



# **Saint Lucia GOVERNMENT GAZETTE**

## **EXTRAORDINARY**

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GOVERNMENT NOTICE

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The following documents are published with and form part of this *Extraordinary Gazette*:

## Statutory Instruments

- No. 207 of 2021 — COVID-19 (Prevention and Control) (Physical Distancing) (No. 20) Order.
- No. 208 of 2021 — Drugs (Prevention of Misuse) (Cannabis Cultivation) Regulations.

*COVID-19 (Prevention and Control)*  
*(Physical Distancing) (No. 20) Order*

**SAINT LUCIA**

STATUTORY INSTRUMENT, 2021, No. 207

[ 22nd December, 2021 ]

In exercise of the power conferred under section 17 of the COVID-19 (Prevention and Control) Act, No. 9 of 2020, the Minister responsible for health, on the recommendation of the Chief Medical Officer, makes this Order:

**Citation and commencement**

1.—(1) This Order may be cited as the COVID-19 (Prevention and Control) (Physical Distancing) (No. 20) Order, 2021.

(2) This Order comes into force on the 23<sup>rd</sup> day of December, 2021.

**Interpretation**

2. In this Order, “fully vaccinated” means that two weeks have passed since a person received —

- (a) a single-dose vaccine, such as Johnson & Johnson;
- (b) the second dose in a two-dose series of Astrazeneca, Pfizer-BioNTech or Moderna; or
- (c) another COVID-19 vaccine approved by the Minister on the advice of the Chief Medical Officer.

**Purpose**

3. The purpose of this Order is to impose physical distancing on individuals within the entire country in the interest of public health.

**Physical distancing**

4. In an effort to prevent the spread of COVID-19, a person shall distance himself or herself no less than three feet from another person.

*COVID-19 (Prevention and Control)*  
*(Physical Distancing) (No. 20) Order*

**Duty of business, establishment or office**

**5. A business, establishment or office —**

- (a) shall ensure that a customer and staff maintain physical distancing in accordance with section 4 in or outside the business, establishment or office;
- (b) shall determine the number of persons that may be permitted in the business, establishment or office at any one time by permitting one person for every nine or more square feet of space;
- (c) may place prominent distance markers, indicating where each customer must stand on a line at a checkout point; and
- (d) may place distance markers apart on the outside of the business, establishment or office, indicating where customers must stand while waiting to enter the business, establishment or office.

**Operation of educational institutions**

**6.** An educational institution shall continue to operate under the Education Act, Cap. 18.01.

**Operation of business, establishment or office**

**7.—(1)** A business, establishment or office specified in Schedule 1 —

- (a) may open at minimal operation using a blended approach;
- (b) shall cease operation —
  - (i) from Thursday the 23<sup>rd</sup> day of December, 2021 at 9 p.m. to Friday the 24<sup>th</sup> day of December, 2021 at 4 a.m.,
  - (ii) on Saturday the 25<sup>th</sup> day of December, 2021 at 12 a.m. to 4 a.m.,

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- (iii) from Saturday the 25th day of December, 2021 at 9 p.m. to Sunday the 26th day of December at 4 a.m.,
- (iv) from Sunday the 26th day of December, 2021 at 5 p.m. to Monday the 27th day of December, 2021 at 4 a.m.,
- (v) from Monday the 27th day of December, 2021 at 5 p.m.,
- (vi) from Tuesday the 28th day of December, 2021 to Wednesday the 29th day of December, 2021 at 9 p.m. to 4 a.m. on each day,
- (vii) from Thursday the 30th day of December, 2021 at 9 p.m. to Friday the 31st day of December, 2021 at 4 a.m.,
- (viii) on Saturday the 1st day of January, 2022 at 12 a.m. to 4 a.m.,
- (ix) from Saturday the 1st day of January, 2022 at 9 p.m. to Sunday the 2nd day of January, 2022 at 4 a.m.,
- (x) from Sunday the 2nd day of January, 2022 at 5 p.m. to Monday the 3rd day of January, 2022 at 4 a.m.,
- (xi) from Monday the 3rd day of January, 2022 at 5 p.m. to Tuesday the 4th day of January, 2022 at 4 a.m.,
- (xii) on Tuesday the 4th day of January, 2022 to Saturday the 8th day of January, 2022 at 9 p.m. to 4 a.m. on each day,
- (xiii) on Sunday the 9th day of January, 2022 at 4 p.m. to Monday the 10th day of January, 2022 at 4 a.m.,
- (xiv) on Monday the 10th day of January, 2022 to Friday the 14th day of January, 2022 at 9 p.m. to 4 a.m. on each day.

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(2) Subsection (1) does not apply to the essential services, business, establishment or office specified in Schedule 2.

(3) Without prejudice to subsection (1)(a), a restaurant and other food establishments approved by the Ministry responsible for Health and the Ministry responsible for Tourism may provide a dine-in service to persons who are fully vaccinated and allow the sale and disposal of intoxicating liquor at the restaurant and other food establishment.

(4) In this section, “blended approach” means operations that combine —

- (a) physical attendance;
- (b) working remotely; or
- (c) virtual means.

**Suspension of sale and disposal of intoxicating liquor**

**8.—**(1) A person with a valid liquor licence for the sale and disposal of intoxicating liquor granted under the Liquor Licence Act, Cap. 13.17 may permit a fully vaccinated person, on the licensed premises to consume intoxicating liquor.

(2) Subsection (1) does not apply to —

- (a) the sale and manufacture of hand sanitizers;
- (b) the manufacture of intoxicating liquor for sale outside of Saint Lucia.

(3) A person with a valid liquor licence under the Liquor Licence Act, Cap. 13.17 that offers for sale or disposes of intoxicating liquor shall —

- (a) in the case of a bar or refreshment business, commence operations at 10 a.m. on each day;
- (b) cease operation at the time specified under section 7(1).

(4) In this section, “licensed premises” means a building or place for which a liquor licence has been granted under the Liquor Licence Act, Cap. 13.17.

*COVID-19 (Prevention and Control)*  
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**Confinement to residence**

**9.—**(1) In an effort to prevent the spread of COVID-19, a person shall remain confined to their place of residence to avoid contact outside of their family —

- (a) from Thursday the 23<sup>rd</sup> day of December, 2021 at 10 p.m. to Friday the 24<sup>th</sup> day of December, 2021 at 4 a.m.;
- (b) on Saturday the 25<sup>th</sup> day of December, 2021 from 1 a.m. to 4 a.m.;
- (c) from Saturday the 25<sup>th</sup> day of December, 2021 at 10 p.m. to Sunday the 26<sup>th</sup> day of December, 2021 at 4 a.m.;
- (d) from Sunday the 26<sup>th</sup> day of December, 2021 at 6 p.m. to Monday the 27<sup>th</sup> day of December, 2021 at 4 a.m.;
- (e) from Monday the 27<sup>th</sup> day of December, 2021 at 6 p.m. to Tuesday the 28<sup>th</sup> day of December, 2021 at 4 a.m.;
- (f) from Tuesday the 28<sup>th</sup> day of December, 2021 to Wednesday the 29<sup>th</sup> day of December, 2021 at 10 p.m. to 4 a.m. on each day;
- (g) from Thursday the 30<sup>th</sup> day of December, 2021 at 10 p.m. to Friday the 31<sup>st</sup> day of December, 2021 at 4 a.m.;
- (h) on Saturday the 1<sup>st</sup> day of January, 2022 from 1 a.m. to 4 a.m.;
- (i) from Saturday the 1<sup>st</sup> day of January, 2022 at 10 p.m. to Sunday the 2<sup>nd</sup> day of January, 2022 at 4 a.m.;
- (j) from Sunday the 2<sup>nd</sup> day of January, 2022 at 6 p.m. to Monday the 3<sup>rd</sup> day of January, 2022 at 4 a.m.;
- (k) from Monday the 3<sup>rd</sup> day of January, 2022 at 6 p.m. to Tuesday the 4<sup>th</sup> day of January, 2022 at 4 a.m.;

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- (l) from Tuesday the 4th day of January, 2022 to Saturday the 8th day of January, 2022 at 10 p.m. to 4 a.m. on each day;
  - (m) from Sunday the 9th day of January, 2022 at 5 p.m. to Monday the 10th day of January, 2022 at 4 a.m.;
  - (n) from Monday the 10th day of January, 2022 to Friday the 14th day of January, 2022 at 10 p.m. to 4 a.m. on each day.
- (2) Subsection (1) does not prevent —
- (a) travel to the hospital, work by essential service workers or a place by a person authorized by the National Emergency Management Organization; or
  - (b) outdoor exercise, whether alone or together with family members living under the same roof.

(3) In this section, “residence” includes the enclosed yard space of the person’s home.

**Expiry**

**10.** This Order expires on the 14<sup>th</sup> day of January, 2022.



*COVID-19 (Prevention and Control)  
(Physical Distancing) (No. 20) Order*

**SCHEDULE 1**

(Section 7(1)(a))

**BUSINESS, ESTABLISHMENT OR OFFICE TO OPEN AT  
MINIMAL OPERATION**

<b>Service/Activity</b>	<b>Component</b>
Financial or Banking Services	Teller Services ATM Services Online Services Counter Services General Administration
Public or private electricity, water, telecommunications and other utility services	Counter Services Data Centre General Administration
Supermarkets, minimarts, small shops, bakeries	In Store At location Delivery activities
Hardware Stores	Sale of hardware supplies
Food Supply and preparation services	Supply of raw food
Restaurants	Delivery Take-away Drive-thru
Food trucks and food stalls	Take-away
Hotel and guesthouse restaurants	Service for house guest only
Farming and Fishing Activities	Fresh fruit Raw food Local Butchers Fishing production and distribution activities
Construction	All Services

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Gas Stations and Petroleum Services	Gas station services Cooking Gas including operations and delivery Production Storage Delivery
Telecommunications Services	Operations Maintenance Counter Services Data Centre General Administration
Vending of food or agricultural produce	Operations Delivery
Automobile Garages	All Services
Automobile parts supplies services	All Services
Law Offices	All Services
Accounting Firms	All Services
Hotels	All Services
The Public Service	All services except the services specified in Schedule 2
The Judiciary	All Services

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**SCHEDULE 2**

(Section 7(2))

**PART I  
ESSENTIAL SERVICES**

Health Services	Hospital Clinic Public and Private Pharmacies Medical Shops Dialysis Centre Diagnosis and Lab Services Private Doctor practices Veterinary Services
Police Fire Emergency Services Safety and Security Private Security	All Services
Public Transportation and Taxi Services	All Services
The Public Service	Immigration Customs and Excise Department Department of Infrastructure Department of Transport
The National Emergency Management Organization	All Services
Sanitation and Solid Waste Management Services	Collection Disposal Cleaning operations
Air and Sea Ports	Airport operations, subject to travel restrictions Cargo Services Port Police Security Airport Transfers General Administration

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Customs Brokerage Courier Services Online Commerce	Operations Delivery
Broadcasting and Media	Production Operations and Information Dissemination
Postal Services	All Services
Public or private electricity, water, telecommunications and other utility services	Production Operation Repairs Maintenance
Cleaning services	All Services

**PART II  
BUSINESS, ESTABLISHMENT OR OFFICE**

Manufacturing	All Services
COVID-19 Certified Accommodation Provider	All Services
Call Centres	All Services
Farming Activities	All activities carried out by a farmer registered with the Ministry of Agriculture and who presents the identification card issued on registration
Fishing Activities	All activities carried out by a fisherman licensed under the Fisheries Act, Cap. 7.15

Made this 22<sup>nd</sup> day of December, 2021.

MOSES JN. BAPTISTE,  
*Minister responsible for health.*

*Drugs (Prevention of Misuse) (Cannabis Cultivation) Regulations***SAINT LUCIA**

STATUTORY INSTRUMENT, 2021, No. 208

**ARRANGEMENT OF REGULATIONS***Regulation*

1. Citation
2. Interpretation
3. Application
4. Cultivation of cannabis
5. Authorized activities in the cultivation of cannabis
6. Cultivation area
7. Indoor cultivation area
8. Restriction on cultivation near school premises



*Drugs (Prevention of Misuse) (Cannabis Cultivation) Regulations***SAINT LUCIA**

STATUTORY INSTRUMENT, 2021, No. 208

[ 22nd December, 2021 ]

In exercise of the power conferred under section 10(1)(b) of the Drugs (Prevention of Misuse) Act, Cap. 3.02 the Minister responsible for health makes these Regulations.

**Citation**

1. These Regulations may be cited as the Drugs (Prevention of Misuse) (Cannabis Cultivation) Regulations, 2021.

**Interpretation**

2. In these Regulations —

“Act” means the Drugs (Prevention of Misuse) Act, Cap. 3.02;

“dwelling-house” —

(a) means a place where a person is ordinarily resident;

(b) includes —

(i) land that is subjacent to the dwelling-house and the immediately contiguous land that is attributable to the dwelling-house, such as a yard, garden or other similar land, and

(ii) a building or structure on land referred to in subparagraph (i);

“fresh cannabis” —

(a) means buds and leaves;

(b) does not include plant material that can be used to propagate cannabis.

*Drugs (Prevention of Misuse) (Cannabis Cultivation) Regulations***Application**

**3.** These Regulations apply to the cultivation of cannabis at a dwelling-house.

**Cultivation of cannabis**

**4.**—(1) A person may cultivate not more than four cannabis plants at a time at his or her dwelling-house.

(2) Subregulation (1) applies where there is more than one person at the dwelling-house.

**Authorized activities in the cultivation of cannabis**

**5.** A person who cultivates a cannabis plant under regulation 4 may —

- (a) possess the cannabis; or
- (b) obtain dried cannabis, fresh cannabis, cannabis or cannabis seeds.

**Cultivation area**

**6.** A person may cultivate cannabis —

- (a) inside a dwelling-house; or
- (b) outside a dwelling-house.

**Indoor cultivation area**

**7.** Where cannabis is cultivated inside a dwelling-house, cultivation must take place in one room of the dwelling-house.

**Restriction on cultivation near school premises**

**8.**—(1) A person shall not cultivate cannabis in or within a radius of one hundred yards of school premises.

(2) In this regulation, “school premises” —

- (a) means a nursery school, primary or secondary school, technical institution, training centre, teachers’ college, university or other educational institution for children or young persons;



*Drugs (Prevention of Misuse) (Cannabis Cultivation) Regulations*

- (b) includes buildings, playing fields or other premises established or maintained by the institutions in paragraph (a) for the benefit of its pupils or students whether or not such buildings, playing fields or other premises are within the curtilage of the institution.

Made this 22<sup>nd</sup> day of December, 2021.

MOSES JN.BAPTISTE,  
*Minister responsible for health.*