

**Reprint
as at 31 August 2021**



**COVID-19 Public Health Response (Alert Level
Requirements) Order (No 9) Amendment Order (No 2)
2021**

(LI 2021/220)

COVID-19 Public Health Response (Alert Level Requirements) Order (No 9) Amendment Order (No 2) 2021: revoked, at 11.59 pm on 31 August 2021, pursuant to clause 45 of the COVID-19 Public Health Response (Alert Level Requirements) Order (No 10) 2021 (LI 2021/227).

This order is made by the Minister for COVID-19 Response under section 11 of the COVID-19 Public Health Response Act 2020 in accordance with section 9 of that Act.

Contents

	Page
1 Title	2
2 Commencement	2
3 Principal order	2
4 Clause 4 amended (Interpretation)	2
5 Clause 5 amended (How requirements apply to businesses and services)	2
6 Clause 9 amended (Display of QR codes on public transport services)	2
7 Clause 16 amended (Permissions for essential personal movement within alert level 4 area)	2
8 Clause 17 amended (Physical distancing requirements for all individuals in alert level 4 area)	3
9 Clause 20 amended (Adjusted alert level 4 requirements for businesses and services)	3
10 Clause 21 amended (Prohibition on gathering in outdoor places)	3
11 Clause 23 amended (Other exemptions from this order)	3
12 Schedule 1 amended	3

Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

This order is administered by the Ministry of Health.

13 Schedule 2 amended 3

Schedule 4
New Part 2 inserted into Schedule 1

Order

1 Title

This order is the COVID-19 Public Health Response (Alert Level Requirements) Order (No 9) Amendment Order (No 2) 2021.

2 Commencement

This order comes into force at 11.59 pm on 19 August 2021.

3 Principal order

This order amends the COVID-19 Public Health Response (Alert Level Requirements) Order (No 9) 2021.

4 Clause 4 amended (Interpretation)

(1) In clause 4(1), insert in its appropriate alphabetical order:

district has the same meaning as in section 5 of the Local Government Act 2002

(2) In clause 4(1), definition of **shared bubble arrangement**, replace “territorial authority district” with “districts”.

(3) In clause 4(1), revoke the definition of **territorial authority district**.

5 Clause 5 amended (How requirements apply to businesses and services)

In clause 5(3), replace “a shared” with “shared”.

6 Clause 9 amended (Display of QR codes on public transport services)

(1) Revoke clause 9(4).

(2) Renumber clause 9(5) as clause 9(4).

7 Clause 16 amended (Permissions for essential personal movement within alert level 4 area)

(1) In clause 16(a)(ii)(A), delete “territorial authority”.

(2) In clause 16(b)(ii), delete “territorial authority”.

(3) In clause 16(d), replace “with” with “within”.

(4) In clause 16(r)(ii), delete “territorial authority”.

8 Clause 17 amended (Physical distancing requirements for all individuals in alert level 4 area)

- (1) Replace clause 17(4)(a) with:
 - (a) a veterinary service or an animal health and welfare service:
- (2) In clause 17(4)(b), replace “category” with “a category”.
- (3) Replace clause 17(4)(c) with:
 - (c) a court or tribunal:

9 Clause 20 amended (Adjusted alert level 4 requirements for businesses and services)

In clause 20(b),—

- (a) replace “1-m” with “1-metre”; and
- (b) delete “of that kind”.

10 Clause 21 amended (Prohibition on gathering in outdoor places)

In the heading to clause 21, replace “gathering” with “gatherings”.

11 Clause 23 amended (Other exemptions from this order)

In clause 23(p), replace “(o)” with “(ob)”.

12 Schedule 1 amended

In Schedule 1,—

- (a) insert the Part set out in the Schedule of this order as the last Part; and
- (b) make all necessary consequential amendments.

13 Schedule 2 amended

- (1) In Schedule 2, table, heading to fourth column, replace “1-m” with “1-metre”.
- (2) In Schedule 2, replace “and process” with “and processes” in each place.
- (3) In Schedule 2, item 8, replace “Board or” with “Board, or”.
- (4) In Schedule 2, item 12, replace “item 10” with “item 11”.
- (5) In Schedule 2, replace item 15 with:

15	Passenger services provided by means of road, rail, air, or sea (excluding public transport services provided by means of air transport or a small passenger service vehicle)	✓	✓
15A	Public transport services provided by means of air transport or a small passenger service vehicle	✓	See clause 20(d)

15B	Transport stations	✓	✓
-----	--------------------	---	---

- (6) In Schedule 2, item 16, replace “being,” with “being”.
- (7) In Schedule 2, item 19,—
 - (a) replace “hostel” with “hostels”.
 - (b) replace “appropriate” with “appropriately”.
- (8) In Schedule 2, item 28, replace “business” with “businesses”.
- (9) In Schedule 2, item 30, replace “Services for deceased persons or tūpāpaku including for example funeral homes, crematoria or cemeteries” with “Services for deceased persons or tūpāpaku, including, for example, funeral homes, crematoria, or cemeteries”.

Schedule New Part 2 inserted into Schedule 1

cl 12

Part 2 Provisions relating to COVID-19 Public Health Response (Alert Level Requirements) Order (No 9) Amendment Order (No 2) 2021

- 5 Persons returning to principal home or place of residence soon after commencement**
- (1) Clause 15 does not apply to a person if they are returning to their principal home or place of residence in another place in New Zealand (including the Cook Islands) by air travel from Queenstown or by Cook Strait ferry travel within 24 hours after 11.59 pm on 19 August 2021.
 - (2) During the 24-hour period specified in subclause (1), a person is permitted to leave their home or place of residence to collect, assist, or accompany a person described in subclause (1) to help them to return to their principal home or place of residence.

Dated at Wellington this 19th day of August 2021.

Hon Chris Hipkins,
Minister for COVID-19 Response.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force at 11.59 pm on 19 August 2021, amends the COVID-19 Public Health Response (Alert Level Requirements) Order (No 9) 2021 (the **principal order**).

This order extends, by 24 hours, the time for people to return to their principal home or place of residence if they are travelling by air travel from Queenstown or by ferry across the Cook Strait.

This order replaces item 15 in Schedule 2 of the principal order so that it aligns with requirements for passenger services and transport stations in clauses 17 and 20 of the principal order.

This order also makes some minor technical changes to the principal order.

Approval by resolution required

This order must be approved by resolution of the House of Representatives before the expiry of the period described in section 16(2) of the COVID-19 Public Health Response Act 2020. If this does not happen, the order is revoked on the expiry of that period.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 19 August 2021.

Reprints notes

1 *General*

This is a reprint of the COVID-19 Public Health Response (Alert Level Requirements) Order (No 9) Amendment Order (No 2) 2021 that incorporates all the amendments to that order as at the date of the last amendment to it.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

COVID-19 Public Health Response (Alert Level Requirements) Order (No 10) 2021 (LI 2021/227): clause 45