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New South Wales

Public Health (COVID-19 Aged Care Facilities) Amendment Order 2021

under the

Public Health Act 2010

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

Dated 9 October 2021.

BRAD HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The object of this Order is to amend the *Public Health (COVID-19 Aged Care Facilities) Order 2021* to—

- (a) limit the number of visitors to residents of residential aged care facilities, and
- (b) require visitors to be fully vaccinated, unless the visitor is visiting a resident at the end of life.

Public Health (COVID-19 Aged Care Facilities) Amendment Order 2021

under the

Public Health Act 2010

1 Name of Order

This Order is the *Public Health (COVID-19 Aged Care Facilities) Amendment Order 2021*.

2 Commencement

This Order commences at 9am on 11 October 2021.

Schedule 1 Amendment of Public Health (COVID-19 Aged Care Facilities) Order 2021

[1] Clause 6A

Insert after clause 6—

6A Directions—restrictions on visitors to aged care facilities

- (1) The Minister directs that the operator of a residential care facility must not allow, for each resident of the facility, more than 2 persons to enter or remain on the premises of the aged care facility for the purposes of visiting the resident (*visitors*), in a 24-hour period.
Note— The operator of a residential care facility must consider the advice of the Chief Health Officer in relation to certain matters, including in relation to the management of visitors to the facility—see the *Public Health (COVID-19 General) Order 2021*, clause 6.7.
- (2) The Minister directs that a visitor must not enter or remain on the premises of an aged care facility unless the visitor—
 - (a) is at least 12 years of age, and
 - (b) has had 2 doses of a COVID-19 vaccine, and
 - (c) had the second dose of the COVID-19 vaccine at least 14 days ago.
- (3) A visitor is not required to comply with subclause (2) if the operator of the aged care facility authorises the visitor to enter and remain on the premises for the purposes of visiting a resident who is at the end of life.
- (4) This clause does not apply to a person who enters and remains on the premises to provide a health service or professional or other service to the resident, including in the role of a student, and the person is not to be counted as a visitor.

[2] Clause 7 Directions—evidence of vaccination

Omit “clause 5 or clause 6” from clause 7 wherever occurring.

Insert instead “clause 5, 6 or 6A(2)”.

[3] Clause 8 Exemptions

Omit “Clauses 5, 6 and 7(2)” from clause 8(1).

Insert instead “Clauses 5, 6, 6A(2)(b) and 7(2)”.