

**Version
as at 23 December 2021**



**COVID-19 Public Health Response (Air Border and
Isolation and Quarantine) Amendment Order (No 2) 2021**
(SL 2021/429)

This order is made by the Minister for COVID-19 Response under sections 11 and 15(1) of the COVID-19 Public Health Response Act 2020 in accordance with section 9 of that Act.

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Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

This order is administered by the Ministry of Health.

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Order

1 Title

This order is the COVID-19 Public Health Response (Air Border and Isolation and Quarantine) Amendment Order (No 2) 2021.

2 Commencement

- (1) Clause 4 comes into force on 7 January 2022.
- (2) The rest of this order comes into force at 11.59 pm on 23 December 2021.

Part 1

Amendments to COVID-19 Public Health Response (Air Border) Order (No 2) 2020

3 Principal order

This Part amends the COVID-19 Public Health Response (Air Border) Order (No 2) 2020.

4 Clause 8 amended (General obligations on persons arriving in New Zealand by air)

- (1) In clause 8(2B)(a)(i) and (iii), replace “72 hours” with “48 hours”.
- (2) In clause 8(4B), replace “96 hours” with “72 hours”.
- (3) In clause 8(4B), replace “72 hours” with “48 hours”.

5 Schedule 1 amended

In Schedule 1,—

- (a) insert the Part set out in Schedule 1 of this order as the last Part; and
- (b) make all necessary consequential amendments.

6 Schedule 3 amended

In Schedule 3, revoke the items relating to Botswana, Eswatini, Lesotho, Malawi, Mozambique, Namibia, Papua New Guinea, Seychelles, South Africa, and Zimbabwe.

Part 2

Amendments to COVID-19 Public Health Response (Isolation and Quarantine) Order 2020

7 Principal order

This Part amends the COVID-19 Public Health Response (Isolation and Quarantine) Order 2020.

8 Clause 4 amended (Interpretation)

In clause 4(1), revoke the definition of **very high risk country**.

9 Clause 10 amended (Period of isolation or quarantine)

- (1) In clause 10(1)(a), replace “7th day” with “10th day”.
- (2) Revoke clause 10(1)(aa).
- (3) In clause 10(1)(b), delete “than the applicable period under paragraph (a) or (aa)”.

10 Clause 15GM amended (Application of this subpart)

Replace clause 15GM(1) and (2) with:

This subpart applies to a person on and after they leave an MIQF if they are granted a special authorisation under clause 14 on condition that they report for, and undergo, medical examination and testing for COVID-19 on day 9.

11 Schedule 1 amended

In Schedule 1,—

- (a) insert the Part set out in Schedule 2 of this order as the last Part; and
- (b) make all necessary consequential amendments.

Schedule 1
New Part 12 inserted into Schedule 1 of Covid-19 Public Health
Response (Air Border) Order (No 2) 2020

cl 5

Part 12
Provision relating to COVID-19 Public Health Response (Air Border
and Isolation and Quarantine) Amendment Order (No 2) 2021

11 Flights departing before commencement of Amendment Order

- (1) Clause 8, as in force immediately before it is amended by the Amendment Order, continues to apply to persons arriving in New Zealand on an aircraft that departed before the commencement of clause 4 of the Amendment Order.
- (2) In this clause, **Amendment Order** means the COVID-19 Public Health Response (Air Border and Isolation and Quarantine) Amendment Order (No 2) 2021.

Schedule 2
**New Part 4 inserted into Schedule 1 of Covid-19 Public Health
Response (Isolation and Quarantine) Order 2020**

cl 11

Part 4
**Provisions relating to COVID-19 Public Health Response (Air
Border and Isolation and Quarantine) Amendment Order (No 2)
2021**

**11 Persons undergoing period of isolation or quarantine under clause 10(1)(a)
on commencement of Amendment Order**

- (1) This clause applies to every person (**a person with an existing duty**)—
 - (a) who immediately before 11.59 pm on 23 December 2021 has an existing duty to be isolated or quarantined in accordance with Part 1 of this order; and
 - (b) to whom, immediately before 11.59 pm on 23 December 2021, clause 10(1)(a) of this order applies.
- (2) The requirements in Parts 1 and 1C of this order that applied to persons with an existing duty immediately before 11.59 pm on 23 December 2021 continue to apply to them.
- (3) In this Part, **Amendment Order** means the COVID-19 Public Health Response (Air Border and Isolation and Quarantine) Amendment Order (No 2) 2021.

**11A Persons undergoing period of isolation or quarantine under clause
10(1)(aa) on commencement of Amendment Order**

- (1) This clause applies to every person (**a person with an existing duty arriving from a very high risk country**)—
 - (a) who immediately before 11.59 pm on 23 December 2021 has an existing duty to be isolated or quarantined in accordance with Part 1 of this order; and
 - (b) to whom, immediately before 11.59 pm on 23 December 2021, clause 10(1)(aa) of this order applies.
- (2) The amendments to Part 1 of this order made by the Amendment Order apply to persons with an existing duty arriving from very high risk countries.

12 Persons in self-isolation under Part 1C on commencement of Amendment Order

- (1) This clause applies to every person (**person in self-isolation**) who immediately before 11.59 pm on 23 December 2021 was undergoing a period of self-isolation under Part 1C of this order.
- (2) The requirements of Parts 1 and 1C of this order that applied to persons in self-isolation immediately before 11.59 pm on 23 December 2021 continue to apply.

Schedule 2: amended, at 11.58 pm on 23 December 2021, by clause 4 of the COVID-19 Public Health Response (Air Border and Isolation and Quarantine) Amendment Order (No 2) Amendment Order 2021 (SL 2021/431).

Dated at Wellington this 21st day of December 2021.

Hon Chris Hipkins,
Minister for COVID-19 Response.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 21 December 2021.

Notes

1 *General*

This is a consolidation of the COVID-19 Public Health Response (Air Border and Isolation and Quarantine) Amendment Order (No 2) 2021 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 *Amendments incorporated in this consolidation*

COVID-19 Public Health Response (Air Border and Isolation and Quarantine) Amendment Order (No 2) Amendment Order 2021 (SL 2021/431)