

**EMERGENCY POWERS (COVID 19 PANDEMIC)
(NO. 3) ORDER, 2020**

Arrangement of Orders

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**EMERGENCY POWERS (COVID 19 PANDEMIC)
REGULATIONS, 2020
(CHAPTER 34)**

**EMERGENCY POWERS (COVID 19 PANDEMIC) (NO. 3)
ORDER, 2020**

In exercise of the powers conferred on me by the Emergency Powers (Covid 19 Pandemic) Regulations, 2020, I HEREBY make the following Order —

PART I - PRELIMINARY

1. Citation and commencement.

- (1) This Order may be cited as the Emergency Powers (Covid 19 Pandemic) (No. 3) Order, 2020.
- (2) This Order shall take effect on Monday the 27th day of July, 2020.

PART II - COVID 19 PROTOCOLS

2. Curfew.

- (1) A curfew is hereby imposed extending from 7:00 p.m. to 5:00 a.m. daily with such exceptions as are permitted herein or as may be approved by the Commissioner of Police.
- (2) Every person, except an essential worker, shall remain confined to their place of residence (inclusive of their yard space) during the curfew to avoid contact outside of their family.
- (3) For the purposes of this order, an “essential worker” includes essential officers of —
 - (a) The Royal Bahamas Police Force;
 - (b) The Royal Bahamas Defence Force;
 - (c) Fire Services;
 - (d) the Department of Correctional Services;
 - (e) the Ministry of Social Services;
 - (f) the Department of Environmental Health Services;

- (g) the Department of Immigration;
 - (h) the Customs Department;
 - (i) waste disposal and sanitation companies;
 - (j) any hospital, public health care or medical facility;
 - (k) essential officers of any water, electricity or other sector encompassing the provision of electronic communications including print and electronic media;
 - (l) Bahamas Civil Aviation Authority;
 - (m) the Sandilands Rehabilitation Centre; and
 - (n) the National Insurance Board.
- (4) An essential worker shall at all times carry a government issued identification.

3. Physical distancing protocols.

- (1) Every person shall practice physical distancing between themselves and others who are not of the same household of no less than six feet whenever he is away from his residence.
- (2) Every business establishment must —
 - (a) ensure that all customers and staff maintain physical distancing between themselves and others of no less than six feet in or outside the business;
 - (b) determine the number of persons that may be permitted in the establishment at any one time by permitting one person for every thirty square feet of store space;
 - (c) have distance markers six feet apart, indicating where each customer must stand on a line at a check out point;
 - (d) have distance markers six feet apart on the outside of the establishment, indicating where customers must stand while waiting to enter the establishment.

4. Requirement to wear face mask.

- (1) Every person who leaves his residence shall, while away from his residence, wear a face mask, which fits securely to his face, covering his nose and mouth.
- (2) Any person who is found not wearing a face mask in accordance with this order commits an offence and is liable on summary conviction to a fine of two hundred dollars or to a term of one month imprisonment or to both such fine and imprisonment.
- (3) Every establishment or business shall —

- (a) deny entry to any person not wearing a face mask described in paragraph (1);
- (b) ensure that its employees are fitted with face masks described in paragraph (1) at all times when in the presence of other employees or customers;
- (c) ensure that its employees are allowed regular breaks outside of the presence of other employees or customers to permit the employee access to fresh air without wearing a face mask.

5. Requirement to sanitise.

Every business establishment shall —

- (a) provide hand sanitising stations at every entry to that business establishment;
- (b) ensure that every person who enters sanitises his hands;
- (c) regularly sanitise the premises provided that such sanitisation is done no less than twice a day; and
- (d) sanitise the premises, equipment and furniture in accordance with applicable protocols approved by the Ministry of Health.

6. Requirement to carry government issued identification.

Every person who leaves his residence in accordance with the provisions of this Order, shall carry with him a government issued identification and shall produce the same for inspection when required to do so by a peace officer.

PART III - PUBLIC AND PRIVATE BUSINESSES AND INSTITUTIONS

7. Public Service.

- (1) Subject to paragraph (3), all persons employed within the public service and any government operated statutory body shall operate in accordance with paragraph (2).
- (2) Where the physical structure or layout of an office does not allow for adequate physical distancing in accordance with order 3, the permanent secretary or department head of that office shall cause to be prepared and implemented, a two month rotating schedule for the attendance of persons employed.
- (3) Any person who is employed within the public service and who has a comorbidity or compromised health, shall upon the submission of a

medical certificate to the relevant permanent secretary or department head, be permitted to work remotely for a period of two months.

- (4) A person to whom paragraph (3) refers may be subjected to a medical examination by a medical practitioner appointed by the Competent Authority.

8. Businesses and institutions.

- (1) Subject to this Order, every establishment, business, institution or agency is permitted to operate between the hours of 5:00 am and 6:00 pm daily.
- (2) Every establishment or business permitted to operate under this Order —
 - (a) shall do so, subject to orders 3 and 4; and
 - (b) may do so, utilizing the curbside pickup and delivery protocol as set out in the *First Schedule*.

9. Tourism facilities, attractions, excursions, etc.

- (1) Subject to orders 3 and 4, the following tourism facilities, attractions and excursions are permitted to operate —
 - (a) hotels and vacation rental accommodations;
 - (b) attractions, excursions and tours.
- (2) Subject to order 10, a business or commercial activity in a hotel or resort shall be permitted to operate and shall not be restricted to the hours of operation specified in order 2.
- (3) For the avoidance of doubt, guests of a hotel shall remain on the premises of that hotel during the curfew as specified in order 2.

10. Prohibited businesses.

- (1) For the avoidance of doubt, the following are not permitted to operate or be held—
 - (a) casinos, bars, discotheques, cinemas, museums, libraries, historical societies and other cultural and entertainment facilities;
 - (b) regattas, festivals, fairs, plays, performance arts and other cultural or entertainment events;
 - (c) the occasional sale of prepared meals commonly known as a cook out, steak out or souse out;
 - (d) gyms and outdoor exercise groups; and
 - (e) craft and straw market vendors, and jet ski operators.
- (2) Notwithstanding paragraph (1), the Competent Authority may under the recommendation of the Ministry of Health, exempt a business or undertaking from the prohibition of this order.

11. Restaurants and food vendors.

- (1) A restaurant may, in accordance with this order, operate between the hours of 5:00 am and 6:00 pm daily —
 - (a) utilizing —
 - (i) curbside pickup or delivery in accordance with the protocol set out in the *First Schedule*;
 - (ii) drive thru; or
 - (iii) take away; and
 - (b) ensuring that —
 - (i) its employees wear masks in accordance with order 4;
 - (ii) all patrons adhere to physical distancing protocols and wear masks in accordance with orders 3 and 4, respectively.
- (2) For the avoidance of doubt, “restaurant” includes a mobile takeaway restaurant —
 - (a) that has a valid business licence issued under the Business Licence Act, 2010 (*No. 25 of 2010*);
 - (b) that meets aesthetic standards as approved by the Ministry of Works;
 - (c) that has been granted written approval by the Commissioner of Police to occupy a location;
 - (d) whose employees have valid food handlers certifications; and
 - (e) that has been certified by the Ministry of Health.
- (3) The following restaurants and food vendors shall not be permitted to operate —
 - (a) restaurants and food vendors situate at Arawak Cay and Potters Cay in New Providence; and
 - (b) all “Fish Fry” locations in Grand Bahama, including but not limited to those located in —
 - (i) Eight Mile Rock;
 - (ii) Smith's Point;
 - (iii) West End; and
 - (iv) Williams Town.

12. Roadside vendors.

- (1) Subject to paragraph (2), roadside vendors of food and beverages shall operate subject to standard guidelines as approved by the Ministry of Health.

- (2) Roadside vendors situate at the locations specified in order 11(3) shall not be permitted to operate.

13. Salons, barbershops and spas.

- (1) A hair stylist, barber or other cosmetologist may operate between the hours of 5:00 am and 6:00 pm daily, subject to being certified by the Ministry of Health to resume work.
- (2) The operator of a salon, barbershop or spa shall ensure that —
 - (a) orders 3, 4 and 5 are strictly adhered to by employees and patrons; and
 - (b) at any time, the occupancy of the salon, barbershop or spa shall not exceed one patron per service provider.

PART IV – RELIGIOUS, EDUCATIONAL AND OTHER EVENTS AND ACTIVITIES

14. Education and religious instruction.

- (1) All religious and educational places of instruction or worship shall remain closed.
- (2) Paragraph (1) does not prohibit —
 - (a) any activity referred to therein by electronic or virtual means;
 - (b) individual attendance at a church for private individual prayer while maintaining physical distancing.
- (3) For the purposes of this order, “electronic or virtual means” includes the live streaming of instruction from a facility with the attendance of no more than ten persons inclusive of officiants or instructors.

15. Restriction on social activities.

No person shall host or attend —

- (a) a private party which includes any person from outside of the immediate household of the house occupant;
- (b) a recreational or competitive sporting event;
- (c) a banquet, ball or reception;
- (d) any social event;
- (e) any other ceremony of public worship in any facility or public place which involves the participation of any member of the general public or a congregation; or

- (f) a meeting of a fraternal society, private or social club or civic association or organization.

16. Funerals, burials and repasts.

- (1) A funeral service may be held in a church or other religious facility provided that —
 - (a) the number of attendees is no more than five persons, exclusive of the officiants and mortuary workers;
 - (b) the service shall be subject to the protocols issued by the Bahamas Christian Council and approved by the Ministry of Health.
- (2) The burial at a graveside may be held with the persons specified in paragraph (1)(a) and shall be subject to physical distancing and the requirement to wear masks in accordance with orders 3 and 4, respectively.
- (3) No funeral repast may be hosted.

17. Wedding ceremonies and receptions.

- (1) A wedding ceremony may be held —
 - (a) in a church, in a facility or outdoors with no more than five persons, exclusive of the officiant;
 - (b) in accordance with protocols provided in order 3, 4 and 5.
- (2) No person may host or attend a wedding reception.

18. Exercise and sporting activities.

- (1) No person shall host or attend a recreational or competitive sporting event.
- (2) Notwithstanding paragraph (1), the training of professional and elite athletes is permitted.
- (3) A person may engage in outdoor exercise provided that —
 - (a) he remains within his immediate neighbourhood;
 - (b) he shall not exercise with any other person who is not a family member of the same residence.

19. Fishing.

The following activities shall be permitted —

- (a) fishing with no more than two persons in the vessel between the hours of 5:00 am and 6:00pm;
- (b) trap setting and lobster fishing beyond the curfew hours set in order 2(1) ; and
- (c) commercial fishing beyond curfew hours set out in order 2(1).

20. Construction.

Construction activities shall be permitted subject to protocols established by the Bahamas Chamber of Commerce and Employers Confederation and approved by the Ministry of Health.

PART V – DOMESTIC AND INTERNATIONAL TRAVEL

21. Domestic travel.

- (1) Effective 7:00 pm on Tuesday the 28th day of July, 2020 no person there shall travel inter island except —
 - (a) in respect of an emergency;
 - (b) for the transport of essential goods or services; or
 - (c) where that person —
 - (i) prior to travelling, undergoes a RTPCR COVID 19 molecular diagnostic test and obtains a negative result; and
 - (ii) upon arrival on the other island, submits to mandatory quarantine at a government identified facility or any other appropriate facility as determined by the Ministry of Health, for a period of fourteen days.
- (2) Residents of the islands of Mayaguana, Inagua, Crooked Island, Acklins and Long Cay may travel within those islands without meeting the requirements of paragraph (1)(c).
- (3) All passengers travelling inter island shall be required to wear face masks in accordance with order 4.
- (4) The operator of any aircraft, passenger ferry or mailboat carrying persons inter island shall deny the boarding of any person who —
 - (a) is not wearing a face mask and shall ensure that travellers continue to wear their face mask throughout the journey;
 - (b) has not complied with paragraph (1);
- (4) An operator referred to in paragraph (4) who permits a person to travel contrary to paragraph (4) commits an offence and is liable upon summary conviction to a fine of five hundred dollars in respect of each passenger in violation.
- (5) There shall be no ferry operation between East End, Grand Bahama and Crown Haven, Abaco.

22. Quarantine of inter island travellers.

Effective 5:00 pm on Tuesday, the 21st day of July, 2020, any person travelling from an island for which notice has been given of an impending lockdown order shall at his own expense, be placed under mandatory quarantine for a period of fourteen days upon arrival at the other island in The Bahamas.

23. Public transportation and taxi service.

No person shall offer for hire or seek to travel on any public bus transportation.

24. Restriction on international travel into Grand Bahama.

- (1) For the purposes of preventing the spread of Covid 19, effective 5:00 pm on Tuesday, the 21st day of July, 2020, no international travel, whether by air or sea, commercial or private shall be permitted into or out of Grand Bahama.
- (2) For the avoidance of doubt, the restriction on international commercial travel in paragraph (1), does not include the international carriage of goods.
- (3) Notwithstanding paragraph (1) —
 - (a) the Director-General of the Bahamas Civil Aviation Authority may permit a private or commercial flight into or out of Grand Bahama; and
 - (b) the Bahamas Maritime Authority may permit a private or commercial vessel into or out of Grand Bahama, only for the purpose returning a person to a jurisdiction outside of The Bahamas.

25. Entry requirements for citizens or legal residents.

- (1) A citizen or legal resident of The Bahamas who has obtained a health visa issued by the Government shall be permitted to enter The Bahamas.
- (2) An applicant for a health visa shall be required prior to arrival in The Bahamas —
 - (a) to undergo a RTPCR COVID 19 molecular diagnostic test administered by an accredited lab; and
 - (b) if result of the test is negative, submit or cause to be submitted to the Chief Medical Officer at the Ministry of Health, the results of the test together with his contact information.
- (3) A citizen or legal resident to whom a health visa has been issued shall, upon arrival in The Bahamas —
 - (a) submit to mandatory quarantine at a government identified facility or any other appropriate facility as determined by the Ministry of

- Health, for a period of fourteen days upon arrival in The Bahamas;
and
- (b) undergo a RTPCR COVID 19 molecular diagnostic test at the end of the period specified in subparagraph (a).
- (4) Notwithstanding paragraph (2), a citizen or legal resident ten years old or younger shall —
- (a) not be required to undergo a RTPCR COVID 19 molecular diagnostic test prior to arrival in The Bahamas; and
 - (b) be required to submit to mandatory quarantine in accordance with paragraph (3).
- (5) For the purposes of this order —
- (a) a hotel is an appropriate facility for quarantine under paragraph (3) (a);
 - (b) the results of a RTPCR COVID 19 molecular diagnostic test shall be valid for a period of ten days from the date on which the test was taken;
 - (c) a negative test result means a result of a RTPCR COVID 19 molecular diagnostic test result indicating that a person is COVID 19 free; and
 - (d) “legal resident” includes a non-Bahamian who is a owner of a home in The Bahamas.

26. Visitors.

- (1) A visitor shall be permitted to enter The Bahamas if he has —
 - (a) obtained a health visa issued by the Government; and
 - (b) complied with all other legal requirements for entry. —
- (2) An applicant for a health visa shall be required prior to arrival in The Bahamas —
 - (a) undergo a RTPCR COVID 19 molecular diagnostic test administered by an accredited lab; and
 - (b) if result of the test is negative, submit or cause to be submitted to the Chief Medical Officer at the Ministry of Health, the results of the test together with his contact information.
- (3) A visitor to whom a health visa has been issued shall, upon arrival in The Bahamas —
 - (a) submit to mandatory quarantine in a government identified facility or any other appropriate facility as determined by the Ministry of Health, for a period of fourteen days upon arrival in The Bahamas; and

- (b) undergo a RTPCR COVID 19 molecular diagnostic test at the end of the period specified in subparagraph (a).
- (4) Notwithstanding paragraph (2), a visitor ten years old or younger shall —
 - (a) not be required to undergo a RTPCR COVID 19 molecular diagnostic test prior to arrival in The Bahamas; and
 - (b) be required to submit to mandatory quarantine in accordance with paragraph (3).
- (5) Notwithstanding paragraph (3), any diplomatic personnel shall be exempt from mandatory quarantine upon arrival in The Bahamas.
- (6) An exemption under paragraph (5) shall not include an exemption from monitoring under order 27.
- (7) A visitor under mandatory quarantine, may, subject to protocols established by the Ministry of Health, and at his own expense, travel outside of the jurisdiction from
- (8) For the purposes of this order —
 - (a) a hotel is an appropriate facility for quarantine under paragraph (3) (a);
 - (b) a negative test result means a result of a RTPCR COVID 19 molecular diagnostic test result indicating that a person is COVID 19 free; and
 - (c) the results of a RTPCR COVID 19 molecular diagnostic test shall be valid for a period of ten days from the date on which the test was taken.

27. Monitoring.

- (1) As a condition of entry into The Bahamas, a person referred to in order 25 or 26 agrees to monitoring which includes monitoring —
 - (a) by way of the HubbCat Monitoring Platform;
 - (b) by the Ministry of Health;
 - (c) by members of the COVID 19 Enforcement Unit which is comprised of health officers and officers of the Royal Bahamas Police Force as authorised by the Competent Authority; and
 - (d) by unscheduled visits by the Royal Bahamas Police Force.
- (2) A —
 - (a) citizen or legal resident who refuses to be monitored in accordance with paragraph (1)(a), shall be required to submit to mandatory quarantine, at his own expense, at a government identified facility as appointed by the Competent Authority;

- (b) visitor who refuses to be monitored shall be deported at the earliest opportunity and until such deportation be placed in mandatory quarantine at a government identified facility.

28. Responsibility of airline and vessel operators.

- (1) The operator of any aircraft or vessel shall not permit any person to board that aircraft or vessel without the passenger first presenting —
 - (a) the test results referred to in orders 25(2) and 26(2) which are valid in accordance with orders 25(5) and 26(7); or
 - (b) confirmation from the Ministry of Health that the passenger is ten years old and younger and not required to undergo a RTPCR COVID 19 molecular diagnostic test in accordance with orders 25(4) or 26(4).
- (2) The operator of any aircraft or vessel transporting persons in accordance with this Order shall be obligated to report to the Chief Medical Officer as soon as practicable but no later than upon arrival in The Bahamas, the details of any passenger exhibiting apparent symptoms of Covid 19.

PART VI - PROVISION OF CARE AND VISITATION

29. Provision of care in homes and residential care facilities.

- (1) Any person desirous of —
 - (a) conducting home visits for the purpose of providing medical, therapeutic or other patient care;
 - (b) providing care in a residential care establishment or facility,must submit to the Chief Medical Officer —
 - (i) a valid government issued identification;
 - (ii) a current residential address, telephone number and other contact information;
 - (iii) evidence of training and certification to provide medical or therapeutic care;
 - (iv) details regarding the care to be provided and contact information for current patients or clients, and undergo infection control protocol training provided by the Ministry of Health prior to providing any care.
- (2) A person referred to in paragraph (1), may be required by the Chief Medical Officer to undergo Covid 19 testing from time to time.
- (3) Upon satisfaction of meeting the requirements of paragraph (1), the Chief Medical Officer may issue a letter authorising a person referred to in

paragraph (1), to provide medical, therapeutic or other patient care by home visit or in a residential care establishment or facility.

- (4) No person shall permit a healthcare worker or caregiver to enter his home or a residential care establishment facility unless that healthcare worker or caregiver produces a letter of authorisation issued by the Chief Medical Officer in accordance with paragraph (3).

30. Restriction on visitation.

No person shall visit or be permitted to visit —

- (a) any place of quarantine or isolation station;
- (b) a patient in a hospital or residential care establishment or facility;
- (c) a detainee in a correctional facility.

PART VII – MISCELLANEOUS

31. Closure of occasional markets, public beaches and parks.

- (1) The Fish Fry situated at Arawak Cay and other occasional markets throughout The Bahamas shall remain closed.
- (2) The Potters Cay Dock and every other dock throughout The Bahamas shall be closed to any commercial activity and sales of any thing to the general public, including fish, conch or any other such catch.
- (3) All public beaches and parks shall remain closed in accordance with the Emergency Powers (Covid 19 Pandemic) (Beaches) (No. 2) Order, 2020¹.

32. Power to stop vehicles.

- (1) The Royal Bahamas Police Force shall have powers to stop any vehicle and inquire as to the purposes for which that vehicle is being utilized and to arrest anyone found in violation of this Order.
- (2) For the purposes of this Order, “vehicle” includes a motor vehicle or motor bike.

33. Littering.

- (1) No person shall dump on or otherwise deposit or leave any litter in any public place or open space.
- (2) For the purposes of this order, “litter” means anything whatsoever, including dust, dirt, oddments, leavings, waste paper, cigarette ends,

¹S.I. No. 112 of 2020.

bottles (whether empty or not), derelict vehicles, derelict vessels and any dead animal or carrion.

34. Failure to enforce requirements.

- (1) Any owner, manager or operator of any establishment or business who —
- (a) allows the entry of any person not wearing a mask; or
 - (b) fails to ensure that —
 - (i) all persons within the establishment or business wears a mask while within the establishment or business; or
 - (ii) the number of persons in the establishment or business is limited in accordance with this Order
 - (iii) sanitisation measures in accordance with order 5 are carried out,
- commits an offence and is liable upon summary conviction to a fine of five hundred dollars.
- (2) Where a person referred to in paragraph (1) commits —
- (a) a second offence, that person shall be liable upon summary conviction to a fine of one thousand dollars;
 - (b) a third or subsequent offence —
 - (i) that person shall be liable upon summary conviction to a fine of five thousand dollars; or
 - (ii) the establishment or business may be ordered to close temporarily; or
 - (iii) the person shall be liable upon summary conviction to a fine of five thousand dollars and the establishment or business may be ordered to close temporarily.
- (4) For the purposes of this order, “establishment or business” includes public or private transportation for hire.

35. Falsified results.

Any person who —

- (a) submits a falsified result of a Covid 19 diagnostic test; or
- (b) undergoes a RTPCR COVID 19 molecular diagnostic test prior to his departure from The Bahamas and presents the results of that test on his return to The Bahamas as though the test had been carried out in another jurisdiction,

commits an offence and upon summary conviction is liable to a fine not exceeding two thousand dollars or to two years imprisonment or to both such fine and imprisonment.

36. General penalty.

Any person, company or organization who contravenes any order given herein for which no penalty is provided, is liable upon summary conviction to a fine not exceeding ten thousand dollars or to a term of imprisonment not exceeding eighteen months or to both.

37. Issue of notice.

- (1) Notwithstanding anything to the contrary in this or any other Order where a peace officer finds any person or has reason to believe that any person (“the alleged offender”) is committing or has committed an offence under order 4 he may then and there serve upon the alleged offender the prescribed notice in writing charging him with the commission of the offence.
- (2) The peace officer shall at the time of such service notify the alleged offender —
 - (a) of his requirement to appear before a magistrate on the day specified in connection with the charge; and
 - (b) that he has the opportunity of having his appearance before a magistrate waived and of having no conviction recorded against him should he, the alleged offender, sign the notice in the appropriate place in acknowledgement of his guilt and return it to the magistrate's clerk specified in the notice together with the sum mentioned in the notice in payment of the fixed penalty.
- (3) Notwithstanding anything to the contrary in any law, the alleged offender who signs the notice and pays the fixed penalty before the expiration of fourteen days following the date of the notice shall be treated for all purposes in law as a person who has not committed or been charged with or prosecuted for or convicted of or sentenced for the offence in respect of which payment was made.
- (4) Subject to paragraph (7), where a person is served a notice under paragraph (1) in respect of an offence no proceedings shall be taken against the alleged offender for that offence until the end of fourteen days following the date of the notice.
- (5) Payment of the fixed penalty shall be made to the clerk of the Magistrate's Court specified in the notice and the admission of guilt and the sum paid shall, subject to paragraph (3), be dealt with by the magistrate of that court in the same manner as an adjudication by him in court upon the admission of an offence punishable on summary conviction and for which no conviction is recorded.
- (6) In any proceedings, a certificate that payment of the fixed penalty was or was not paid to the relevant magistrate's clerk by the date specified in the

certificate shall, if the certificate purports to be signed by the magistrate's clerk be sufficient evidence of the facts stated therein, unless the contrary is proved.

- (7) For the purposes of this section, the fixed penalty shall be two hundred dollars.
- (8) In any proceedings for an offence to which paragraph (1) applies, no reference shall be made about the conviction of the alleged offender to the giving of any notice under this section or to the payment or non-payment of the fixed penalty unless in the course of the proceedings or in some document which is before the Court in connection with the proceedings reference has been made by or on behalf of the alleged offender to the giving of such a notice or as the case may be to such a payment or non-payment.
- (9) A notice issued to a person under paragraph (1), shall for the purposes of this Order or any other law, be deemed to be a summons issued to that person by the magistrate or the Magistrate's court specified in the notice for the appearance of that person in the event where he does not sign the notice in acknowledgement of his guilt and make payment of the fixed penalty.
- (10) For the purposes of this section the notice shall be in the form in the *Second Schedule*.

38. Guidelines.

The Competent Authority may issue guidelines to provide for further clarification on these Orders.

39. Revocation of S.I. No. 111 of 2020.

The Emergency Powers (Covid 19 Pandemic) (No. 2) Order, 2020 is hereby revoked.

FIRST SCHEDULE

(Order 8(6) and 11(3))

DELIVERY AND CURBSIDE CRITERIA AND PROTOCOLS

DELIVERY

A business resuming operations via delivery should meet the following criteria and protocols at a minimum —

- (a) utilize gloves and other protocols in handling and delivery of goods;
- (b) upon arrival at the customer's destination, the delivery person shall call, text or email the customer to announce delivery of the goods;
- (c) ensure that there is no person-to-person contact utilizing practices such as —
 - (i) leaving the delivery outside the door with the driver waiting an effective distance away from the door;
 - (ii) waiting at an effective distance away from the door to make a visual confirmation that the parcel has been received; and
 - (iii) taking an image of the customer collecting the package, as an additional precaution and to confirm receipt.

CURBSIDE PICKUP

A business resuming operations via curbside pick-up should meet the following criteria —

- (a) the customer shall place an order remotely, either through an online store, social media page, app or telephone;
- (b) the business shall issue an invoice to the customer and the customer shall pay by electronic or digital platform, or in cash at the time of pick up via placing the cash in an envelope in a secure bin provided by the business which must be sanitized after every use;
- (c) the business shall schedule a same day or other day pick up;
- (d) all orders shall be filled in store by essential staff, who must practise Covid 19 safety and physical distancing protocols;
- (e) staff must wear personal protection equipment while filling orders;
- (f) the customer will call the store when they are outside;
- (g) a member of staff of the business shall place the goods in the trunk of the customer's vehicle, if possible, while continuing to practice physical distancing at all times;

(h) all customers are encouraged to remain in their vehicles.

SECOND SCHEDULE

(order 37)

Form
Royal Bahamas Police Force
NOTICE OFFERING WAIVER OF APPEARANCE BEFORE MAGISTRATE
AVAILABLE

TO: (Offender)

.....of.....
.....
.....

Driver's Licence No

National Insurance No
(or)

Passport No.....Country of Issue

Take Notice that

I,
(number, rank and name of police officer) have reason to believe that the offence of
(name offence and give particulars) has been committed by you
.....

You may waive your obligation to appear before the Magistrate and have no conviction
for the offence recorded if you sign this notice in the appropriate place below admitting
guilt of the offence and returning the signed notice together with the fixed penalty of
\$..... before the day of 20 to
the clerk of the Magistrate's Court # situated
at

Failure to return the signed notice together with the above sum in payment of the fixed
penalty in the manner and within the time specified above will result in your trial for
the above offence before the Magistrate of the aforementioned Magistrate's Court

at o'clock in the morning/afternoon of 20 and for
which trial you are hereby requested to attend before the Magistrate at that time.

Signature of Officer

I admit to the above offence and make the payment of the sum of \$

Signature of Offender

Date:.....20.....

Made this 27th day of July, 2020



PRIME MINISTER