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No. 51

THE DISASTER RISK MANAGEMENT ACT

THE DISASTER RISK MANAGEMENT (ENFORCEMENT MEASURES) ORDER, 2020

WHEREAS the Minister responsible for disaster preparedness and emergency management has given written notice to the Prime Minister that Jamaica appears to be threatened with or affected by the SARS - CoV-2 (Coronavirus COVID-19), and that measures apart from or in addition to those specifically provided for in the Disaster Risk Management Act should be taken promptly:

AND WHEREAS on the 13th day of March, 2020, the Prime Minister by Order declared the whole of Jamaica to be a disaster area:

NOW THEREFORE:

In exercise of the powers conferred upon the Prime Minister by section 26(2) of the Disaster Risk Management Act, the following Order is hereby made:—

1. This Order may be cited as the Disaster Risk Management (Enforcement Measures) Order, 2020.

2. With effect from the 18th day of March, 2020, the measures set out in paragraphs 3 to 7 are directed to be enforced for removing or otherwise guarding against or mitigating the threat, or effects, of the SARS — CoV-2 (Coronavirus COVID-19) and the possible consequences thereof.

3.—(1) Each person landed in Jamaica from any country where there is local transmission of the SARS — CoV-2 (Coronavirus COVID-19), as published by the Ministry responsible for health and wellness from time to time, is required to proceed to that person's abode or place of residence and remain in self-quarantine for 14 days.

(2) The person referred to in paragraph (1) is required to comply with the quarantine rules as outlined by the Ministry with responsibility for health and wellness, whether the abode or place of residence referred to in paragraph (1) is a hotel or not.

(3) A person required to self-quarantine under this paragraph shall be permitted to leave the island before the 14-day period of self-quarantine if the person does not have any symptoms of the SARS — CoV-2 (Coronavirus COVID-19).

(4) If during the period of self-quarantine a person develops symptoms of the SARS — CoV-2 (Coronavirus COVID-19), the person is required to forthwith inform the Ministry with responsibility for health and wellness.

4. A person in Jamaica who develops flu-like symptoms and who may have had contact with someone who—

- (a) has travelled to a country affected by the SARS — CoV-2 (Coronavirus COVID-19); or
- (b) is infected with the SARS — CoV-2 (Coronavirus COVID-19),

is required to forthwith inform the Ministry with responsibility for health and wellness.

5.—(1) For a period of seven days beginning from the 18th day of March, 2020, gatherings in any public place shall not exceed twenty persons at a time.

(2) Sub-paragraph (1) does not include—

- (a) subject to sub-paragraph (3)(a), hospitals, infirmaries and nursing homes;
- (b) the Jamaica Constabulary Force and the Jamaica Defence Force;
- (c) services concerning the provision of health, water, electricity, sanitation, firefighting, civil aviation, or telecommunications;
- (d) correctional services;
- (e) tourist establishments, as defined in the Public Health (Tourist Establishments) Regulation, 2000;
- (f) subject to sub-paragraph (3)(b), retail services (such as markets, supermarkets, pharmacies and “corner shops”) for the provision of food, medicine or other necessities of life;

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- (g) sittings of the Houses of Parliament, and meetings of the Cabinet, or any committees thereof;
 - (h) Ministries, Departments and Agencies of Government, and Municipal Corporations;
 - (i) Tax Administration Jamaica, the Bank of Jamaica and the Jamaica Customs Agency;
 - (j) banking business, as defined in the Banking Services Act;
 - (k) services connected with oil-refining and with the loading, distribution, transportation or retail of petroleum fuel, liquefied natural gas or any renewable energy source;
 - (l) services connected with the loading and unloading of ships and with the storage and delivery of goods at, or from, docks, wharves and warehouses operated in connection with docks or wharves;
 - (m) the provision of public transportation by bus (including buses operated by the Jamaica Urban Transit Company or the Montego Bay Metro Company Limited), limited to seated passengers only;
 - (n) the provision of public transportation by motor car, limited to one person less than the maximum amount of persons allowed to be carried under the relevant licence;
 - (o) any service, activity or public gathering, authorised to be carried on by the Medical Officer (Health), or a person designated by the Medical Officer (Health) to give such authorisation.
- (3) During the period referred to in sub-paragraph (1)—
- (a) the operator of a hospital, infirmary or nursing home shall ensure that no person visits a patient in the hospital, infirmary, or nursing home, more than once per day, and that each such patient does not have more than one visitor per day; and
 - (b) markets shall operate only during the hours of 6:00 am to 2:00 pm.

6.—(1) For a period of seven days beginning from the 18th day of March, 2020, all persons who can work from home should do so.

(2) During the period referred to in paragraph (1), an employer shall have a duty, if satisfied that an employee is able to discharge the duties of that employee from the employee's place of residence, to grant the employee permission to do so without imposing any adverse consequences to the employee in respect thereof.

(3) An employee whose assigned tasks can only be discharged at the place of employment is required to attend for work at that place during the period referred to in

sub-paragraph (1) unless otherwise permitted by the employer as part of the employer's measures to combat the risk of transmission of the SARS-CoV-2 (Coronavirus COVID-19) at the place of employment.

(4) The grant of permission to an employee under sub-paragraph (2) or (3) shall not count against the leave entitlements of that employee, unless otherwise agreed between the employer and employee.

7.—(1) For a period of seven days beginning from the 18th day of March, 2020, all bars, nightclubs and other places of amusement shall remain closed.

(2) In sub-paragraph (1), “place of amusement” means any place open to the public, whether for a fee or free of charge, for the purpose of entertainment and (without limit to the generality of the foregoing) includes a cinema, dance hall, club, open air dance venue, amusement arcade, any place where a coin operated amusement machine is open to the public, a festival, discotheque, roller disco, or skate rink.

Dated this 16th day of March, 2020.

ANDREW HOLNESS
Prime Minister.