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BARBADOS

S.I. 2021 No. 31

Emergency Management (COVID-19) Order, 2021

S. I. 2021 No. 19

**EMERGENCY MANAGEMENT (COVID-19) (CURFEW) (NO. 9)
DIRECTIVE, 2021**

WHEREAS pursuant to paragraph 15 of the *Emergency Management (COVID-19) Order, 2021 (S.I. 2021 No. 19)* made under the *Emergency Management Act, Cap. 160A*, it is provided that the Prime Minister on the advice of the Chief Medical Officer may issue a directive requiring every person to observe such physical distancing and associated protocols in the interest of public health as may be specified;

AND WHEREAS a public health emergency exists in Barbados;

The Prime Minister, by virtue of the power and authority vested in her and on the advice of the Chief Medical Officer pursuant to paragraph 15 of the *Emergency Management (COVID-19) Order, 2021*, hereby issues the following Directive:

1. This Directive may be cited as the *Emergency Management (COVID-19) (Curfew) (No. 9) Directive, 2021*.

2.(1) This Directive commences on Tuesday 27th April, 2021 and expires on Monday 17th May, 2021.

(2) During the period specified in subparagraph (1), the following curfew periods are hereby imposed throughout Barbados:

(a) from midnight on Thursday 29th April, 2021 to 5:00 a.m. on Friday 30th April, 2021;

- (b) from midnight on Friday 30th April, 2021 to 5:00 a.m. on Saturday 1st May 2021;
- (c) from midnight on Saturday 1st May, 2021 to 5:00 a.m. on Sunday 2nd May, 2021;
- (d) from midnight on Sunday 2nd May, 2021 to 5:00 a.m. on Monday 3rd May, 2021;
- (e) from midnight on Thursday 6th May, 2021 to 5:00 a.m. on Friday 7th May, 2021;
- (f) from midnight on Friday 7th May, 2021 to 5:00 a.m. on Saturday 8th May, 2021;
- (g) from midnight on Saturday 8th May, 2021 to 5:00 a.m. on Sunday 9th May, 2021;
- (h) from midnight on Sunday 9th May, 2021 to 5:00 a.m. on Monday 10th May, 2021;
- (i) from midnight on Thursday 13th May, 2021 to 5:00 a.m. on Friday 14th May, 2021;
- (j) from midnight on Friday 14th May, 2021 to 5:00 a.m. on Saturday 15th May, 2021;
- (k) from midnight on Saturday 15th May, 2021 to 5:00 a.m. on Sunday 16th May, 2021; and
- (l) from midnight on Sunday 16th May, 2021 to 5:00 a.m. on Monday 17th May, 2021;

3.(1) No person shall leave his residence during the curfew periods specified in paragraph 2(2), except

- (a) the person is an employee or member of an essential service; or
- (b) the person has an emergency.

(2) Every employee or member of an essential service shall have on his person at all times, evidence of his employment by, or membership of, as the case may be, such a service.

(3) The Attorney General may, on request made to him through *www.gov.bb*, grant an exemption to any person or business affected by subparagraph (1).

4.(1) No person, other than a person referred to in paragraph 3 or a person referred to in subparagraph (2) shall leave his residence between the hours of 5:00 a.m. and midnight on the following days:

- (a) Wednesday 28th April, 2021;
- (b) Saturday 1st May, 2021;
- (c) Sunday 2nd May, 2021;
- (d) Sunday 9th May, 2021; and
- (e) Sunday 16th May, 2021.

(2) Subparagraph (1) applies to the following persons:

- (a) a person who is the owner, operator or employee of a business or an establishment set out in paragraph 6 or 7;
- (b) a person who is transacting business with a business or an establishment set out in paragraph 6 or 7;
- (c) a person who is attending a place of religious worship as permitted by paragraph 12;
- (d) a person who is visiting a beach or a park or is exercising outdoors as permitted by paragraph 13;
- (e) a person who is directly involved in the COVID-19 vaccination exercise either as a service provider or to receive a vaccine;
- (f) a person who is directly involved in the national clean-up campaign organized by the Ministry of Housing and Lands; and

(g) a person who is directly involved in the cleaning of private or commercial premises.

(3) Any person who gives false or misleading information to a member of the Police Force, the Defence Force or a member of the COVID-19 Protocol Monitoring Unit, in this Directive referred to as “the Unit”, as to his reason for leaving his residence between the hours specified in paragraph 3(1) or subparagraph (1) contravenes this Directive.

5.(1) Subject to subparagraphs (2) and (3), with effect from Tuesday 27th day of April, 2021 every business, establishment and organization is permitted to open and to conduct business every day from Monday to Saturday unless otherwise exempted.

(2) Notwithstanding subparagraph (1), night clubs and discotheques are not permitted to operate at anytime.

(3) Subject to paragraph 10, the following businesses and establishments shall be permitted to operate in the manner specified and in accordance with the protocols established by the Chief Medical Officer and the Unit:

- (a) bars may operate at 50 per cent of their capacity;
- (b) cinemas; and
- (c) pleasure craft and private boat charters shall carry no more than 50 per cent of their authorized number of passengers;

6. On Wednesday 28th April, 2021, Saturday 1st May, 2021, Sunday 2nd May, 2021, Sunday 9th May, 2021 and Sunday 16th May, 2021, only the following non-essential services shall be permitted to operate in the manner specified:

- (a) attractions and heritage sites such as, Andromeda Botanic Gardens, the Animal Flower Cave, Harrison’s Cave, St. Nicholas Abbey and similar places;
- (b) bakeries for the baking of bread, bread depots and bread vans for the sale of bread;

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- (c) cleaning services that clean for essential services and businesses to which this paragraph applies;
 - (d) coconut vendors on the hard shoulder of the ABC Highway in addition to other locations;
 - (e) farms and fishing operations but vending is prohibited;
 - (f) fuel manufacturers, fuel storage facilities and fuel distributors, for the entire day;
 - (g) gasoline stations, for the sale of products relating to motor vehicles, petroleum products, including liquefied petroleum gas, commonly referred to as “bottled gas”, and for the sale of top-ups for mobile telephones and pharmaceuticals;
 - (h) hardware stores;
 - (i) hotels, villas and other rental accommodation, for the entire day, including restaurants;
 - (j) pharmaceutical manufacturers, manufacturers of beverages and dairy products, food processors and food distributors;
 - (k) pharmacies for the sale of pharmaceuticals and the filling of prescriptions;
 - (l) pleasure craft and private boat charters in accordance with the terms set out at paragraph 5(3)(c);
 - (m) sugar factories, for the entire day; and
 - (n) tyre shops, wrecker services and emergency personnel for vehicle response, as needed.

7. Notwithstanding anything contained in this Directive, food service establishments shall be permitted to open from Monday to Sunday, and shall comply with the protocols published by the Chief Medical Officer.

- 8.(1)** The owner or operator of any business or establishment shall
- (a) ensure that
 - (i) the staff of the business or establishment; and
 - (ii) all persons who enter the business or establishment,comply with the physical distancing protocols;
 - (b) provide hand sanitizing stations for staff and all persons who enter the business or establishment;
 - (c) restrict the number of persons within and outside the business or establishment at any one time in order to ensure that a physical distance of at least 6 feet is maintained between every person;
 - (d) ensure that persons do not assemble otherwise than for the purpose of transacting business; and
 - (e) comply with such other protocols as may be established by the Chief Medical Officer and the Unit.
- (2) The owner or operator of any business or establishment in which there are 25 or more employees shall designate an employee as a COVID-19 compliance officer.
- 9.(1)** Any member of the Police Force or the Unit may enter any business or establishment at any time during its hours of operation in order to ensure that the business or establishment is in compliance with this Directive and for that purpose, may ask questions of the owner or employees of the business or establishment.
- (2) Any owner or employee referred to in subparagraph (1) who
- (a) denies entry to;
 - (b) fails to answer any question put to him by or gives a false or misleading answer to any such question to;

(c) assaults, insults, obstructs or uses threatening words or gestures to; or
(d) fails to comply with any instructions given to him by
any member of the Police Force or the Unit contravenes this Directive.

10. No person shall host or attend

- (a) a party;
- (b) a banquet, ball, dance or reception;
- (c) a meeting of a fraternal society, private or social club or civic association or organization;
- (d) a social event known as
 - (i) "a bus crawl"; or
 - (ii) "a lime";
- (e) a karaoke event;
- (f) a picnic; or
- (g) a bus or other vehicular excursion.

11.(1) Notwithstanding paragraph 10(c) and subject to this paragraph, persons may engage in sporting activities for the purposes of non-contact training practice only.

(2) Sporting bodies or organizations shall submit a draft of their intended protocols to the Unit for the approval of the Unit and no such body shall resume any sporting activity until the body or organization has received the written approval of the Unit.

(3) Spectators are not permitted to attend any sporting activity; but support personnel essential for the conduct of the sporting activity may be present.

(4) Squash is permitted, for practice only and only one person is permitted to be on the court at any time.

- (5) Boxing and martial arts are permitted subject to the following conditions:
- (a) there shall only be non-contact bouts;
 - (b) there shall only be non-contact shadow training;
 - (c) there shall only be non-contact coaching.
- (6) Any sport not specifically mentioned in this paragraph is permitted for training practice only and there shall be no contact
- (a) between participants; and
 - (b) between participants and coaches or support personnel.
- (7) Notwithstanding anything contained in this paragraph, the following sports are prohibited:
- (a) basketball;
 - (b) horse racing;
 - (c) netball;
 - (d) rugby; and
 - (e) wrestling.

12.(1) Notwithstanding paragraph 10, subparagraphs (2), (3), (4), (5) and (6) shall apply to places of worship, funeral services, wedding ceremonies and wedding receptions, as the case may be.

(2) Places of religious worship are permitted to open and a distance of at least 6 feet in all directions shall be maintained among all persons who attend places of religious worship.

(3) Sacraments and rituals of faith may be administered at places of religious worship and the following protocols shall be observed:

- (a) communion shall be by individual servings of sacraments only; and

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- (b) officiants and participants in the sacrament of baptism, except the person who is being baptized, shall wear face masks and face shields.
- (4) Funeral services shall be attended by no more than 100 mourners, who shall remain 6 feet apart in every direction, two officiants and the funeral director and necessary staff.
- (5) Wedding ceremonies shall be attended by the bride and bridegroom, 2 witnesses, the marriage officer and no more than 100 guests or other persons who shall remain 6 feet apart in every direction.
- (6) Only seated dining may be provided at wedding receptions, with 6 feet of separation between table set-ups and dancing is prohibited.
- (7) Members of the same household may sit together at any event referred to subparagraphs (2), (3), (4), (5) and (6).

13.(1) Beaches and parks shall be open between the hours of 5:00 a.m. and 7:00 p.m daily.

(2) Persons may exercise together outdoors, in which case there shall be a physical distance of at least 6 feet between them, unless they are members of the same household.

14. A person who is in a public place shall

- (a) wear a face mask as specified in paragraph 16;
- (b) comply with the physical distancing protocols established by the Chief Medical Officer, unless they are members of the same household; and
- (c) comply with every condition specified by the Chief Medical Officer and the Unit.

15. Except where participating in an activity permitted by this Directive,

- (a) no group exceeding 5 persons who are not members of the same household shall remain outdoors unless they are within the curtilage of a residence; and

- (b) no more than 8 members of the same household shall remain outdoors as a group, except within the curtilage of their residence.

16.(1) No person shall, without reasonable explanation,

- (a) be in a public building or public place; or
- (b) travel on a public service vehicle or other public transport, whether as a driver, conductor or passenger,

unless he wears a face mask, face shield or face-covering which covers his mouth, nose and chin.

(2) Where the person referred to in subparagraph (1) is a child who is accompanied by an individual who has responsibility for the child, the individual shall provide and ensure that the child has and wears a face mask, face shield or face covering as required by subparagraph (1).

(3) The owner or operator of any business or establishment, which provides goods or services to the public, shall ensure that no member of the public is permitted to enter, or, having entered, to remain within any enclosed space of the business or establishment, unless the person is wearing a face mask, face shield or face covering which covers his mouth, nose and chin.

(4) Subparagraph (3) binds the Crown.

(5) Subparagraphs (1) to (3) shall not apply to children under 5 years of age.

(6) Subparagraph (1) does not apply to persons travelling in a private vehicle.

(7) Notwithstanding subparagraph (1)(a), a person may, if he is required to speak and is physically distanced from other persons present, remove his mask only for the duration of the speech.

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- (8) For the purposes of subparagraph (1), a person has a reasonable explanation
- (a) where the person cannot put on, wear or remove a face mask, face shield or face covering by reason of any medical, physical or mental illness or disability;
 - (b) where the person is travelling with or providing assistance to another person and the other person relies on lip-reading to communicate with the first person;
 - (c) where the person is eating, drinking, taking medication or exercising;
 - (d) where a request is made of the person to remove his face mask, face shield or face covering temporarily for security and identification purposes; or
 - (e) in such other circumstances as may be provided for in such protocols as the Chief Medical Officer may determine.
- (9) For the purposes of this Directive, “public building” or “public place” includes a building or a place to which members of the public have a general or conditional right of access.

17. No person shall visit any place of quarantine or an isolation station.

18. No person shall visit a prisoner or a ward of a Government Industrial School but, for the avoidance of doubt, may visit such a facility to transact business.

19. No more than one person at a time shall visit a patient in a hospital, nursing home, senior citizens’ home or a facility for the treatment of persons with an addiction to or a dependency on a drug or a narcotic substance.

20.(1) No person shall transmit a video recording or an audio recording of any person or in any way make known to the public the identity of any person

- (a) who has been tested for COVID-19 or the result of any such test; or

(b) who is in quarantine or in an isolation station.

(2) It is a defence for the person who is charged with an offence under subparagraph (1) if he proves that he had obtained the prior consent of the person who is the subject of the act.

21.(1) A public service vehicle shall carry no more than 75 per cent of its authorized number of sitting passengers and shall carry no standing passengers.

(2) The windows of public service vehicles shall remain open throughout the journey, except during inclement weather.

(3) Subparagraph (2) does not apply to those public service vehicles whose windows are sealed by the manufacturer.

(4) The owner or driver of a public service vehicle shall ensure that the vehicle is sanitized after putting down passengers and before taking up new passengers at the following motor omnibus depots and terminals:

- (a) Mangrove Bus Depot;
- (b) Oistins Bus Depot;
- (c) Constitution Road Terminal;
- (d) Fairchild Street Terminal;
- (e) Princess Alice Terminal; and
- (f) Speightstown Terminal.

(5) An owner or driver of a public service vehicle who fails to comply with any provision of this paragraph is, in addition to the penalty provided by paragraph 27, liable to have his licence or permit suspended.

22. Every traveller to Barbados shall

- (a) give details of his accommodation in Barbados to the Chief Immigration Officer and to the Chief Medical Officer;
- (b) comply with this Directive; and

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- (c) comply with the Travel Protocols for entry into Barbados and the Health and Safety Protocols for the Tourism Sector established by the Chief Medical Officer for the Ministry of Tourism.
- 23.** A traveller to Barbados who gives false or misleading information on arrival in Barbados to the Chief Immigration Officer or the Chief Medical Officer concerning his accommodation in Barbados contravenes this Directive.
- 24.** A person who is placed in quarantine
- (a) shall not leave the room in which he is quarantined without the consent of the Chief Medical Officer;
 - (b) shall not receive guests; and
 - (c) shall obey the directions of the Chief Medical Officer.
- 25.** The owner or operator of any business or establishment who fails to comply with this Directive is, in addition to the penalty provided by paragraph 27, liable to be ordered to cease to operate for the duration of this Directive.
- 26.** Notwithstanding any provision of this Directive, the Prime Minister or Attorney General, acting on the advice of the Chief Medical Officer or the Unit, may direct the owner or operator of any business or establishment to cease to operate for the duration of this Directive.
- 27.** Any person who is guilty of an offence and is liable on summary conviction to a fine of \$50 000 or to imprisonment for a term of one year or to both pursuant to paragraph 15(1) of the *Emergency Management (COVID-19) Order, 2021* (S.I. 2021 No. 19).
- (a) contravenes this Directive or fails to comply with any condition specified by the Chief Medical Officer or the Unit; or
 - (b) any protocol approved by the Unit under paragraph 11(2).

Made by the Prime Minister this 24th day of April, 2021.

MIA AMOR MOTTLEY
Prime Minister

Resolution No. 6/2021

Ref. No.: MP: 176/7/2A^{T2}

HOUSE OF ASSEMBLY

WHEREAS by virtue of section 28A(1) of the *Emergency Management Act*, Cap. 160A it is provided that where the Governor-General is satisfied that an emergency has arisen as a result of a person or an animal having a communicable or a notifiable disease, the Governor-General may by Proclamation, on the advice of the Prime Minister after the Prime Minister has consulted, or has been advised by, the Chief Medical Officer, declare that a public health emergency exists;

AND WHEREAS by section 28A(2) of the said Act it is provided that a Proclamation issued under section 28(1) shall, unless previously revoked, remain in force for one month or for such longer period, not exceeding 6 months, as the House of Assembly may determine by a resolution supported by the votes of a majority of all the members of that House;

AND WHEREAS a Proclamation was issued on the 26th day of March, 2021 and is due to expire on the 25th day of April, 2021;

AND WHEREAS the House of Assembly has by a vote of the majority of all the members thereof, determined by resolution to extend the said Proclamation;

BE IT RESOLVED that the Proclamation aforesaid is hereby extended until the 25th day of September, 2021.

APPROVED by the House of Assembly this 23rd day of April, Two thousand and twenty-one.

A. HOLDER
Speaker.