

## EMERGENCY MANAGEMENT ACT 2005 (WA)

### Sections 67, 71 and 72A

## AUSTRALIAN DIAMONDS QUARANTINE, TRAINING AND VENUE 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 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**). 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, Colin John Blanch, Acting Commissioner of Police and State Emergency Coordinator, now give the following directions.

### PREAMBLE

1. The purpose of these directions is to facilitate quarantine at an **approved quarantine venue** by, and training activities involving, **Australian Diamonds relevant persons** in a manner that is consistent with limiting the spread of COVID-19.

### CITATION

2. These directions may be referred to as the **Australian Diamonds Quarantine, Training and Venue Directions**.

### COMMENCEMENT

3. These directions come into effect at the time of signing.

### OPERATION

4. If an Australian Diamonds relevant person is subject to a **quarantine or isolation requirement** under the Isolation (Diagnosed) Directions (No 2) or an **exposure site direction**, the person must comply with the requirements of the Isolation (Diagnosed) Directions (No 2) or the exposure site direction (as applicable) for as long as those requirements apply to that person and not these directions, provided that, if the period of the quarantine or isolation requirement imposed by the Isolation (Diagnosed) Directions

(No 2) or an exposure site direction (as applicable) ends prior to the **quarantine period**, the person must comply with these directions for the remainder of the quarantine period.

5. An Australian Diamonds relevant person who would, but for these directions, be subject to:

(a) a quarantine or isolation requirement; or

(b) a **presentation for testing requirement**,

under the Controlled Border for Western Australia Directions, an **outbreak response direction** or the **presentation for testing directions** or paragraphs 10 or 12 of the Quarantine (Undiagnosed) Directions, is not required to comply with those quarantine or isolation requirements or presentation for testing requirements, provided that the Australian Diamonds relevant person:

(c) receives a **negative test result** in respect of a test for COVID-19 conducted on the twelfth day after the day on which the person was last in a **restricted location** (if the Australian Diamonds relevant person remains in Western Australia at that time) at the approved quarantine venue or a place approved in writing by me or a person authorised by me for the purpose; and

(d) complies with these directions.

## **DIRECTIONS**

### **Quarantine at approved quarantine venue**

6. An Australian Diamonds relevant person must remain inside their **accommodation area** within the approved quarantine venue for the **quarantine period**, unless the Australian Diamonds relevant person:

(a) is given another **direction**; or

(b) leaves for the purpose of participating in an **authorised training activity** at an approved training venue in accordance with paragraph 9; or

(c) leaves for the purposes of leaving Western Australia in accordance with paragraph 10.

7. During the quarantine period, an Australian Diamonds relevant person must:

(a) comply with relevant provisions of each **approved plan**; and

- (b) take all reasonable steps to keep at least 1.5 metres away from any other person except in circumstances where the Australian Diamonds relevant person is participating in an authorised training activity or travelling between the approved quarantine venue and the approved training venue in accordance with paragraph 9 and the other person is also an Australian Diamonds relevant person; and
  - (c) take all reasonable steps to ensure that they do not allow any person to access their accommodation area within the approved quarantine venue unless the person falls within a category of person described in paragraph 13(a)(i) to (ix); and
  - (d) wear a face mask when travelling or in an enclosed space outside of the approved quarantine venue, unless one or more of the **face covering exceptions** apply to the Australian Diamonds relevant person at that time.
8. An Australian Diamonds relevant person must call 13 COVID (13 268 43) immediately if the Australian Diamonds relevant person develops or has recently experienced **symptoms** and follow any **instruction** they are given.

#### **Authorised training activity**

9. Unless otherwise directed, an Australian Diamonds relevant person may leave the approved quarantine venue to participate in an authorised training activity at an approved training venue provided that the Australian Diamonds relevant person:
- (a) is not displaying symptoms; and
  - (b) travels in a **charter vehicle** from the approved quarantine venue to the approved training venue by the most direct and practicable route available and without stopping except as required by law or necessary for fuel; and
  - (c) complies with the **approved training venue plan** while at the approved training venue; and
  - (d) travels in a charter vehicle from the approved training venue to the approved quarantine venue at the end of the authorised training activity by the most direct and practicable route available and without stopping except as required by law or necessary for fuel.

## **Leaving Western Australia**

10. An Australian Diamonds relevant person may leave the approved quarantine venue for the purpose of leaving Western Australia provided that the Australian Diamonds relevant person:
- (a) when travelling to the departure terminal to embark on a departing flight, travels from the approved quarantine venue to the departure terminal by the most direct and practicable route available and without stopping except as required by law or necessary for fuel:
    - (i) in their own vehicle, a charter vehicle or a private vehicle; or
    - (ii) by taxi or rideshare service; or
    - (iii) in another way which an **authorised officer** orally directs them to take, and does not travel using any form of mass public transport, such as bus or train; and
  - (b) as soon as they arrive at the departure terminal, remains at the departure terminal until they leave on the departing flight; and
  - (c) boards the departing flight when it is possible to do so and remains on the departing flight until it takes off; and
  - (d) if unable to leave Western Australia on the departing flight for any reason, contacts an authorised officer as soon as possible and asks for a direction and complies with any direction given.

## **Immediate threat to safety**

11. Notwithstanding anything in these directions, an Australian Diamonds relevant person may leave a **relevant place** during their quarantine period to escape an immediate threat to their safety provided that the Australian Diamonds relevant person:
- (a) goes no further from the relevant place than is necessary to escape that threat; and
  - (b) returns to the relevant place as soon as it is safe to do so; and

- (c) if unable to return to the relevant place within an hour of leaving, telephones the police on 131 444 and informs them that the Australian Diamonds relevant person is subject to a quarantine direction and had to leave the relevant place.

### **Urgent medical treatment**

12. Notwithstanding anything in these directions, an Australian Diamonds relevant person may leave a relevant place during their quarantine period:

- (a) to seek urgent medical treatment at a **hospital** or other treatment facility when it is necessary to leave the relevant place in order for that treatment to be provided; or
- (b) if the Australian Diamonds relevant person is also a **support officer**, to accompany another Australian Diamonds relevant person leaving the relevant place under paragraph (a),

provided that the Australian Diamonds relevant person:

- (c) prior to leaving the relevant place to go to the hospital or other treatment facility:
  - (i) notifies the relevant hospital or treatment facility that the Australian Diamonds relevant person is subject to these requirements; and
  - (ii) obtains approval from the relevant hospital or treatment facility to attend for treatment at the relevant hospital or treatment facility,

provided that an Australian Diamonds relevant person will not breach this paragraph if they are, or are accompanied by, an Australian Diamonds relevant person within paragraph (b) and one of the Australian Diamond relevant persons has so informed the ambulance service or the hospital or other treatment facility; and

- (d) after obtaining the approval referred to in paragraph (c)(ii) and as soon as reasonably practicable, contacts an authorised officer and informs the authorised officer that they have approval to attend the relevant hospital or treatment facility for treatment; and
- (e) goes to the hospital or other treatment facility by ambulance or by the most direct and practicable route available and without stopping except as required by law or necessary for fuel; and

- (f) complies with any direction or instruction given by an authorised officer, an **emergency officer** or a **responsible officer**; and
- (g) unless otherwise directed or **instructed** by an authorised officer, an emergency officer or a responsible officer, returns to the approved quarantine venue as soon as possible after the urgent medical treatment has been provided by the most direct and practicable route available and without stopping except as required by law or necessary for fuel.

### **Approved quarantine venue**

13. While the **approved quarantine venue** is being used to accommodate any Australian Diamonds relevant person in their quarantine period, the owner, occupier or person apparently in charge of the approved quarantine venue, and any person employed or engaged by them or employed or engaged by such a person (including any officer, employee, agent or contractor):

- (a) must not allow, and must take all reasonable steps to prevent, any person entering the accommodation area of the venue unless that person:
  - (i) is an Australian Diamonds relevant person in their quarantine period; or
  - (ii) enters the venue in accordance with the relevant **approved quarantine venue plan**; or
  - (iii) enters the venue for the purpose of conducting testing for COVID-19 in accordance with Netball Australia's COVID-19 testing protocols provided that the person has not been in a restricted location in the previous 14 days; or
  - (iv) is a **SIA tester** and enters the venue for the purpose of conducting doping control testing provided that the SIA tester has not been in a restricted location in the previous 14 days; or
  - (v) accesses the venue for medical or emergency purposes; or
  - (vi) is required to access the venue for the purpose of performing critical and time-sensitive maintenance at the venue; or
  - (vii) is a **relevant officer**, or a person assisting a relevant officer; or

- (viii) is acting in compliance with a direction or instruction given by a relevant officer; or
    - (ix) is otherwise approved in accordance with paragraph 14(b); and
  - (b) must comply with the approved quarantine venue plan; and
  - (c) in the case of an owner, operator or person apparently in charge, 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 quarantine venue plan.
- 14. While the approved quarantine venue is being used to accommodate any Australian Diamonds relevant person in their quarantine period, a person must not enter the accommodation area of the venue unless that person is:
  - (a) a person falling within a category of persons referred to in sub-paragraph 13(a)(i) to (viii); or
  - (b) a person who:
    - (i) is approved either orally or in writing by me or a person authorised by me for that purpose; and
    - (ii) complies with any terms or conditions to which that approval is subject.

### **Approved Training Venue**

- 15. While an Australian Diamonds relevant person in their quarantine period is present at an approved training venue, the owner, occupier or person apparently in charge of the venue, and any person employed or engaged by them or employed or engaged by such a person (including any officer, employee, agent or contractor):
  - (a) must not allow, and must take all reasonable steps to prevent, any person entering the **quarantine training zone** of the approved training venue, unless that person:
    - (i) is also an Australian Diamonds relevant person in their quarantine period who is participating in an authorised training activity at the venue; or
    - (ii) enters the venue in accordance with the approved training venue plan; or

- (iii) enters the venue for medical or emergency purposes; or
  - (iv) is required to enter the venue for the purpose of performing critical and time-sensitive maintenance at the venue; or
  - (v) is a SIA tester and enters the venue for the purpose of conducting doping control testing provided that the SIA tester has not been in a restricted location in the previous 14 days; or
  - (vi) is a relevant officer, or a person assisting a relevant officer; or
  - (vii) is acting in compliance with a direction or instruction given by a relevant officer; or
  - (viii) is otherwise approved in accordance with paragraph 16(b); and
- (b) must comply with the approved training venue plan; and
  - (c) in the case of an owner, operator or person apparently in charge, 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 training venue plan.
16. While an Australian Diamonds relevant person in their quarantine period is present at an approved training venue, a person must not enter the quarantine training zone of the venue unless that person is:
- (a) a person falling within a category of persons referred to in sub-paragraph 15(a)(i) to (vii); or
  - (b) a person who:
    - (i) is approved, either orally or in writing, by me or a person authorised by me for that purpose; and
    - (ii) complies with any terms or conditions to which that approval is subject.

**Netball Australia to ensure compliance with the approved training venue plan**

17. **Netball Australia** must take all reasonable steps to ensure that the approved training venue plan and the approved quarantine venue plan are complied with.

## AUTHORISATION

18. Wherever this direction contemplates a person authorised by me giving any approval, I authorise any **police officer** acting at or above the rank of Inspector to give that approval.

## INTERPRETATION

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

## DEFINITIONS

20. **Accommodation area** means that part of the approved quarantine venue to which Australian Diamonds relevant persons are permitted to have access in accordance with the approved quarantine venue plan.
21. **Approved plan** means each of:
  - (a) the approved quarantine venue plan; and
  - (b) the approved training venue plan; and
  - (c) the **approved transport plan**.
22. **Approved quarantine venue** means the Fraser Suites located at 10 Adelaide Terrace, East Perth.
23. **Approved quarantine venue plan** means the Fraser Suites Accommodation Hub Plan, Version 2, last updated 11<sup>th</sup> August 2021.
24. **Approved training venue** means the Gold Netball Centre located at 200 Selby Street, Jolimont.
25. **Approved training venue plan** means, in relation to the Gold Netball Centre, the "COVID-19 Training Venue Plan SSN Quarantine Training Sessions Venue: Gold Netball Centre" version 4 dated 2 July 2021, and any amendment or replacement of that plan approved in writing by me or a person authorised by me for that purpose.
26. **Approved transport plan** means either of the following relevant plans in relation to a charter vehicle:

- (a) ATG Australian Transit Group "Driver Directive – to assist in minimising the spread of Coronavirus Disease (COVID-19) – Transportation of Interstate Groups", undated; and
  - (b) Adams "COVID-19 – 2021 Passenger Transport - Coach Cleaning Procedure (Document No. 2021-HSE-PR-0001)", dated 7 April 2021
27. **Australian Diamonds relevant person** means a person who entered Western Australia from Victoria on 4 September 2021 and who is:
- (a) a current member of the Australian Diamonds ; or
  - (b) a person who coaches or trains a person referred to in paragraph (a); or
  - (c) an Australian Diamonds team official; or
  - (d) an Australian Diamonds team doctor; or
  - (e) the partner or child of a person referred in paragraphs (a) or (d); or
  - (f) any other person approved as an Australian Diamonds relevant person in writing by me or a person authorised by me.
28. **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.*
29. **Authorised training activity** means training and related exercise and physical conditioning undertaken as a member of the Australian Diamonds including (where applicable):
- (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 the Australian Diamonds, including physiotherapy, sports medicine and team meetings.
30. **Charter vehicle** means a charter bus or other charter vehicle that has been hired for the exclusive use of the Australian Diamonds in connection with the transport of Australian Diamonds relevant persons in their quarantine period and in relation to which there is an approved transport plan.

31. **Direction** includes any direction under the Act or the *Public Health Act 2016* (WA), whether the direction is given orally or in writing, and **directed** includes directed by way of a direction under the Act or the *Public Health Act 2016* (WA), whether the direction is given orally or in writing.
32. **Emergency officer** has the same meaning that it has in the *Public Health Act 2016* (WA).
33. **Exposure period** means, in respect of an exposure site, a period of time identified in materials published by the government of any Australian State or Territory as being a time period when a person who was at or within the exposure site was at heightened risk of contracting COVID-19.
34. **Exposure site** means a specific building, business, facility or location that has been identified in materials published by the government of any Australian State or Territory as being a location where a person was at heightened risk of contracting COVID-19 existed if persons were at or within that location during the **exposure period**.
35. **Exposure site direction** means a direction made under the Act which imposes an obligation on a person based upon that person having been at an exposure site during the relevant exposure period.
36. **Face covering exceptions** means any of the following circumstances or situations that apply to the Australian Diamonds relevant person at the relevant time:
- (a) the person has a physical, developmental or mental illness, injury, condition or disability which makes wearing a face covering unsuitable; or
  - (b) the person is communicating with a person who is deaf or hard of hearing and visibility of the mouth is essential for communication; or
  - (c) the person needs to temporarily remove their face covering so as to enable another person to appropriately perform their occupation; or
  - (d) the person is consuming food, drink or medicine; or
  - (e) the person is asked to remove the face covering to ascertain identity; or
  - (f) not wearing a face covering is required for emergency purposes (other than emergency preparation or emergency preparation activities, unless another exception specified in this paragraph applies); or

- (g) the person is working in the absence of others in an enclosed indoor space (unless and until another person enters that indoor space); or
- (h) the person is running or jogging or otherwise engaged in some form of strenuous or vigorous exercise or physical activity; or
- (i) the person is travelling in a **motor vehicle** and is the sole occupant of that vehicle; or
- (j) the person is undergoing emergency medical or dental care or treatment to the extent that such care or treatment requires that no face covering be worn; or
- (k) the person is directed by a judicial officer or tribunal member in proceedings in a court or tribunal to remove their face covering to ensure the proper conduct of those proceedings; or
- (l) not wearing a face covering is otherwise required or authorised by law; or
- (m) wearing a face covering is not safe in all the circumstances,

provided that, where a person is relying on an exception under subparagraph (b) to (m), that person resumes wearing the face covering as soon as reasonably practicable after the person no longer falls within the relevant exception.

- 37. **Hospital** has the same meaning that it has in the *Health Services Act 2016* (WA).
- 38. **Instruction** means an instruction given for the purposes of this approval which is not a direction, whether the instruction is given orally or in writing, and **instructed** means instructed by way of an instruction, whether the instruction is given orally or in writing.
- 39. **Motor vehicle** has the same meaning as in paragraph (b) of the definition of "motor vehicle" in section 4 of the *Road Traffic (Administration) Act 2008* (WA).
- 40. **Netball Australia** means Netball Australia Limited.
- 41. **Negative test result** means a test result:
  - (a) where no evidence of infection with COVID-19 was detected; or
  - (b) where evidence of previous COVID-19 infection was detected, but where the Chief Health Officer or a person authorised by him for that purpose has classified such infection as being a historical case.

42. **Outbreak response direction** mean any directions made under the Act which in substance:
- (a) limit the categories of person who may enter Western Australia from New Zealand or another Australian State or Territory based upon an outbreak of COVID-19 within New Zealand or that State or Territory (or a part thereof); or
  - (b) impose quarantine or isolation requirements or presentation for testing requirements upon persons who enter Western Australia from New Zealand or another Australian State or Territory based upon an outbreak of COVID-19 within New Zealand or that Australian State or Territory (or a part thereof),
- including the Outbreak Outside of Western Australia Response Directions (No 8), but does not include:
- (c) the Controlled Border for Western Australia Directions; or
  - (d) any **specified arrangement**; or
  - (e) any exposure site direction.
43. **Participate** means to:
- (a) undertake or engage in; or
  - (b) organise.
44. **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.
45. **Presentation for testing directions** means the Presentation for Testing Directions (No 35).
46. **Presentation for testing requirement** means an obligation imposed on a person to present to be tested for COVID-19.
47. **Quarantine period**, in relation to an Australian Diamonds relevant person, means the period ending 14 days after the day on which the Australian Diamonds relevant person was last in a restricted location prior to their most recent entry into Western Australia.
48. **Quarantine or isolation requirement** means an obligation imposed on a person to travel to, or remain within, any place (including **suitable premises**) for a period of time in order to mitigate the risk of such a person infecting any other person with COVID-19.

49. **Quarantine training zone** means that portion of the approved training venue identified in an approved training venue plan for use by an Australian Diamonds relevant person during their quarantine period.
50. **Relevant officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
51. **Relevant place** means each of the approved quarantine venue and the approved training venue.
52. **Responsible officer** has the same meaning that it has in the Controlled Border for Western Australia Directions.
53. **Restricted location** has the same meaning that it has in the Controlled Border for Western Australia Directions.
54. **SIA tester** means a person engaged by Sport Integrity Australia.
55. **Specified arrangement** has the same meaning that it has in the Controlled Border for Western Australia Directions.
56. **Suitable premises** has the same meaning that it has in the Controlled Border for Western Australian Directions.
57. **Support officer** means a person who is appropriately trained and qualified to provide support to an Australian Diamonds relevant person described in paragraph 27(a) or (b) and includes, for the avoidance of doubt, medical personnel engaged by Netball Australia or the Australian Diamonds.
58. **Symptoms** means any one or more of:
  - (a) a fever of 37.5 degrees or above; or
  - (b) a recent history of fever; or
  - (c) symptoms of acute respiratory infection (including, but without limitation, shortness of breath, a cough or sore throat); or
  - (d) loss of smell or loss of taste.

## **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.

**Colin John Blanch**

Acting Commissioner of Police and State Emergency Coordinator

13 September 2021 0715 hours