

*Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 5) Order***SAINT LUCIA****STATUTORY INSTRUMENT, 2020, No. 56****ARRANGEMENT OF SECTIONS***Section*

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SAINT LUCIA

STATUTORY INSTRUMENT, 2020, No. 56

[14th April, 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. 5) 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;

“minimal operation” means allowing employees or public servants to work —

(a) remotely from home utilizing virtual means; or

(b) in accordance with the physical distancing protocols specified under section 7 within the time specified by a business or Government agency;

“public service” means a public service under section 5(1);

“service” means a service under section 4(1).

(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.

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Curfew

3. A curfew is imposed each day on the 15th day of April, 2020 to the 26th day of April, 2020 from 7 p.m. to 5 a.m.

Operation of services

4.—(1) Except during the curfew, a service specified under column 1 of Schedule 1 may, in relation to an activity specified under column 2 of Schedule 1, be open for full operation, minimal operation or be closed as specified under column 3 of Schedule 1.

(2) The competent authority may, with or without the written request of a person who supplies a service, add a service to Schedule 1 or vary column 2 or 3 by publication in the *Gazette*.

(3) The publication in the *Gazette* under subsection (2) must contain —

- (a) the type of service;
- (b) the activity in relation to the service under paragraph (a);
and
- (c) the level of operation that the service under paragraph (a) may conduct as full operation or minimal operation.

(4) Where the competent authority adds or varies Schedule 1 under subsection (2), the addition or variation is deemed to be an amendment of Schedule 1.

(5) A service that is not specified under subsection (1) or subsection (2) shall suspend operations.

Operation of public services

5.—(1) Except during the curfew, a Government agency specified under column 1 of Schedule 2 may, in relation to the public service specified under column 2 of Schedule 2 be open for full operation, minimal operation or be closed as specified under column 3 of Schedule 2.

(2) The competent authority may, with or without the written request of a Government agency, add to Schedule 2 or vary column 2 or column 3 of Schedule 2 by publication in the *Gazette*.

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(3) The publication in the *Gazette* under subsection (2) must contain —

- (a) the type of public service;
- (b) the activity in relation to the public service under paragraph (a); and
- (c) the level of operation that the public service under paragraph (a) may conduct as full operation or minimal operation.

(4) Where the competent authority adds or varies Schedule 2 under subsection (2), the addition or variation is deemed to be an amendment of Schedule 2.

(5) A public service that is not specified under subsection (1) or subsection (2) shall suspend operations.

Essential services to operate during curfew

6.—(1) A service or public service that is open for full operation or minimal operation is deemed to be an essential service for the purposes of this Order and shall operate with the written permission of the competent authority during the curfew.

(2) Notwithstanding subsection (1), the competent authority may approve in writing, the continuation of a service added under section 4(2) or public service added under section 5(2) as an essential service during the curfew.

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

(4) An essential service under subsection (1) or subsection (2) shall comply with the physical distancing protocols specified under section 7.

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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.

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

- (a) within a zone, to an essential service that is in the closest proximity from where the person resides; or
- (b) by essential service personnel.

(3) In this section, “zone” means a zone specified in Schedule 3.

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. A person shall not host or attend —

- (a) a private party;
- (b) a competitive sporting event;

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- (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;
- (f) a beach picnic;
- (g) a river party;
- (h) a funeral, except ten members of the immediate family and at least one officiant and essential mortuary staff; or
- (i) a meeting of a fraternal society, private or social club or civic association or organization.

Restriction on international travel

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

- (a) except with the prior written permission of the competent authority, all airports shall be closed to incoming international flights;
 - (b) except with the prior 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 prior 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.

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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.

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.

Suspension of liquor licence

14.—(1) A liquor licence for the sale in Saint Lucia of intoxicating liquor under the Liquor Licence Act, Cap. 13.17 is suspended.

(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.

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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Revocation

17. The Emergency Powers (Disasters) (COVID 19) (Curfew) (No. 4) Order, Statutory Instrument, No. 54 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.

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(Section 4)

OPERATION OF SERVICES

No.	Service	Activity	Level of operation
1	Financial Services/ Banking Services/ Money Services Business	Teller/ATM Services	Full operation
		Online Services	Full operation
		Counter Services	Minimal operation
		General Administration/ Others	Minimal operation
2	Electricity/Water	Production/ Operations/ Repairs/ Maintenance	Full operation
		Counter Services	Minimal operation
		Data Center	Closed except work from home
		General Administration/ Others	Minimal operation
3	Supermarkets	In store/at location	Minimal operation
	Wholesalers	Delivery activities	Minimal operation
	Minimarts, Small shops, Bakeries	In store/at location	Minimal operation

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No.	Service	Activity	Level of operation
4	Food supply and preparation services <ul style="list-style-type: none"> • Restaurants • Food trucks/ Food stalls • Hotel/ guesthouse restaurants 	Supply of raw food	Minimal operation
		Delivery, drive-thru	Minimal operation
		Dining-in	Closed
		Take away	Minimal operation
		Service for house guest only	Full operation
5	Farming/fishing	Fresh fruit/raw food/ livestock	Full operation
		Local Butchers	Minimal operation
		Fishing production/ distribution	Minimal operation
6	Sanitation/ Solid Waste Management/ Cleaning	Collection, disposal, cleaning	Full operation
7	Gas Stations/ Petroleum	Gas station services	Full operation
		Cooking Gas (Operations and delivery)	Full operation
		Production/Storage/ Delivery of Petroleum products	Full operation

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No.	Service	Activity	Level of operation
8	Auto Vehicle Garage	Vehicle maintenance/service	Minimal operation
		Vehicle repairs	Minimal operation
		Wrecker/Towing	Full operation
		Tire supply/repairs	Minimal operation
		Auto parts supplies	Minimal operation
9	Telecommunications	Operations/ Maintenance	Full operation
		General Administration	Minimal operation
		Counter Services	Minimal operation
		Data Center	Minimal operation
10	Broadcasting and Media	Production, Operations and information Dissemination	Full operation
11	Manufacturing/ Industries	Production of food and water	Full operation
		Call Centre	Minimal operation
		Production of cleaning supplies/ disinfectants and related by-products/ supplies	Full operation
		Production of Personal Protective Equipment	Full operation

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No.	Service	Activity	Level of operation
12	Hardware	Emergency renovation and maintenance activities for a household to facilitate water storage or plumbing maintenance in preparation for the drought alert	Minimal operation
		Home or household supplies in store/at location	Minimal operation
13	Air and Sea Ports	Airport operations	Full operation
		Cargo operations	Full operation
		General Administration	Minimal operation
		Port police/Security	Full operation
14	Courier/Online/ e-Commerce	Pick-up/Delivery	Full operation
15	Health	Hospital, Clinic	Full operation
		Doctors office, Clinic	
		Online Services	Full operation
		Counter Services	Minimal operation
		Hospital Pharmacies	Full operation
		Private Pharmacies	Minimal operation
		Medical shops	Minimal operation
		Dialysis Centre	Full operation
		Veterinary/Pet care	Full operation
		Caregivers (Home or community)	Full operation

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No.	Service	Activity	Level of operation
16	Security	Castries City Police	Full operation
		Private security	Full operation
17	Transportation	Shuttle within zone at fixed price	Minimal operation

SCHEDULE 2

(Section 5)

OPERATION OF PUBLIC SERVICES

No	Government Agency	Public service	Level of operation
1	Ministry/ Department/ Statutory Body/Public Entity	Top Management/ Senior Technical Officers	Minimal operation
		Key Revenue collection services	Minimal operation
		Key/Critical Payment - Treasury Department	Minimal operation
		Emergency, Security and Enforcement	Full operation
		Licensing	Minimal operation
		Registration	Minimal operation
		Printing	Minimal operation
		Meteorology	Full operation
		Cleaning	Full operation
		Hospital, pharmacy and medical	Full operation
		Comfort stations	Full operation
General Administration	Minimal operation		

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No.	Government Agency	Activity	Level of operation
2	Critical Public Sector Projects	Construction work	Closed
		Renovation or maintenance works at current health facility, including the Owen King European Union Hospital, Quarantine Facilities, Victoria Hospital, Respiratory Clinics and Health Centres	Minimal operation
3	Governor General Office	Head of State	Full operation
		General Administration	Minimal operation
4	Parliament	Sittings	Minimal operation
		General Administration	Minimal operation
5	Judiciary	All operations	Minimal operation

SCHEDULE 3

(Section 8)

ZONES

Zone 1

1. Gros Islet
2. Babonneau
3. Castries
4. Anse-La-Raye
5. Dennery

Zone 2

1. Micoud
2. Vieux Fort
3. Choiseul
4. Soufriere
5. Canaries
6. Laborie.

Made this 14th day of April, 2020.

ALLEN M. CHASTANET,
Prime Minister.