria pursuant to subclause 11(1) will be required to test for SARS-CoV-2 on or around day 13 of their self-quarantine (or the day before the end of self-quarantine), as testing at this time is likely to detect the presence of SARS-CoV-2, even if a person has not yet developed symptoms. As a person may be infectious for up to 14 days after the 14 day incubation period, if this test does not occur, an additional 14 days of quarantine is required to prevent a person who develops SARS-CoV-2 towards the end of the 14 day incubation period, even if not symptomatic, transmitting SARS-CoV-2 to the broader community.*

- (vi) if, during the period of self-quarantine:
  - (A) the period for which the person is required to self-quarantine under subclause (iii) expires during the period in which the person is awaiting the result of a test required by subclause (i), the period of self-quarantine is extended until the person receives a negative SARS-CoV-2 test result; and
  - (B) if the person receives a negative SARS-CoV-2 test result and:
    - 1. the period for which the person is required to self-quarantine under subclause (iii) has not expired, the person must continue to self-quarantine under subclause (iii) for the remainder of that period; and
    - 2. the period for which the person is required to self-quarantine under subclause (iii) (as extended under either or both of subclauses (v) and (vi)(A)) has expired, the person may cease self-quarantining immediately; and
- (vii) if the person leaves the premises described in subclause (iii) in accordance with subclause (iv) during the period of self-quarantine under subclause (iii), wear a face covering in all:
  - (A) indoor public places; and
  - (B) outdoor public places; and
  - (C) vehicles, if the person is in a vehicle with any other person (unless the other person ordinarily resides with the person);

unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**;

- (b) under subclause (2), that person must, in addition to the obligations in subclause (3):
- (i) subject to subclause (ii), get tested for SARS-CoV-2:
    - (A) within 7 days of the day the person enters Victoria; and
    - (B) during the period that is 12 to 14 days of the day the person enters Victoria; and
  - (ii) if the person is a worker at an offshore petroleum or gas storage facility who cannot reasonably get tested for SARS-CoV-2 while working, get tested for SARS-CoV-2 within 72 hours of the time the person first enters Victoria during each specified worker (other) permit or specified worker (exclusive outdoor activities) permit validity period in subclause (6); and
  - (iii) travel immediately and directly to, and self-quarantine at, the premises at which the person will reside for the period of the specified worker permit or another premises that is suitable for the person to reside in for the purposes of self-quarantine, for 14 days (subject to subclauses (v) and (vi)(A)); and
  - (iv) reside at the premises described in subclause (iii) and not leave the premises except:
    - (A) to perform the relevant specified work; or
    - (B) to purchase takeaway food and drink; or
    - (C) to access toilet and bathroom facilities; or
    - (D) to obtain medical care or medical supplies; or
    - (E) to get tested for SARS-CoV-2; or
    - (F) in an emergency situation; or
    - (G) if required to do so by law; or
    - (H) to leave Victoria,during the period of self-quarantine under subclause (iii); and
  - (v) if, during the period of self-quarantine, the person refuses or otherwise fails to take a test for SARS-CoV-2 in accordance with subclause (i)(B) (including as extended under subclause (vi)(A)), the period of self-quarantine in subclause (iii) is extended for an additional period being the earlier of:
    - (A) 14 days; or
    - (B) until the person gets test for SARS-CoV-2 and receives a negative test result; and

*Note: a test undertaken pursuant to subclauses (5)(b)(i)(A) does not satisfy the requirement in subclause 5(b)(v)(B).*

*Note: prohibited persons entering Victoria pursuant to subclause 11(2) will be required to test for SARS-CoV-2 on or around day 13 of their self-quarantine (or the day before the end of self-quarantine), as testing at this time is likely to detect the presence of SARS-CoV-2, even if a person has not yet developed symptoms. As a person may be infectious for up to 14 days after the 14 day incubation period, if this test does not occur, an additional 14 days of quarantine is required to prevent a person who develops SARS-CoV-2 towards the end of the 14 day incubation period, even if not symptomatic, transmitting SARS-CoV-2 to the broader community.*

- (vi) if, during the period of self-quarantine:
  - (A) the period for which the person is required to self-quarantine under subclause (iii) expires during the period in which the person is awaiting the result of a test required by subclause (i), the period of self-quarantine is extended until the person receives a negative SARS-CoV-2 test result; and
  - (B) if the person receives a negative SARS-CoV-2 test result and:
    - 1. the period for which the person is required to self-quarantine under subclause (iii) has not expired, the person must continue to self-quarantine under subclause (iii) for the remainder of that period; and
    - 2. the period for which the person is required to self-quarantine under subclause (iii) (as extended under either or both of subclauses (v) and (vi)(A)) has expired, the person may cease self-quarantining immediately; and
- (vii) if the person leaves the premises described in subclause (iii) in accordance with subclause (iv) during the period of self-quarantine under subclause (iii), wear a face covering in all:
  - (A) indoor public places; and
  - (B) outdoor public places; and
  - (C) vehicles, if the person is in a vehicle with any other person (unless the other person ordinarily resides with the person),

unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**.

- (6) A specified worker (other) permit and a specified worker (exclusive outdoor activities) permit:
  - (a) is valid for 14 days from the date the person first enters Victoria (unless revoked earlier); and

- (b) may be used by a person to enter Victoria on a single occasion during the validity period in subclause (a).

*Specified worker (low workplace interaction) permit*

- (7) Despite clauses 5 and 6, a prohibited person or a restricted person who is:
  - (a) required to enter and be physically present in Victoria for the purpose of providing specified work in an occupation included in the **Specified Worker (Low Workplace Interaction) List**; or
  - (b) a Victorian resident who is:
    - (i) required to enter and be physically present in any other State or Territory in Australia for the purpose of providing specified work in an occupation included in the Specified Worker (Low Workplace Interaction) List; and
    - (ii) is entering Victoria from any other State or Territory in Australia for the purpose of returning to their ordinary place of residence in Victoria,

may enter Victoria from any other State or Territory in Australia if:

- (c) during all times the person was in an orange zone in the 14 days prior to entry to Victoria, the person:
  - (i) has not carried any person as a passenger in the driver's cabin of a vehicle, other than for the purpose of providing specified work in an occupation included in the Specified Worker (Low Workplace Interaction) List; and
  - (ii) minimised contact with other persons (except in cases of emergency); and
  - (iii) practised physical distancing; and
- (d) during all times the person was in a red zone in the 14 days prior to entry to Victoria, the person:
  - (i) has not carried any person as a passenger in the driver's cabin of a vehicle, other than for the purpose of providing specified work in an occupation listed in the Specified Worker (Low Workplace Interaction) List; and
  - (ii) kept detailed records of all travel and each place they stopped (including accommodation); and
  - (iii) wore a face covering at all times in all:
    - (A) indoor public places; and
    - (B) outdoor public places; and
    - (C) vehicles, if the person was in a vehicle with any other person (unless the other person ordinarily resides with the person); and
  - (iv) minimised contact with other persons (except in cases of emergency); and

- (v) practised physical distancing; and
- (e) the person has a valid specified worker (low workplace interaction) permit which includes:
  - (i) the person's full name; and
  - (ii) the person's contact phone number; and
  - (iii) the full names of any person under the age of 18, or other dependants for whom the person is a parent, guardian or carer, entering Victoria with the person; and
  - (iv) the address from which the person is departing when entering Victoria; and
  - (v) where applicable, the current address where the person ordinarily resides; and
  - (vi) the address where the person will reside after entry to Victoria; and
  - (vii) the date of entry to Victoria; and
  - (viii) if applicable, any planned date of departure from Victoria; and
  - (ix) an attestation by the person stating that (as at the date of attestation) the person (and any person under the age of 18 or other dependant entering Victoria with the person):
    - (A) is a specified worker (low workplace interaction) and is entering Victoria for the relevant purpose in subclause (a) or (b)(ii); and
    - (B) is not a diagnosed person or a close contact of a diagnosed person (or equivalent) and/or required to self-isolate or self-quarantine in a State, Territory or Green Zone Country; and
    - (C) has not been at a very high risk exposure site in an area that is a red zone during the very high risk period; and
    - (D) is not experiencing SARS-CoV-2 symptoms; and
    - (E) has provided information in the permit that is true and correct; and
    - (F) will comply with the conditions in subclause (5); and
  - (x) a QR code capable of being scanned by an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction); and
- (f) the person has been in hotel quarantine (including for the purpose of completing the required period of hotel quarantine or for any other purpose, including work) in Victoria or in other State, Territory or Green Zone Country in the 14 days prior to entry to Victoria, provides (at the time of applying for the freight worker permit):
  - (i) the name of the facility attended; and

- (ii) the name of the State, Territory or Green Zone Country of the facility attended.
- (8) A person who enters Victoria under subclause (7) and who is:
  - (a) a restricted person who has been in an orange zone in the 14 days prior to entry into Victoria and has not received a negative SARS-CoV-2 test since arriving in Victoria; or
  - (b) a prohibited person,
    - must:
      - (c) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):
        - (i) a valid specified worker (low workplace interaction) permit; and
        - (ii) subject to subclauses (iii) and (iv), photographic personal identification and evidence of the current address where the person ordinarily resides (unless the person is under the age of 18); and
          - Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*
        - (iii) if the person is unable to provide photographic personal identification in accordance with subclause (ii), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and
          - Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country correspondence, credit card, or utility bill.*
        - (iv) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (ii), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and
          - Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*
  - (d) must not work while experiencing SARS-CoV-2 symptoms; and

- (e) must, unless the person is a Victorian resident, only remain in Victoria for the period reasonably necessary to provide the relevant specified work; and
- (f) must get tested for SARS-CoV-2 at least once every 7 days during each specified worker (low workplace interaction) permit validity period in subclause (9); and

*Note: nothing in subclause (f) is intended to require a person to be tested for SARS-CoV-2 more than twice in any 14 day period, including where a person enters Victoria more than once in any 14 day period.*

- (g) carry and provide documentary evidence that the person has been tested in accordance with subclause (f) (including evidence of the person's most recent test) to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) when requested to do so; and
- (h) minimise contact with other persons; and
- (i) wear a face covering, unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**, for 14 days commencing from when the person enters Victoria or, if the person is a person referred to in subclause (i), until the person receives a negative SARS-CoV-2 test result, when in:
  - (i) indoor public places; and
  - (ii) outdoor public places; and
  - (iii) a vehicle if the person is in the vehicle with any other person with whom the person does not ordinarily reside at a private premises; and
- (j) not carry a person as a passenger in the driver's cabin of a vehicle other than for the purpose of providing specified work; and
- (k) if driving through a red zone, keep detailed records of each place they stop (including accommodation) in Victoria; and
- (l) comply with all Directions currently in force; and
- (m) monitor for SARS-CoV-2 symptoms and get tested for SARS-CoV-2 if experiencing SARS-CoV-2 symptoms.

*Note: a specified worker (low workplace interaction) may be accompanied by a dependent child under the age of 18 years or other dependent person, such as an adult with a disability, if the dependant is to receive emergency or essential medical care or other urgent care, provided the dependant complies with the requirements under subclause (8) whilst in Victoria.*

- (9) A specified worker (low workplace interaction) permit:
  - (a) is valid for 14 days from the date the person first enters Victoria from any other State or Territory in Australia (unless revoked earlier); and

- (b) may be used by a person to enter Victoria from any other State or Territory in Australia multiple times during the validity period in subclause (a).

## 12 Applications for a permit

- (1) A person may apply for a **permit** using a digital system provided by the **Service Victoria CEO** and other parts of the Victorian Government.
- (2) An application for a permit must contain all information reasonably required by the Department from time to time, for the purpose of protecting public health.
- (3) The Service Victoria CEO:
  - (a) may deliver a permit to a person if clause:
    - (i) 5 (green zone permit); or
    - (ii) 6 (orange zone permit); or
    - (iii) 7 (red zone permit); or
    - (iv) 10 (transit permit); or
    - (v) 11(1) (specified worker (other) permit); or
    - (vi) 11(2) (specified worker (exclusive outdoor activities) permit); or
    - (vii) 11(7) (specified worker (low workplace interaction) permit),applies, the person makes an application under subclause (1) and the application complies with the requirements under subclause (2); and
  - (b) may provide a copy of the permit to the Department; and
  - (c) will provide any information contained in an application to the Department on behalf of the person.
- (4) A person must not give information, or make a statement, in an application for a permit that is false or misleading in a material particular.

## 13 Excepted persons

- (1) A restricted person or prohibited person may enter Victoria from any other State or Territory in Australia or, after entering Australia, from a Green Zone Country, without a permit:
  - (a) to provide emergency or time-critical essential medical care or other urgent care; or
  - (b) to receive or accompany a dependant who is to receive, emergency or essential medical care or other urgent care; or

*Example 1: essential medical care includes medical care requiring continuity of treatment, such as chemotherapy or dialysis treatment.*

*Example 2: other urgent care may include essential care for a person with a disability or a dependant of a person, if there are no alternate care*

*arrangements available, but does not include ordinary child-minding services.*

- (c) if the person is a Victorian resident and the person is returning to Victoria after leaving Victoria to:
  - (i) provide emergency or time-critical essential medical care or other urgent care; or
  - (ii) receive or accompany a dependant who received, emergency or essential medical care or other urgent care; or
- (d) to provide or receive emergency services or to ensure the provision of telecommunications, critical infrastructure, essential prevention and recovery from emergencies or essential public services (including services provided by **emergency workers** and child protection workers and time-critical essential services provided by healthcare workers and care facility workers); or

*Note 1: nothing in subclause (d) is intended to permit a person who is a Victorian resident but is or has been in a green zone, orange zone or red zone in any other State, Territory or Green Zone Country for travel and leisure purposes, to enter Victoria for the purpose of resuming and/or returning to the provision of emergency services, telecommunications, critical infrastructure, essential prevention and recovery from emergencies and essential public services in the ordinary course of the person's work. Such persons are required to apply for and obtain a valid permit for entry to Victoria.*

*Note 2: a person entering Victoria under subclause (d) is required to carry a letter from their employer evidencing the need for that worker to enter Victoria under subclause (d).*

*Note 3: for the purposes of subclause (d), emergency services includes responses to environmental emergencies such as oil spills or bushfires.*

- (e) if the person is a Victorian resident and the person is returning to Victoria after leaving Victoria to provide or receive emergency services or ensure the provision of telecommunications, critical infrastructure, essential prevention and recovery from emergencies and essential public services (including services provided by emergency workers and child protection workers and time-critical essential services provided by healthcare workers and care facility workers); or
- (f) to escape harm or the risk of harm, including harm relating to family violence or violence of another person; or
- (g) if the person is a Victorian resident and the person is returning to Victoria after leaving Victoria to escape harm or the risk of harm, including harm relating to family violence or violence of another person; or
- (h) if the person is a **school** student travelling on a bus undertaking a usual or regular route to or from the school that the student is enrolled at; or

- (i) if the person remains on the same premises where that premises is both in the State of Victoria and either:
  - (i) the State of New South Wales; or
  - (ii) the State of South Australia; or
- (j) for purposes related to the administration of justice in Victoria, any other State or Territory in Australia or the Commonwealth of Australia; or

*Example: State, Territory or Commonwealth judicial officers and essential court or tribunal staff entering Victoria for the purpose of necessary, in-person court or tribunal hearings in Victoria, and prison transfers.*

- (k) if the person is a Victorian resident and the person is returning to Victoria after leaving Victoria for purposes related to the administration of justice in Victoria, any other State or Territory in Australia or the Commonwealth of Australia; or

*Example: State, Territory or Commonwealth judicial officers and essential court or tribunal staff returning to Victoria after necessary in-person court or tribunal hearing in any other State or Territory in Australia, and prison transfers.*

- (l) for purposes related to shared custody arrangements (court ordered or non-court ordered); or
- (m) if the person is a Victorian resident and the person is returning to Victoria after leaving Victoria for purposes related to shared custody arrangements (court ordered or non-court ordered); or
- (n) as required or authorised by law; or
- (o) if the person is a Victorian resident and the person is returning to Victoria after leaving Victoria as required or authorised by law; or
- (p) for the purposes of:
  - (i) state security or **national security**; or
  - (ii) giving effect to a military transfer; or
  - (iii) official orders given to a member of the Australian Defence Force; or
- (q) if the person is a Victorian resident and the person is returning to Victoria after leaving Victoria for the purposes of:
  - (i) state security or national security; or
  - (ii) giving effect to a military transfer; or
  - (iii) official orders given to a member of the Australian Defence Force; or

*Note: nothing in subclause (q) is intended to permit a person who is a Victorian resident but is currently in or has been in a green zone, orange zone or red zone in any other State, Territory or Green Zone Country for travel and leisure purposes, to enter Victoria for the purpose of resuming*

*and/or returning to the provision of state security or national security services in the ordinary course of the person's work. Such persons are required to apply for and obtain a valid permit for entry to Victoria.*

- (r) if the person leaves Victoria to travel along the Murray River but only if the person:
  - (i) does not set foot on the banks of the Murray River on the New South Wales side or South Australian side of the Murray River (unless the person is a restricted person from a cross border community area); and
  - (ii) prohibits or prevents any prohibited person from travelling on the Murray River with them or entering Victoria with them; or
- (s) if the person is a Victoria Police member or Protective Services Officer (or equivalent person in New South Wales or South Australia) stationed on border duties or otherwise engaged in policing duties; or
- (t) if the person is a passenger or **public transport** worker travelling on a public transport service which leaves and re-enters Victoria without stopping at a place outside of Victoria during the course of its usual and regular route and operations;

*Note: a person who boards a public transport service in Victoria where the route goes through New South Wales or South Australia and back into Victoria without stopping before disembarking in is not required to apply for a permit.*

- (2) A restricted person who enters Victoria as an excepted person under subclause (1) (except where the restricted person enters Victoria as an excepted person in accordance with subclause (1)(h) or (i)) must:
  - (a) where the person is entering Victoria from a green zone in a State, Territory or Green Zone Country:
    - (i) subject to subclause (ii), carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):
      - (A) subject to sub-subclauses (B) and (C), photographic personal identification and evidence of the address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

- (B) if the person is unable to provide photographic personal identification in accordance with sub-subclause (A), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*

- (C) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with sub-subclause (A), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

- (ii) if subclause (1)(s) applies, carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) photographic identification and documentary evidence that the person is stationed on border duties or otherwise engaged in policing duties; and
- (iii) comply with all Directions currently in force; and
- (iv) monitor for SARS-CoV-2 symptoms; and
- (v) unless the person is a Victorian resident, only remain in Victoria for the period reasonably necessary for the purpose they entered Victoria; and
- (vi) if they are a diagnosed person or someone who has been in close contact with a diagnosed person, comply with the requirements of the **Diagnosed Persons and Close Contacts Directions**; and
- (b) subject to subclause (d), where the person is a Victorian resident entering Victoria from an orange zone in any other State, Territory or a Green Zone Country who has not been in an orange zone in a State, Territory or a Green Zone Country outside the cross border community area in the 14 days prior to entry to Victoria:
- (i) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):

- (A) subject to sub-subclauses (B) and (C), photographic personal identification and evidence of the address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

- (B) if the person is unable to provide photographic personal identification in accordance with subclause (i), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country correspondence, credit card, or utility bill.*

- (C) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (i), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

- (ii) comply with all Directions currently in force; and
- (iii) monitor for SARS-CoV-2 symptoms; and
- (iv) if they are a diagnosed person or someone who has been in close contact with a diagnosed person, comply with the requirements of the **Diagnosed Persons and Close Contacts Directions**; and
- (c) subject to subclause (d), where the person is entering Victoria from an orange zone in any other State, Territory or a Green Zone Country is not a Victorian resident or has been in an orange zone in a State, Territory or a Green Zone Country outside the cross border community area in the 14 days prior to entry to Victoria:

(i) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):

(A) subject to sub-subclauses (B) and (C), photographic personal identification and evidence of the address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

(B) if the person is unable to provide photographic personal identification in accordance with sub-subclause (A), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*

(C) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with sub-subclause (A), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

(ii) be tested for SARS-CoV-2 within 72 hours of entering Victoria; and

(iii) self-quarantine at the premises at which the person ordinarily resides or another premises that is suitable for the person to reside in for the purpose of self-quarantine for 14 days or until the person receives a negative SARS-CoV-2 test result (whichever is earlier) and not leave the premises except:

- (A) if subclause (1) (a), (b), (d), (f), (j), (l), (n), (p) or (s) applies, to perform the activity for which they were permitted to enter Victoria; or
  - (B) to obtain medical care or medical supplies; or
  - (C) to get tested for SARS-CoV-2; or
  - (D) in an emergency situation; or
  - (E) if required to do so by law; or
  - (F) to leave Victoria; or
  - (G) if the prohibited person has entered Victoria to escape harm, only self-quarantine to the extent it is reasonably practicable to do so in all the circumstances, during the period of self-quarantine under this subclause; and
- (iv) provide documentary evidence that the person has been tested in accordance with subclause (ii) (including evidence of the person's most recent test) to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) when requested to do so; and
  - (v) comply with all Directions currently in force; and
  - (vi) monitor for SARS-CoV-2 symptoms; and
  - (vii) wear a face covering when in public for a period of 14 days from entry to Victoria or until the person receives a negative SARS-CoV-2 test result (whichever is earlier) (over and above the Directions currently in force, unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**); and
  - (viii) if they are a diagnosed person or someone who has been in close contact with a diagnosed person, comply with the requirements of the **Diagnosed Persons and Close Contacts Directions**; and
- (d) where the person is entering Victoria from an orange zone and subclause (1)(s) applies:
    - (i) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) photographic identification and documentary evidence that the person is stationed on border duties or otherwise engaged in policing duties; and
    - (ii) if the person has been in an orange zone outside of the cross border community area in the 14 days prior to entry to Victoria, comply with the requirements under subclauses (c)(ii)-(viii) as if those requirements applied to the person.
- (3) Subject to subclause (4), a prohibited person who enters Victoria as an excepted person under subclause (1) must:

(a) where the person is a Victorian resident entering Victoria from a red zone who has not been in a red zone outside the cross border community area in the 14 days prior to entry to Victoria:

(i) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):

(A) subject to sub-subclauses (B) and (C), photographic personal identification and evidence of the address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by a State or Territory in Australia or a passport issued by Australia. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by a State or Territory in Australia or any municipal district, local government area or unincorporated local government area (not including Lord Howe Island), including a rates notice.*

(B) if the person is unable to provide photographic personal identification in accordance with sub-subclause (A), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Centrelink correspondence, credit card, or utility bill.*

(C) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with sub-subclause (A), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

(ii) comply with all Directions currently in force; and

(iii) monitor for SARS-CoV-2 symptoms; and

(iv) if they are a diagnosed person or someone who has been in close contact with a diagnosed person, comply with the requirements of the **Diagnosed Persons and Close Contacts Directions**; and

(b) where the person is entering Victoria from a red zone and is not a Victorian resident or has been in a red zone outside the cross border community area in the 14 days prior to entry to Victoria:

(i) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):

(A) subject to sub-subclauses (B) and (C), photographic personal identification and evidence of the address where the person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

(B) if the person is unable to provide photographic personal identification in accordance with sub-subclause (A), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the person's identity (unless the person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*

(C) if the person is unable to provide evidence of the current address where the person ordinarily resides in accordance with sub-subclause (A), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the person's address (unless the person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the person's identity and confirming the person's address or other place of residence arrangements.*

(ii) self-quarantine at the premises at which the person ordinarily resides or another premises that is suitable for the person to reside in for the purpose of self-quarantine for 14 days (subject to subclauses (iv) and (v)(B)) and not leave the premises except:

- (A) if subclause (1) (a), (b), (d), (f), (j), (l), (n), (p) or (s) applies to perform the activity for which they were permitted to enter Victoria; or
  - (B) to obtain medical care or medical supplies; or
  - (C) to get tested for SARS-CoV-2; or
  - (D) in an emergency situation; or
  - (E) if required to do so by law; or
  - (F) to leave Victoria; or
  - (G) if the prohibited person has entered Victoria to escape harm, only self-quarantine to the extent it is reasonably practicable to do so in all the circumstances, during the period of self-quarantine under this subclause; and
- (iii) get tested for SARS-CoV-2:
- (A) within 72 hours of the time the person enters Victoria; and
  - (B) on or about Day 13 during the period of self-quarantine under subclause (ii); and
- (iv) if, during the period of self-quarantine, the person refuses or otherwise fails to take a test for SARS-CoV-2 on or about Day 13 of the period of self-quarantine, the period of self-quarantine in subclause (ii) (as extended under sub-subclause (v)(B)) is extended for an additional period being the earlier of:
- (A) an additional 14 days; or
  - (B) until the person gets tested for SARS-CoV-2 and receives a negative test result; and

*Note: a test undertaken pursuant to subclause (3)(b)(iii)(A) does not satisfy the requirement in subclause 3(b)(iv)(B).*

*Note: Persons entering Victoria from a red zone will be required to test for SARS-CoV-2 on or around day 13 of their self-quarantine (or the day before the end of self-quarantine), as testing at this time is likely to detect the presence of SARS-CoV-2, even if a person has not yet developed symptoms. As a person may be infectious for up to 14 days after the 14 day incubation period, if this test does not occur, an additional 14 days of quarantine is required to prevent a person who develops SARS-CoV-2 towards the end of the 14 day incubation period, even if not symptomatic, transmitting SARS-CoV-2 to the broader community.*

- (v) if, during the period of self-quarantine:
- (A) the person is tested for SARS-CoV-2; and
  - (B) subject to sub-subclause (C) the period for which the person is required to self-quarantine under subclause (ii) expires during the period in which the person is awaiting

the result of that test, the period of self-quarantine is extended until the person receives a negative SARS-CoV-2 test result; and

- (C) if the person receives a negative SARS-CoV-2 test result and:
    - 1. if the period for which the person is required to self-quarantine under subclause (ii) has not expired, the person must continue to self-quarantine under subclause (ii) for the remainder of that period; or
    - 2. if the period for which the person is required to self-quarantine under subclause (ii) (as extended under either or both subclauses (iv) and (v)(B)) has expired, the person may cease self-quarantining immediately; and
  - (vi) provide documentary evidence that the person has been tested in accordance with subclause (iii) and (iv) (including evidence of the person's most recent test) to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) when requested to do so; and
  - (vii) comply with all Directions currently in force; and
  - (viii) monitor for SARS-CoV-2 symptoms; and
  - (ix) only remain in Victoria for the period reasonably necessary for the purpose (except in case of emergency); and
  - (x) minimise contact with other persons in Victoria; and
  - (xi) practise physical distancing; and
  - (xii) keep detailed records of each place they stop (including accommodation) in Victoria; and
  - (xiii) wear a face covering (unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**):
    - (A) during each flight to and from Victoria; and
    - (B) when in public for a period of 14 days from entry to Victoria (over and above the Directions currently in force); and
  - (xiv) if they are a diagnosed person or someone who has been in close contact with a diagnosed person, comply with the requirements of the **Diagnosed Persons and Close Contacts Directions**.
- (4) A prohibited person who enters Victoria as an excepted person under subclause (1)(s) must:
- (a) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) photographic identification and documentary

evidence that the person is stationed on border duties or otherwise engaged in policing duties; and

- (b) if the person has been in red zone outside of the cross border community area in the 14 days before the person enters Victoria, comply with the requirements under subclause (3)(b)(i)-(xiv) as if those requirements applied to the person.

## **14 Exemption power**

### *Request for exemption*

- (1) A restricted person or a prohibited person is not required to comply with a requirement of these directions if the person is granted an exemption from that requirement under:
  - (a) subclause (6) (specific circumstances); or
  - (b) subclause (11).
- (2) A person may request an exemption by:
  - (a) using a digital system provided by the Service Victoria CEO and other parts of the Victorian Government; or
  - (b) contacting the Department by phone (or other method determined by the Department from time to time).
- (3) A request for exemption must contain all information reasonably required by the Department from time to time, for the purpose of protecting public health.
- (4) The Service Victoria CEO will provide any information contained in a request for exemption under subclause (2)(a) to the Department.

### *Exemptions for specific circumstances*

- (5) A person may request an exemption from any or all requirements contained in these directions:
  - (a) to attend a funeral or end of life event; or
  - (b) if a person owns or has responsibilities in relation to an animal, to meet obligations to sustain the life and wellbeing of that animal; or
  - (c) to return to the person's ordinary place of residence for health, wellbeing, care or compassionate reasons; or
  - (d) to effect an emergency relocation.
- (6) The Chief Health Officer or Deputy Chief Health Officer (or the Secretary or a Deputy Secretary to the Department or an Executive Director or Director in the COVID-19 Response Division of the Department) may exempt a person from any or all requirements contained in these directions, if satisfied that an exemption is appropriate, having regard to the:
  - (a) need to protect public health; and
  - (b) principles in sections 5 to 10 of the PHW Act, as appropriate.

(7) Before granting any exemption under subclause (6) the Chief Health Officer or Deputy Chief Health Officer (or the Secretary or a Deputy Secretary to the Department or an Executive Director or Director in the COVID-19 Response Division of the Department) must consider:

- (a) if the person is:
  - (i) lawfully permitted to leave a State, Territory or Green Zone Country in accordance with the laws in force in that jurisdiction; and
  - (ii) seeking to enter Victoria:
    - (A) to attend a funeral or end of life event; or
    - (B) if a person owns or has responsibilities in relation to an animal, to meet obligations to sustain the life and wellbeing of that animal; or
    - (C) to return to the person's ordinary place of residence for health, wellbeing, care or compassionate reasons; or
    - (D) to effect an emergency relocation; and
- (b) documentary evidence provided by the person of:
  - (i) the circumstances described in subclause (a); or
  - (ii) test results or other medical information in relation to the person, including any negative SARS-CoV-2 test result received by the person within 72 hours prior to the person's proposed or actual entry to Victoria; or

*Note: a Victorian resident may not need to be tested for SARS-CoV-2 in any other State, Territory or Green Zone Country before entering Victoria but if not tested within 72 hours prior to the person's proposed or actual entry to Victoria, must be tested for SARS-CoV-2 within 72 hours of returning to Victoria (unless the exemption specifically provides otherwise).*

- (iii) directions or permissions given to that person from a State, Territory or Green Zone Country not to self-isolate or self-quarantine (or equivalent),

and any further documentary evidence requested by the Chief Health Officer or Deputy Chief Health Officer (or the Secretary or a Deputy Secretary to the Department or an Executive Director or Director in the COVID-19 Response Division of the Department) and provided by the person.

(8) An exemption granted under subclause (6):

- (a) must:
  - (i) be given by the Department, in writing, to the person who is the subject of the exemption; and
  - (ii) specify the requirement or requirements that the person need not comply with; and

- (b) may be subject to additional or different conditions approved by the Chief Health Officer or Deputy Chief Health Officer.
- (9) An exemption granted under subclause (6) does not prevent an authorised officer from exercising an **emergency power** to give the person a different direction or impose a different requirement or condition of exemption on the person.

*Exemptions, generally*

- (10) A person may request an exemption from any or all requirements contained in these directions.
- (11) The Chief Health Officer or Deputy Chief Health Officer (or the Secretary or a Deputy Secretary to the Department or an Executive Director or Director in the COVID-19 Response Division of the Department) may exempt a person or group of persons from any or all requirements contained in these directions, if satisfied that an exemption is appropriate, having regard to the:
  - (a) need to protect public health; and
  - (b) principles in sections 5 to 10 of the PHW Act, as appropriate.
- (12) Before granting any exemption under subclause (11) the Chief Health Officer or Deputy Chief Health Officer (or the Secretary or a Deputy Secretary to the Department or an Executive Director or Director in the COVID-19 Public Health Division of the Department) must consider:
  - (a) the circumstances set out in any request; and
  - (b) any documentary evidence provided by the person, including test results or other medical information in relation to the person; and
  - (c) any further documentary evidence requested by the Chief Health Officer or Deputy Chief Health Officer (or the Secretary or a Deputy Secretary to the Department or an Executive Director or Director in the COVID-19 Response Division of the Department) and provided by the person.
- (13) An exemption under subclause (11):
  - (a) must:
    - (i) be given by the Department, in writing, to the person who is the subject of the exemption; or
    - (ii) be published by the Department, in writing, for the purpose of any group of persons who are the subject of the exemption; and
    - (iii) specify the requirement or requirements that the person or group of persons need not comply with; and
  - (b) may be subject to additional or different conditions approved by the Chief Health Officer or Deputy Chief Health Officer.
- (14) An exemption granted under subclause (11) does not prevent an authorised officer from exercising an emergency power to give the person or group of persons a different direction or impose a different requirement on the person or group of persons.

### Conditions of exemption

(15) A restricted person who enters Victoria under an exemption granted under subclause (11) must:

- (a) enter Victoria at a point of entry and within 72 hours of the time set out in the exemption; and

*Note: an exemption will expire if the prohibited person does not enter Victoria within 72 hours of the time set out in the exemption and the prohibited person will need to re-apply for a new exemption.*

- (b) where the person has been in an orange zone in a State, Territory or Green Zone Country in the previous 14 days, comply with any conditions imposed on the exemption.

(16) A prohibited person who enters Victoria under an exemption granted under subclause (6) or subclause (11) must:

- (a) enter Victoria at a point of entry and within 72 hours of the time set out in the exemption; and

*Note: an exemption will expire if the prohibited person does not enter Victoria within 72 hours of the time set out in the exemption and the prohibited person will need to re-apply for a new exemption.*

- (b) carry, and present on request to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction):

- (i) the exemption; and
- (ii) documentary evidence supporting the grounds for the exemption, if applicable; and
- (iii) subject to subclauses (iv) and (v), the prohibited person's photographic personal identification including the address at which the prohibited person ordinarily resides (unless the person is under the age of 18); and

*Example: photographic personal identification includes a driver's licence issued by any State, Territory or Green Zone Country or a passport issued by Australia or a Green Zone Country. Evidence of the current address where the person ordinarily resides includes a driver's licence or any other document issued by any State, Territory or Green Zone Country or any municipal district, local government area, unincorporated local government area (not including Lord Howe Island) or local authority, including a rates notice.*

- (iv) if the prohibited person is unable to provide photographic personal identification in accordance with subclause (iii), 2 forms of documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) to prove the prohibited person's identity (unless the prohibited person is under the age of 18); and

*Example: documentary evidence includes Medicare card, Australian, State, Territory or Green Zone Country government correspondence, credit card or utility bill.*

- (v) if the prohibited person is unable to provide evidence of the current address where the person ordinarily resides in accordance with subclause (iii), other documentary evidence satisfactory to the authorised officer, Victoria Police member or Protective Services Officer (or other person under such person's direction) of the prohibited person's address (unless the prohibited person is under the age of 18); and

*Example: a letter from an Indigenous community leader or community services provider confirming the prohibited person's identity and confirming the prohibited person's address or other place of residence arrangements.*

- (c) unless the specific conditions of the exemption granted to the prohibited person provide that the person is not required to be tested for SARS-CoV-2, get tested for SARS-CoV-2:
  - (i) unless the person has received a negative SARS-CoV-2 test result within 72 hours prior to entry to Victoria, within 72 hours of the time the person enters Victoria; and
  - (ii) on or about Day 13 during the period of self-quarantine under subclause (g); and
- (d) travel directly from their place of departure to Victoria; and
- (e) whilst in direct and short term transit to Victoria, minimise contact with other persons; and
- (f) travel directly to the premises at which the prohibited person ordinarily resides or such other premises suitable for the prohibited person to reside in for the purpose of self-quarantine in accordance with subclause (g); and
- (g) self-quarantine at the premises at which the prohibited person ordinarily resides or another premises that is suitable for the prohibited person to reside in for the purpose of self-quarantine for 14 days (subject to subclauses (h) and (i)(ii)), and only leave that premises:
  - (i) to attend a specified event or place, subject to additional requirements set out in the exemption in relation to:
    - (A) the period the prohibited person may spend at the specified event or place; and
    - (B) whether other persons with whom the prohibited person does not ordinarily reside are permitted to be present at the specified event or place; and
    - (C) if the prohibited person is permitted to attend a worksite, record keeping requirements of any worksite the prohibited person attends; or

- (ii) to obtain medical care or medical supplies; or
  - (iii) to get tested for SARS CoV-2; or
  - (iv) in an emergency situation; or
  - (v) if required to do so by law; or
  - (vi) to leave Victoria; and
- (h) unless the specific conditions of the exemption granted to the prohibited person provide that the person is not required to be tested for SARS-CoV-2, if, during the period of self-quarantine, the person refuses or otherwise fails to take a test for SARS-CoV-2 on or about Day 13 of the period of self-quarantine, the period of self-quarantine in subclause (g) (as extended under subclause (i)(ii)) is extended for an additional period being the earlier of:
- (i) an additional 14 days; or
  - (ii) until the person gets tested for SARS-CoV-2 and receives a negative test result; and

*Note: any tests undertaken pursuant to subclause (16)(c)(i) does not satisfy the requirement in subclause (16)(h)(ii).*

- (i) unless the specific conditions of the exemption granted to the prohibited person provide that the person is not required to be tested for SARS-CoV-2, if, during the period of self-quarantine:
- (i) the person is tested for SARS-CoV-2; and
  - (ii) subject to subclause (iii), the period for which the person is required to self-quarantine under subclause (g) expires during the period in which the person is awaiting the result of that test, the period of self-quarantine is extended until the person receives a negative SARS CoV-2 test result; and
  - (iii) if the person receives a negative SARS-CoV-2 test result and:
    - (A) the period for which the person is required to self-quarantine under subclause (g) has not expired, the person must continue to self-quarantine under subclause (g) for the remainder of that period; or
    - (B) the period for which the person is required to self-quarantine under subclause (g) (as extended under either or both of subclauses (h) and (i)(ii)) has expired, the person may cease self-quarantining immediately; and
- (j) unless the specific conditions of the exemption granted to the prohibited person provide that the person is not required to be tested for SARS-CoV-2, provide documentary evidence:
- (i) of any negative SARS-CoV-2 test result received by the person within 72 hours prior to the person's proposed or actual entry to Victoria; and

- (ii) that the person has been tested in accordance with subclause (c) (including evidence of the person's most recent test) to an authorised officer, a Victoria Police member or a Protective Services Officer (or other person under such person's direction) when requested to do so; and
  - (k) wear a face covering when in public (over and above the Directions currently in force, unless the person is exempt from the requirement to wear a face covering in accordance with the **Stay Safe Directions (Victoria)**); and
  - (l) practise physical distancing; and
  - (m) advise the Department immediately if the prohibited person experiences any SARS-CoV-2 Symptoms.
- (17) Nothing in subclauses (15) and (16) prevents an authorised officer from exercising an emergency power to give a person a different direction or impose a different requirement or condition of exemption on the person.

## 15 Definitions

In these directions:

- (1) **aircrew services worker** means a pilot or a member of cabin crew undertaking operational flying duties or proficiency training on an aircraft that is not an aircraft of any part of the Australian Defence Force (including any aircraft that is commanded by a member of that Force in the course of duties as such a member);
- (2) **authorised officer** has the same meaning as in the PHW Act;
- (3) **commercial freight worker** means a person providing commercial freight services who is a heavy vehicle driver, rail crew or a support worker and who is subject to the **freight code**;
- (4) **COVIDSafe Plan** has the same meaning as in the **Workplace Directions (No 26)**;
- (5) **cross border community area** means a **municipal district**, local government area or unincorporated local government area adjacent to or in close proximity to the border between the **State** of New South Wales and Victoria as detailed on the **Department's** website available at: [www.coronavirus.vic.gov.au/victorian-border-crossing-permit](http://www.coronavirus.vic.gov.au/victorian-border-crossing-permit) as amended from time to time by the Victorian Government with the approval of the Chief Health Officer;
- (6) **cross border community member** means a person whose ordinary place of residence is in the **cross border community area**;
- (7) **Department** means the Victorian Department of Health;
- (8) **diagnosed person** has the same meaning as in the **Diagnosed Persons and Close Contacts Directions**;

- (9) **Diagnosed Persons and Close Contacts Directions** means the **Diagnosed Persons and Close Contacts Directions (No 21)** as amended from time to time;
- (10) **Directions currently in force** has the same meaning as in the **Stay Safe Directions (Victoria)**;
- (11) **emergency powers** has the same meaning as in the PHW Act;
- (12) **emergency worker** has the same meaning as in the **Sentencing Act 1991**;
- (13) **excepted person** has the meaning in clause 13(1);
- (14) **face covering** has the meaning in the **Stay Safe Directions (Victoria)**;
- (15) **freight code** means the 'Freight Movement Code for the Domestic Border Controls – Freight Movement Protocol' published by the Australian Government on 7 August 2020, as amended from time to time;
- (16) **green zone** means any location in a **State, Territory** or **Green Zone Country** that is not a **red zone** or an **orange zone**;
- (17) **Green Zone Country** means a country with a current, valid (and not temporarily or permanently suspended) safe travel zone agreement with the Commonwealth of Australia;

*Note: information regarding countries with current, valid (and not temporarily or permanently suspended) safe travel zone agreements with the Commonwealth of Australia is available at [www.health.gov.au/news/health-alerts/novel-coronavirus-2019-ncov-health-alert/coronavirus-covid-19-restrictions/coronavirus-covid-19-advice-for-international-travellers#travel-zones](http://www.health.gov.au/news/health-alerts/novel-coronavirus-2019-ncov-health-alert/coronavirus-covid-19-restrictions/coronavirus-covid-19-advice-for-international-travellers#travel-zones) as amended from time to time.*

- (18) **green zone permit** has the meaning in clause 5;
- (19) **hotel quarantine** means a program requiring a person to quarantine at a hotel in accordance with a public health order, public health directions, regulations or any other law of any **State, Territory**, the Commonwealth of Australia or **Green Zone Country** made in order to limit the spread **SARS-CoV-2**;
- (20) **municipal district** has the same meaning as in the **Local Government Act 1989**;
- (21) **national security** has the meaning that security has in the **Australian Security Intelligence Organisation Act 1979** of the Commonwealth;
- (22) **offshore petroleum or gas storage facility** has the meaning that facility has in Schedule 3 to the **Offshore Petroleum and Greenhouse Gas Storage Act 2010**;
- (23) **orange zone** means a location in a **State, Territory** or **Green Zone Country** assessed as medium risk for **SARS-CoV-2** transmission, but only during the specific period declared for that location, detailed on the **Department's** website available at [www.coronavirus.vic.gov.au/victorian-border-crossing-permit](http://www.coronavirus.vic.gov.au/victorian-border-crossing-permit), as amended from time to time with the approval of the Chief Health Officer;

- (24) **orange zone permit** has the meaning in clause 6;
- (25) **physical distancing** means the practice of physically maintaining a distance, where it is reasonably practicable to do so, of at least 1.5 metres from any other person except those persons with whom a person ordinarily resides;
- (26) **permit** means the written notice (digital or otherwise) provided under clause 12 and includes:
- (a) **green zone permit**; and
  - (b) **orange zone permit**; and
  - (c) **red zone permit**; and
  - (d) **specified worker (other) permit**; and
  - (e) **specified worker (exclusive outdoor activities) permit**; and
  - (f) **specified worker (low workplace interaction) permit**; and
  - (g) **transit permit**;
- (27) **prohibited person** means a person who has been in a **red zone** in a **State, Territory or Green Zone Country** in the 14 days prior to entry to Victoria but does not include:
- (a) a person described in clause 5(1)(b);
  - (b) a **Victorian resident** described in clause 6(1); or
  - (c) a Victorian resident described in clause 7(1);
- (28) **Public Event Framework** has the meaning in clause 18 of the **Restricted Activity Directions**;
- (29) **public transport** has the same meaning as in the **Stay Safe Directions (Victoria)**;
- (30) **red zone** means a location in a **State, a Territory or Green Zone Country** assessed as high risk for **SARS-CoV-2** transmission, but only during the specific period declared for that location, detailed on the **Department's** website available at [www.coronavirus.vic.gov.au/victorian-border-crossing-permit](http://www.coronavirus.vic.gov.au/victorian-border-crossing-permit), as amended from time to time with the approval of the Chief Health Officer;
- (31) **red zone permit** has the meaning in clause 7;
- (32) **relevant green zone** is any **green zone** in a **State, Territory or Green Zone Country** that the person has been in during the 14 days prior to the person's entry to Victoria;
- (33) **relevant orange zone** is any **orange zone** in a **State, Territory or Green Zone Country** that the person has been in during the 14 days prior to the person's entry to Victoria;
- (34) **relevant red zone** is any **red zone** in a **State, Territory or Green Zone Country** that the person has been in during the 14 days prior to the person's entry to Victoria;

- (35) **Restricted Activity Directions** means the **Restricted Activity Directions (Victoria) (No 14)** as amended from time to time;
- (36) **restricted person** means any person who is not a **prohibited person**;
- (37) **revoked Border Crossing Permit Scheme Directions** means the following directions:
- (a) **New South Wales Border Crossing Permit Scheme Directions**, given on 18 December 2020;
  - (b) **New South Wales Border Crossing Permit Scheme Directions (No 2)**, given on 20 December 2020;
  - (c) **New South Wales Border Crossing Permit Scheme Directions (No 3)**, given on 30 December 2020;
  - (d) **New South Wales Border Crossing Permit Scheme Directions (No 4)**, given on 1 January 2021;
  - (e) **New South Wales Border Crossing Permit Scheme Directions (No 5)**, given on 1 January 2021;
  - (f) **New South Wales Border Crossing Permit Scheme Directions (No 6)**, given on 3 January 2021;
  - (g) **New South Wales Border Crossing Permit Scheme Directions (No 7)**, given on 5 January 2021;
  - (h) **New South Wales Border Crossing Permit Scheme Directions (No 8)**, given on 7 January 2021;
  - (i) **New South Wales and Queensland Border Crossing Scheme Directions**, given on 8 January 2021;
  - (j) **Victorian Border Crossing Permit Directions**, given on 11 January 2021;
  - (k) **Victorian Border Crossing Permit Directions (No 2)**, given on 12 January 2021;
  - (l) **Victorian Border Crossing Permit Directions (No 3)**, given on 17 January 2021;
  - (m) **Victorian Border Crossing Permit Directions (No 4)**, given on 22 January 2021;
  - (n) **Victorian Border Crossing Permit Directions (No 5)**, given on 29 January 2021;
  - (o) **Victorian Border Crossing Permit Directions (No 6)**, given on 26 February 2021;
  - (p) **Victorian Border Crossing Permit Directions (No 7)**, given on 15 March 2021;
  - (q) **Victorian Border Crossing Permit Directions (No 8)**, given on 26 March 2021;
  - (r) **Victorian Border Crossing Permit Directions (No 9)**, given on 9 April 2021;

- (s) **Victorian Border Crossing Permit Directions (No 10)**, given on 23 April 2021;
- (38) **SARS-CoV-2 symptoms** means symptoms consistent with **SARS-CoV-2**, including but not limited to the following:
- (a) a fever ( $\geq 37.5^{\circ}\text{C}$ ) or consistent fever of less than  $37.5^{\circ}\text{C}$  (such as night sweats, chills);
  - (b) acute respiratory infection (such as cough, shortness of breath, sore throat);
  - (c) loss of smell;
  - (d) loss of taste;
- (39) **school** means a registered school as defined in the **Education and Training Reform Act 2006**;
- (40) **short term transit** means a transit period of less than 24 hours, except in an emergency;
- (41) **Service Victoria CEO** has the same meaning as in the **Service Victoria Act 2018**;
- (42) **specified work** has the same meaning as in the Department's document titled "Travellers eligible to apply for a permit under specified workers categories" ([www.coronavirus.vic.gov.au/travellers-eligible-to-apply-for-specified-worker-permit](http://www.coronavirus.vic.gov.au/travellers-eligible-to-apply-for-specified-worker-permit)), as amended from time to time by the Victorian Government with the approval of the Chief Health Officer;
- (43) **specified worker (exclusive outdoor activities)** means a person employed or engaged to provide specified work in an occupation included in the Specified Worker List – Single Entry and who performs all of that work exclusively outdoors;
- (44) **specified worker (low workplace interaction)** means a person employed or engaged to provide specified work in an occupation included in the Specified Worker (Low Workplace Interaction) List;
- (45) **specified worker (other)** means a person employed or engaged to provide specified work in an occupation included in the Specified Worker List – Single Entry and who performs any of that work indoors;
- (46) **specified worker (exclusive outdoor activities) permit** has the meaning in clause 11(2);
- (47) **specified worker (low workplace interaction) permit** has the meaning in clause 11(7);
- (48) **specified worker (other) permit** has the meaning in clause 11(1);
- (49) **Specified Worker List – Single Entry** means the list on the Department's website at [www.coronavirus.vic.gov.au/travellers-eligible-to-apply-for-specified-worker-permit](http://www.coronavirus.vic.gov.au/travellers-eligible-to-apply-for-specified-worker-permit) as amended from time to time by the Victorian Government with the approval of the Chief Health Officer;
- (50) **Specified Worker (Low Workplace Interaction) List** means the list on the Department's website at [www.coronavirus.vic.gov.au/travellers-eligible-to-apply-for-specified-worker-permit](http://www.coronavirus.vic.gov.au/travellers-eligible-to-apply-for-specified-worker-permit);

- [apply-for-specified-worker-permit](#) as amended from time to time by the Victorian Government with the approval of the Chief Health Officer;
- (51) **State** means a State in Australia (and otherwise has the meaning in the Australian Constitution);
- (52) **Stay Safe Directions (Victoria)** means the **Stay Safe Directions (Victoria) (No 20)** as amended from time to time;
- (53) **Territory** means a territory in Australia (and otherwise has the meaning in the Australian Constitution);
- (54) **transit permit** has the meaning in clause 10;
- (55) **very high risk exposure site** means a site in a **State**, a **Territory** or **Green Zone Country**:
- (a) assessed as very high risk for **SARS-CoV-2** transmission described:
- (i) by a State, Territory, the Commonwealth of Australia or a Green Zone Country on the relevant government website, as amended from time to time; or
- (ii) on the **Department's** website available at [www.coronavirus.vic.gov.au/victorian-border-crossing-permit](http://www.coronavirus.vic.gov.au/victorian-border-crossing-permit), as amended from time to time with the approval of the Chief Health Officer; and
- (b) which is subject to:
- (i) any public health order, public health directions, regulations or any other law made in order to limit the spread **SARS-CoV-2** currently in force in a State, Territory, the **Commonwealth of Australia** or a Green Zone Country; or
- (ii) any **Directions currently in force**,  
requiring any persons who have been at the site at any time during the **very high risk period** to self-isolate or to self-quarantine (or equivalent) until a period of 14 days (or such longer period as may be directed) has elapsed from the time the persons had been at the site during the very high risk period;
- (56) **very high risk period** means the period of time in which a **very high risk exposure site** in a **State**, a **Territory** or **Green Zone Country** is assessed as very high risk for **SARS-CoV-2** transmission, as specified:
- (a) by a State, Territory, the Commonwealth of Australia or a Green Zone Country on the relevant government website, as amended from time to time; or
- (b) on the **Department's** website available at [www.coronavirus.vic.gov.au/victorian-border-crossing-permit](http://www.coronavirus.vic.gov.au/victorian-border-crossing-permit), as amended from time to time with the approval of the Chief Health Officer;
- (57) **Victorian resident** means a person who ordinarily resides in Victoria.

## 16 Penalties

- (1) Section 210 of the PHW Act provides:

### **False or misleading information**

- (1) A person must not—
- (a) give information that is false or misleading in a material particular; or
  - (b) make a statement that is false or misleading in a material particular; or
  - (c) produce a document that is false or misleading in a material particular—
- to the Secretary, a Council, the Chief Health Officer or an authorised officer under this Act or the regulations without indicating the respect in which it is false or misleading and, if practicable, providing correct information.

Penalty: In the case of a natural person, 60 penalty units;  
In the case of a body corporate, 300 penalty units.

*Note: currently, 60 penalty units equals \$9,912 and 300 penalty units equals \$49,466.*

- (2) A person must not make an entry in a document required to be kept by this Act or the regulations that is false or misleading.

Penalty: In the case of a natural person, 60 penalty units;  
In the case of a body corporate, 300 penalty units.

*Note: currently, 60 penalty units equals \$9,912 and 300 penalty units equals \$49,466.*

- (3) In a proceeding for an offence against subsection (1) or (2) it is a defence to the charge for the accused to prove that at the time at which the offence is alleged to have been committed, the accused believed on reasonable grounds that the information, statement or document was true or was not misleading.

- (2) Section 203 of the PHW Act 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.

*Note: currently, 120 penalty units equals \$19,826 and 600 penalty units equals \$99,132.*

- (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.

- (3) A person who fails to comply with these directions is liable for an on-the-spot fine of:

- (a) in the case of a natural person:
  - i. aged 18 years or older – \$1,652;
  - ii. aged 15 years or older but under the age of 18 years – \$660.80;

- iii. aged under 15 years – \$165.20; or
  - (b) in the case of a body corporate – \$9,913; or
  - (c) if the contravention of these directions is constituted by refusing or failing to comply with a requirement to self-isolate or self-quarantine:
    - i. in the case of a person aged 18 years or older – \$4,957;
    - ii. in the case of a child aged 15 years or older but under the age of 18 years – \$826.10; or
    - iii. in the case of a child under the age of 15 years – \$165.20; or
  - (d) if the contravention of these directions is constituted by refusing or failing to comply with a requirement in relation to a person travelling from a restricted area (however described) and seeking to enter Victoria without a reasonable excuse or other valid reason or excuse, in the case of a natural person:
    - i. aged 18 years or older – \$4,957;
    - ii. aged 15 years or older but under the age of 18 years – \$826.10;
    - iii. under the age of 15 years – \$165.20.
- (4) Additionally, a person who fails to comply with these directions may in certain circumstances be liable to prosecution under the PHW Act for the maximum penalties outlined in subclause (2).



**Adjunct Clinical Professor Brett Sutton**

Chief Health Officer, as authorised to exercise emergency powers under sections 20A and 199(2)(a) of the PHW Act.

30 April 2021