



Ministry of Health (COVID-19: Supervised Quarantine On Arrival In Rarotonga) Regulations 2020

Sir Tom J. Marsters, KBE *Tom Marsters* Queen's Representative

Order in Executive Council

At Avarua, Rarotonga this *23rd* day of *March*, 2020

Present:

His Excellency the Queen's Representative in Executive Council

Pursuant to sections 15 and 39 of the Ministry of Health Act 2013, His Excellency the Queen's Representative, acting on the advice and with the consent of the Executive Council, makes the following regulations—

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Regulations

- Title**
These regulations are the Ministry of Health (COVID-19: Supervised Quarantine On Arrival In Rarotonga) Regulations 2020.
- Commencement**
These regulations come into force on 23 March 2020.

3 Term

These regulations cease to have effect at the close of 20 June 2020 unless earlier revoked or extended by Order in Executive Council.

4 Purpose

The purpose of these regulations is to enforce 14 days supervised quarantine for persons arriving in Rarotonga from a place outside of the Cook Islands in response to the threat of COVID-19 and to enable the Ministry to carry out functions, including regulating matters that—

- (a) adversely affect or may adversely affect health; or
- (b) may cause or contribute to the spread of disease or infection.

5 Interpretation

In these regulations, unless the context otherwise requires,—

Act means the Ministry of Health Act 2013

COVID-19 means Coronavirus Disease 2019 (COVID-19)

child means a person under 18 years

publicly notified means notified to the public by means and through media that will most likely enable the majority of people to be notified, either directly or indirectly

responsible adult means, in relation to a child, a person with parental responsibility (within the meaning of the Family Protection and Support Act 2017) or a person who has custody or charge of the child for the time being

supervised quarantine means the quarantine of persons in respect of COVID-19 according to rules or directions made by the Head of Ministry and publicly notified.

6 Supervised quarantine required on arrival in Rarotonga

- (1) A person arriving in Rarotonga from a place outside of the Cook Islands must complete 14 days supervised quarantine commencing on arrival.
- (2) The restriction in subclause (1) does not apply if the person has the written consent of the Head of Ministry.
- (3) The Head of Ministry may impose conditions when giving consent.
- (4) The Head of Ministry may only consent if the Head of Ministry considers that—
 - (a) special circumstances exist; and
 - (b) not requiring the person to undertake 14 days supervised quarantine will not place other persons unnecessarily at risk in respect of COVID-19.
- (5) The Head of Ministry may delegate the power to consent to a person not having to undertake 14 days supervised quarantine under this regulation to an appropriate person or persons.

7 Return to New Zealand

- (1) A person undertaking 14 days supervised quarantine as required by regulation 6(1) may with the written consent of the Head of the Ministry travel to New Zealand within the 14 days supervised quarantine period.
- (2) The Head of Ministry may impose conditions when giving consent.
- (3) The Head of the Ministry may only consent if the Head of the Ministry considers that—

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2020**

- (a) special circumstances exist; and
 - (b) allowing the person to travel to New Zealand before the completion of 14 days supervised quarantine will not place other persons unnecessarily at risk in respect of COVID-19.
- (4) The Head of the Ministry may delegate the power to consent to travel to New Zealand under this regulation to an appropriate person or persons.

8 Obligations in respect of children

A person who is a responsible adult for a child must ensure that the child complies with the restrictions and requirements in, or imposed under, these regulations insofar as the responsible adult is reasonably able to do so.

9 Offences

- (1) It is an offence for a person to, without reasonable excuse, fail or refuse to comply with—
- (a) regulation 6(1); or
 - (b) regulation 8.
- (2) A person who commits an offence is liable on conviction to either or both of the following:
- (a) a fine not exceeding \$10,000;
 - (b) imprisonment for a term not exceeding 12 months.



Clerk of the Executive Council

These regulations are administered by the Ministry of Health.
These regulations were made on the 23rd day of March 2020.

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