

Public Health (COVID-19 Prevention, Containment and Treatment)
(National Lockdown) (Amendment) Order, 2020 (No. 14)

IT is hereby notified that the Minister of Health has, in terms of section 8(1) of the Public Health (COVID-19 Prevention, Containment and Treatment) Regulations, 2020 (published in Statutory Instrument 77 of 2020) made the following order:—

1. This order may be cited as the Public Health (COVID-19 Prevention, Containment and Treatment) (National Lockdown) (Amendment) Order, 2020 (No. 14).

2. The Public Health (COVID-19 Prevention, Containment and Treatment) (National Lockdown) Order, 2020, published in Statutory Instrument 83 of 2020 (hereinafter called “the principal order”), is amended in section 2 (“Interpretation”) by the insertion of in the following definition—

““wear a face mask” means, wherever in this order there is a requirement to wear it in a public place, to securely cover the mouth and the nose of the wearer with it;”.

3. The principal order is amended by the insertion after section 16 of the following section—

“Curfew; limitation of business hours and other measures affecting businesses

17. (1) In this section—

“curfew” means the restriction on the movement of persons imposed by subsection (3);

“non-essential business”, for the purpose of this section, means—

- (a) the business of a manufacturer as defined in Part IIIA (“Phased Relaxation of National Lockdown”);
- (b) a business referred to in Part IIIB (“Level 2 Phased relaxation of National Lockdown”);
- (c) a business referred to in section 16 (“Special provisions for restaurants, hotels and the tourist

sector”), other than a restaurant attached to a hotel serving the residents thereof;

“non-essential personnel”, for the purpose of this section, means —

- (a) persons employed in any service that is not an “essential service” as defined in this section; and
- (b) persons employed in a non-essential business;

“essential service”, for the purpose of this section, means —

- (a) any service that is defined as such in section 2 other than a service referred to in the following paragraphs of the definition of “essential service” in section 2 —
 - (i) paragraph (f) (the production, supply, delivery and distribution of food, fuel and coal is permitted during a curfew but not the operation of supermarkets and food retail stores during the curfew); or
 - (ii) paragraph (g) (except such operations as are necessary for the after-hours security of banking institutions, bureaux de changes and money transfer services during a curfew); or
 - (iii) paragraphs (m), (u), (v) and (w);
- and
- (b) mining operations and the operations of a designated tobacco auction floor as defined in Part IIIA (“Phased Relaxation of National Lockdown”).

(2) Any word or phrase used in this section to which a meaning has been assigned by any other provision of this order shall bear the same meaning in this section.

(3) Notwithstanding anything in this order before its amendment by the Public Health (COVID-19 Prevention,

Containment and Treatment) (National Lockdown) (Amendment) Order, 2020 (No. 14), there shall be in force a curfew beginning at 1800 hours every day and ending at 0600 hours on the following day.

(4) The effect of the curfew is that the vehicular and non-vehicular movement of non-essential personnel outside of their homes is prohibited and subject to the penalties and measures specified in section 4(3), (4) and (5), unless any person can satisfy an enforcement officer that their movement is justified on any ground specified in section 4(a)(ii), (iii), (iv), (v), or (vi), or on exceptional or humanitarian grounds, the burden of showing which shall rest on the person invoking any such grounds.

(5) Notwithstanding anything in this order before its amendment by the Public Health (COVID-19 Prevention, Containment and Treatment) (National Lockdown) (Amendment) Order, 2020 (No. 14)—

- (a) every supermarket, food retail store, fuel outlet, restaurant, hunting safari operator, professional hunter and non-essential business shall open not earlier than 0800 hours and close no later than 1500 hours on every business day; and
- (b) no low-risk sports event referred to in section 11G may take place earlier than 0800 hours or later than 1500 hours on any day; and
- (c) no gathering otherwise permitted by section 5(1) shall be permitted to take place earlier than 0800 hours or later than 1500 hours on any day, except for a gathering referred to in section 5(1)(a), (c), (e), (f) or (g).

(6) In addition to the restrictions and measures imposed by this order on supermarkets, food retail stores, fuel outlets, restaurants, hunting safari operators and professional hunters and non-essential businesses, every owner or operator of such an undertaking or establishment must see to it that, as soon as any employee of the undertaking or establishment tests positive for the

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presence of the COVID-19 disease, or is confirmed to have died or been hospitalised or isolated or quarantined because of it, the owner or operator shall —

- (a) close the premises of the undertaking or establishment and disinfect it and all furnishings in it before and after the opening of the premises for business; and
- (b) immediately before opening the premises for business ensure that every employee who had or may have had contact with the infected employee is tested for the presence of the COVID-19 disease.

(7) Any order of an enforcement officer issued for the purposes of subsections (5) and (6) shall have the same force and be subject to the same penalties for non-compliance therewith as are specified in section 6 of the principal regulations.”.