

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 67, 71 and 72A

AFL (VENUES) DIRECTIONS

The World Health Organization declared COVID-19 a pandemic on 11 March 2020.

On 15 March 2020, the Minister for Emergency Services declared a state of emergency with effect from 12 a.m. on 16 March 2020 in respect of the pandemic caused by COVID-19 pursuant to section 56 of the *Emergency Management Act 2005 (WA)* (**Act**) (**State of Emergency**). The State of Emergency applies to the State of Western Australia.

Pursuant to my powers as a police officer under section 71 of the Act, and the powers given to me under sections 67 and 72A of the Act to give other directions to all persons in Western Australia to prevent, control or abate the risks associated with the emergency presented by the pandemic caused by COVID-19, I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, now give the following directions.

PREAMBLE

1. The purpose of these **directions** is to facilitate the operation of the **AFL 2020 Perth Quarantine Hub** consistent with limiting the spread of COVID-19.

CITATION

2. These directions may be referred to as the **AFL (Venues) Directions**.

COMMENCEMENT

3. These directions come into effect at 12.00 pm on 11 July 2020.

OPERATION

4. These directions are intended to apply despite the Closure and Restriction (Limit the Spread) Directions (No 5) or any further directions that I give that replace those directions, and to the extent of any inconsistency between them, these directions prevail.
5. For the avoidance of doubt:
 - (a) these directions are not intended to limit in any way the holding of a gathering, the carrying out of an activity or the opening of a venue in any manner that can lawfully be done under the Closure and Restriction (Limit the Spread)

Directions (No 5) or any further directions that I give that replace those directions; and

- (b) nothing in these directions in any way affects the operation of any direction or approval given to a **relevant person** or a **relevant umpire** by or under the Quarantine (Closing the Borders) Directions and such direction or approval will continue to apply according to its terms.

DIRECTIONS

AFL to ensure compliance with an approved plan

- 6. The **AFL** must take all reasonable steps to ensure that an **approved plan** is complied with.

Approved quarantine venues

- 7. While an **approved quarantine venue** is being used to accommodate a relevant person or a relevant umpire, the owner, occupier or person apparently in charge of the approved quarantine venue:
 - (a) must not allow, and must take all reasonable steps to prevent, any person entering the venue unless that person:
 - (i) is a relevant person; or
 - (ii) is a relevant umpire; or
 - (iii) enters the venue in accordance with the approved plan for the venue; or
 - (iv) enters the venue for the purpose of conducting testing for COVID-19 in accordance with the **AFL Testing Protocol** provided that the person has not been outside of Western Australia in the period of 14 days prior to entering the venue; or
 - (v) is an **ASADA tester** and enters the venue for the purpose of conducting doping control testing in accordance with the **Doping Control Protocol** provided that the ASADA tester has not been outside of Western Australia in the period of 14 days prior to entering the venue; or
 - (vi) is required to enter the venue for the purpose of providing or facilitating the provision of urgent medical treatment to a person at the venue; or

- (vii) is required to enter the venue for the purpose of performing critical and time sensitive maintenance at the venue; or
 - (viii) is an **authorised officer**; or
 - (ix) is otherwise approved in accordance with paragraph 8(b); and
- (b) must comply with the approved plan for the approved quarantine venue; and
 - (c) must take all reasonable steps to ensure that any person employed or engaged by them or employed or engaged by such a person (including any officer, employee, agent or contractor) complies with the approved plan for the approved quarantine venue.
8. While an approved quarantine venue is being used to accommodate a relevant person or a relevant umpire, a person must not enter the venue unless that person is:
- (a) a person falling within a category of persons referred to in sub-paragraph 7(a)(i) to (viii); or
 - (b) a person otherwise approved by me or a person authorised by me for that purpose either orally or in writing, and who complies with any terms or conditions to which that approval is subject.

Approved Training Venues

9. While a relevant person is present at an **approved training venue**, the owner, occupier or person apparently in charge of the venue:
- (a) must not allow, and must take all reasonable steps to prevent, any person entering the venue, unless that person:
 - (i) is a relevant person **participating** in an **authorised training activity** at the venue; or
 - (ii) is a relevant umpire participating in an authorised training activity at the venue; or
 - (iii) enters the venue in accordance with the approved plan for the venue; or
 - (iv) enters the venue for the purpose of conducting testing for COVID-19 in accordance with the AFL Testing Protocol provided that the person has

not been outside of Western Australia in the period of 14 days prior to entering the venue; or

(v) is an ASADA tester and enters the venue for the purpose of conducting doping control testing in accordance with the Doping Control Protocol provided that the ASADA tester has not been outside of Western Australia in the period of 14 days prior to entering the venue; or

(vi) is required to enter the venue for the purpose of providing or facilitating the provision of urgent medical treatment to a person at the venue; or

(vii) is required to enter the venue for the purpose of performing critical maintenance at the venue; or

(viii) is an authorised officer; or

(ix) is otherwise approved in accordance with paragraph 10(b); and

(b) must comply with the approved plan for the approved training venue; and

(c) must take all reasonable steps to ensure that any person employed or engaged by them or employed or engaged by such a person (including any officer, employee, agent or contractor) complies with the approved plan for the approved training venue.

10. While a relevant person is present at an approved training venue, a person must not enter the venue unless that person is:

(a) a person falling within a category of persons referred to in sub-paragraph 9(a)(i) to (viii); or

(b) a person otherwise approved by me or a person authorised by me for that purpose either orally or in writing, and who complies with any terms or conditions to which that approval is subject.

Match Day venue

11. While a **match day venue** is being used for any **quarantine match**, the owner, occupier or person apparently in charge of the venue:

(a) must not allow, and must take all reasonable steps to prevent, any person entering the **quarantine match zone**, unless that person:

- (i) is a relevant person who is participating in a quarantine match at the venue; or
 - (ii) is a relevant umpire who is participating in a quarantine match at the venue; or
 - (iii) enters the quarantine match zone in accordance with the approved plan for the venue or the approved plan for the conduct of the quarantine match; or
 - (iv) is an ASADA tester and enters the quarantine match zone for the purpose of conducting doping control testing in accordance with the Doping Control Protocol provided that the ASADA tester has not been outside of Western Australia in the period of 14 days prior to entering the quarantine match zone; or
 - (v) is required to enter the quarantine match zone for the purpose of providing or facilitating the provision of urgent medical treatment to a person in the quarantine match zone; or
 - (vi) is required to enter the quarantine match zone for the purpose of performing critical and time sensitive maintenance in the quarantine match zone; or
 - (vii) is an authorised officer; or
 - (viii) is approved in accordance with paragraph 12(b); and
- (b) must comply with the approved plan for the match day venue; and
 - (c) must take all reasonable steps to ensure that any person employed or engaged by them or employed or engaged by such a person (including any officer, employee, agent or contractor) complies with the approved plan for the venue.
12. While a match day venue is being used for any quarantine match, a person must not enter the quarantine match zone unless that person is:
- (a) is a person falling within a category of persons referred to in sub-paragraph 11(a)(i) to (vii); or

- (b) a person otherwise approved by me or a person authorised by me for that purpose either orally or in writing, and who complies with any terms or conditions to which that approval is subject.

Approved Transport

- 13. The owner, occupier or person apparently in charge of a **charter vehicle** must comply with an **approved transport plan**.

AUTHORISATION

- 14. For the purposes of paragraphs 8(b), 10(b), 12(b), 18, 19(b), 19(c), 22, 27, 28(b) and 32, I authorise any **police officer** acting at or above the rank of Inspector to give the approval referred to in those paragraphs.

DEFINITIONS

- 15. **AFL** means the body corporate known as Australian Football League (ACN 004 155 211).
- 16. **AFL 2020 Perth Quarantine Hub** means the arrangements for the playing of a number of matches in the AFL 2020 Premiership Season in Perth while relevant persons and relevant umpires are in quarantine.
- 17. **AFL club** means a club involved in the AFL 2020 Perth Quarantine Hub.
- 18. **AFL Testing Protocol** means the AFL Testing Protocol Version 1 dated 7 July 2020 or any variation of that document approved in writing by me or a person authorised by me for that purpose.
- 19. **Approved plan** means:
 - (a) an approved transport plan; or
 - (b) a plan approved in writing by me or a person authorised by me for that purpose for the operation of an approved quarantine venue, approved training venue or match day venue; or
 - (c) a plan approved in writing by me or a person authorised by me for that purpose for the conduct of a quarantine match.
- 20. **Approved quarantine venue** means any venue specified as an approved quarantine venue in a **relevant approval**.

21. **Approved training venue** means any venue specified as an approved training venue in a relevant approval.
22. **Approved transport plan** means a plan approved in writing by me or a person authorised by me for that purpose concerning the transport arrangements for relevant persons.
23. **ASADA tester** means a person engaged by the Australian Sports Anti-Doping Authority.
24. **Authorised officer** has the same meaning that it has in the Act.

Note: at the time of giving these directions, all police officers are authorised officers.

25. **Authorised training activity** means training and related exercise and physical conditioning undertaken in connection with playing or preparing to play or officiate Australian Rules Football in the AFL 2020 Premiership Season, including:
 - (a) individual training, group or full squad training, drills or exercises; and
 - (b) practice matches; and
 - (c) gym training sessions or gym-based activities; and
 - (d) any activity that is reasonably necessary or incidental to the training programme of an AFL footballer or umpire or the operations of an **AFL club**, including, for the avoidance of doubt, physiotherapy, sports medicine or club meetings.
26. **Charter vehicle** means a charter bus or other charter vehicle that has been hired for the exclusive use of an AFL club in connection with the AFL 2020 Perth Quarantine Hub.
27. **Doping Control Protocol** means the Australian Sports Anti-Doping Authority's Doping Control Protocols during COVID-19 – AFL Testing Missions including the Addendum dated 9 July 2020 or any variation of that document approved in writing by me or a person authorised by me for that purpose.
28. **Match Day Venue** means:
 - (a) Optus Stadium located at 333 Victoria Park Drive, Burswood; or
 - (b) any other venue approved in writing by me or a person authorised by me for that purpose.
29. **Participating** means:
 - (a) undertaking or engaging in; or

- (b) organising; or
 - (c) attending.
30. **Police officer** means a person appointed under Part I of the *Police Act 1892* (WA) to be a member of the Police Force of Western Australia.
31. **Quarantine match** means any match of Australian Rules Football specified as a quarantine match in a relevant approval.
32. **Quarantine match zone** means that portion of the match day venue approved in writing by me or a person authorised by me for that purpose as constituting the quarantine match zone.
33. **Relevant approval** means:
- (a) the Approval for AFL Team (Collingwood Football Club); or
 - (b) the Approval for AFL Team (Fremantle Football Club); or
 - (c) the Approval for AFL Team (Geelong Football Club); or
 - (d) the Approval for AFL Team (West Coast Eagles); or
 - (e) the Approval for AFL 2020 Perth Quarantine Hub Umpires; or
 - (f) any other approval issued by me under paragraph 27(r) of the Quarantine (Closing The Border) Directions to an AFL Club for the purpose of the AFL 2020 Perth Quarantine Hub.
34. **Relevant person** means a person the subject of a relevant approval.
35. **Relevant umpire** means a person engaged to officiate a quarantine match and who is subject to a requirement to quarantine.

PENALTIES

A failure to comply with these directions may be an offence which is punishable by imprisonment for up to 12 months or a fine of up to \$50,000 for individuals and \$250,000 for bodies corporate.

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Christopher John Dawson
State Emergency Coordinator and Commissioner of Police

10 July 2020 2055 hours