

SAINT LUCIA

STATUTORY INSTRUMENT, 2020, No. 74

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SAINT LUCIA

STATUTORY INSTRUMENT, 2020, No.74

[15th May, 2020]

In exercise of the power conferred under section 3 of the Emergency Powers (Disasters) Act, Cap. 14.07, the Minister responsible for disaster preparedness and prevention makes this Order:

Citation

1. This Order may be cited as the Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 7) Order, 2020.

Interpretation

2.— (1) In this Order —

“curfew” means the time specified under section 3;

“full operation” means operating a service in accordance with the physical distancing protocols specified under section 7 in the normal location and within the customary time;

“public service” has the meaning assigned under section 124 of the Constitution of Saint Lucia, Cap. 1.01.

(2) A word that is defined in the Emergency Powers (Disasters) (COVID 19) Order, Statutory Instrument No. 42 of 2020 has the same meaning in this Order.

Curfew

3. A curfew is imposed each day on the 18th day of May, 2020 to the 31st day of May, 2020 from 9 p.m. to 5 a.m.

Operation of services

4. Except during the curfew, a service is open for full operation.

*Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 7) Order***Operation of public services**

5. Except during the curfew, a Government agency is open for full operation.

Essential services to operate during curfew

6.—(1) A service or public service that is an essential service shall operate with the written permission of the competent authority during the curfew.

(2) An essential service that operates under subsection (1) shall be issued with a pass by the Director of the National Emergency Management Organization.

(3) An essential service under subsection (1) shall comply with the physical distancing protocols specified under section 7.

(4) In this section, “essential service” has the meaning assigned under section 10(4) of the Emergency Powers (Disasters) (COVID 19) Order, Statutory Instrument, No. 42 of 2020.

Physical distancing protocols

7. A service or public service shall —

- (a) ensure that all customers and staff maintain physical distancing of no less than six feet —
 - (i) in the business or office, or
 - (ii) outside the business or office, if required;
- (b) determine the number of persons that may be permitted in the office at any one time by permitting one person for every thirty square feet of space.

Confinement to residence

8.—(1) In an effort to prevent the spread of COVID 19, a person other than a person under sections 4, 5 and 6 shall remain confined in their place of residence to avoid contact outside of their family during the curfew.

Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 7) Order

- (2) Subsection (1) does not apply to necessary travel —
- (a) to an essential service that is in the closest proximity from where the person resides; or
 - (b) by essential service personnel.

Educational institutions

9.—(1) All educational institutions shall remain closed.

(2) Subsection (1) does not prohibit any activity that can be performed by electronic or virtual means.

(3) In subsection (2), “activity” includes teaching and learning.

Restriction on social activities

10.—(1) A person shall not host or attend —

- (a) a private party;
- (b) a tournament and contact sporting event;
- (c) a wedding which host ten or more persons other than the bride, bridegroom, official witness and the marriage officer;
- (d) a banquet, ball or reception;
- (e) a social event including the cinema and mass crowd events;
- (f) a beach picnic;
- (g) a river party; or
- (h) a meeting of a fraternal society, private or social club or civic association or organization.

(2) A faith-based organization may hold a religious ceremony —

- (a) in accordance with the physical distancing protocols specified under section 7; and
- (b) if the Ministry of Equity, Social Justice, Local Government and Empowerment, after consultation with the Chief Medical Officer, has approved a COVID 19 Response Plan prepared by the faith-based organization.

Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 7) Order

International travel

11.—(1) For the purposes of preventing, controlling and suppressing the spread of COVID 19 —

- (a) except with the prior written permission of the competent authority, all airports shall be closed to incoming international flights;
- (b) except with the written permission of the competent authority, all sea ports shall be closed to regional and international seafaring and private boating; and
- (c) except with the written permission of the competent authority, a person shall not be permitted to enter and disembark for any reason, including transiting through Saint Lucia.

(2) The restriction under subsection (1) does not apply to —

- (a) outgoing flights or outgoing ships;
- (b) cargo flights or cargo ships;
- (c) commercial courier flights;
- (d) emergency medical flights;
- (e) emergency flights approved by the Civil Aviation Authority.

Restriction on road traffic

12.—(1) A person shall not drive a vehicle on any public or private road during the curfew except with the written permission of the Director of the National Emergency Management Organization.

(2) The Royal Saint Lucia Police Force shall have power to stop any vehicle and enquire as to the purpose for which that vehicle is being utilized.

(3) In this section, “vehicle” includes a motor vehicle or motorcycle.

*Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 7) Order***Restriction on visitation**

13. Except with the permission of the Chief Medical Officer, a person shall not visit or be permitted to visit a person placed in isolation.

Disposal of intoxicating liquor

14.—(1) A person with a valid liquor licence under the Liquor Licence Act, Cap. 13.17 may expose for sale or dispose of intoxicating liquor each day from 7 a.m. to 6 p.m.

(2) Subsection (1) does not permit a person, on the licensed premises, to —

- (a) consume intoxicating liquor;
- (b) loiter;
- (c) assemble; or
- (d) socialize.

(3) Subsection (2) does not apply to a restaurant.

(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.

(5) Section 30 of the Liquor Licence Act, Cap. 13.17 applies to this section.

Wearing of masks or other covering

15. In an effort to prevent the spread of COVID 19, a person shall wear a mask or other covering fitting over the nose and mouth when in public.

General penalty

16. A person who contravenes this Order commits an offence and is liable to imprisonment with or without hard labour for a term not exceeding six months or a fine not exceeding one thousand dollars or both and forfeiture of goods or money in respect of which the offence has been committed.

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Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 7) Order

Revocation

17. The Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 6) Order, Statutory Instrument, No. 63 of 2020 is revoked.

Expiry

18. This Order ceases to have effect when the declaration of state of emergency pursuant to which this Order has been made ceases to have effect.

Made this 15th day of May, 2020.

ALLEN M. CHASTANET,
Prime Minister.