

EMERGENCY MANAGEMENT ACT 2005 (WA)

Sections 67, 70 and 72A

AIRCRAFT FROM RESTRICTED LOCATIONS ARRIVAL DIRECTIONS (NO 2)

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 am 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.

I, Christopher John Dawson, Commissioner of Police and State Emergency Coordinator, now give the following directions pursuant to my powers under sections 67, 70 and 72A of the Act.

PREAMBLE

1. The purpose of these directions is to prevent the importation of COVID-19 into Western Australia, to otherwise limit the spread of COVID-19 in Western Australia and to facilitate the management of people coming into Western Australia during the State of Emergency.

CITATION

2. These directions may be referred to as the **Aircraft from Restricted Locations Arrival Directions (No 2)**.

COMMENCEMENT

3. These directions come into effect at 12.01 am on 5 February 2022.

REVOCATION

4. The Aircraft from Restricted Locations Arrival Directions (**revoked directions**) are revoked.

DIRECTIONS

Obligation on Owner or Operator of Aircraft

5. The owner or **operator** of an **affected aircraft** which is expected to land anywhere in Western Australia must take all reasonable steps to ensure that a **relevant person** disembarks from the aircraft only at Perth Airport.

Obligation on the relevant person

6. A relevant person who disembarks from an affected aircraft at Perth Airport must not board any other **aircraft** whose scheduled destination is a place within Western Australia until they have fully complied with any obligations under the COVID Transition (Border Requirements) Directions that apply to the person.

INCONSISTENCY

7. In the event of any inconsistency between a provision of these directions and a provision of:
 - (a) a **specified arrangement**; or
 - (b) the COVID Transition (Border Requirements) Directions,these directions prevail to the extent of the inconsistency.

INTERPRETATION

8. Unless specified otherwise, any reference in these directions to any other direction made by the State Emergency Coordinator is deemed to be a reference to that direction as amended or replaced from time to time.

DEFINITIONS

9. **Affected aircraft** means an **aircraft** which originated from a place outside of Western Australia.
10. **Aircraft** includes any vehicle for travelling by air.
11. **Maritime crew member** has the same meaning that it has in the Maritime Crew Directions (No 3).
12. **Operator**, in relation to an affected aircraft, means a person who uses the aircraft in the course of carrying on a commercial air transport enterprise that involves offering or operating scheduled or chartered air services.
13. **Relevant person** means a person who has been in a **restricted location** in the 14 days before the person is expected to disembark in Western Australia, but does not include:
 - (a) a member of the Commonwealth Parliament; or

- (b) a person:
- (i) whose entry into Western Australia is subject to the Flight Crew Directions (No 9); or
 - (ii) who is a **rig or platform crew member** and is entering Western Australia by disembarking from a rig or platform by aircraft; or
 - (iii) who is a **maritime crew member** and is entering Western Australia by disembarking a vessel by aircraft.

14. **Restricted Location** has the same meaning that it has in the COVID Transition (Border Requirements) Directions.
15. **Rig or platform crew member** has the same meaning that it has in the Rig or Platform Crew Directions (No 3).
16. **Specified arrangement** has the same meaning that it has in the COVID Transition (Border Requirements) Directions.

PENALTIES

It may be an offence not to comply with any of these directions, punishable by imprisonment for up to 12 months or a fine of up to \$50,000 for individuals and \$250,000 for bodies corporate.

Christopher John Dawson
Commissioner of Police and State Emergency Coordinator

31 January 2022 1830 hours