



**EMERGENCY POWERS (CORONAVIRUS)
(CONTINUATION) (NO. 2) (AMENDMENT) (NO. 7)
REGULATIONS 2020**

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Statutory Document No. 2020/0532



Emergency Powers Act 1936

**EMERGENCY POWERS (CORONAVIRUS)
(CONTINUATION) (NO. 2) (AMENDMENT) (NO. 7)
REGULATIONS 2020**

Laid before Tynwald 18 November 2020
Approved by Tynwald: 18 November 2020
Coming into Operation: in accordance with regulation 2

The Governor in Council makes the following Regulations under section 4A of the Emergency Powers Act 1936.

1 Title

These Regulations are the Emergency Powers (Coronavirus) (Continuation) (No. 2) (Amendment) (No. 7) Regulations 2020.

2 Commencement

These Regulations come into operation at 00:01 hrs on 19 November 2020¹.

3 Emergency Powers (Coronavirus) (Continuation) (No. 2) Regulations 2020 amended

The Emergency Powers (Coronavirus) (Continuation) (No. 2) Regulations 2020² are amended as follows.

4 Regulation 3 amended

In regulation 3 (Regulations continued and modified), after paragraph (3)(f) insert —

¹ Section 4A(3) of the Emergency Powers Act 1936 provides that “Section 31 of the Legislation Act 2015 (Tynwald procedure – affirmative) applies to continuation regulations, but as if in subsection (3) the words “or the next following sitting” were omitted.

² SD 2020/0370.

- 64(g) the Emergency Powers (Potentially Infectious Persons) Regulations 2020³ shall be read subject to Schedule 3 to these Regulations. 62.

5 Schedule 2 amended

In Schedule 2 (modifications subject to which SD 2020/0279 is continued in operation), in paragraph 4B (insertion of new regulation: Regulation 7B), in regulation 7B(3) (self-isolation requirements varied for certain residents) —

- (a) in the definition of “eligible patient”, for paragraph (a) substitute —

- 64(a) the Department of Health and Social Care —
- (i) arranges the medical appointments for the purposes of the individual’s treatment and the travel arrangements for the individual to attend the appointments or undergo the treatment; or
 - (ii) is satisfied, in the case of an individual receiving medical treatment otherwise than through the Department of Health and Social Care, that the individual has made travel arrangements for the purpose of attending medical appointments in connection with that treatment or for undergoing that treatment; and 62; and

- (b) in the definition of “eligible escort” after “are made by” insert 64 or, in the case of an individual receiving medical treatment otherwise than through the Department of Health and Social Care, are approved by, 62.

6 Schedule 3 inserted

After Schedule 2 insert —

64 SCHEDULE 3

MODIFICATIONS SUBJECT TO WHICH SD 2020/0171 IS CONTINUED IN OPERATION

[Regulation 3(3)(g)]

1 Modification of Schedule

- (1) The Schedule to the Emergency Powers (Potentially Infectious Persons) Regulations 2020⁴, (which contains the Emergency Powers

³ SD 2020/0171.

⁴ SD 2020/0171.

(Potentially Infectious Persons) Regulations 2020) is modified as follows –

- (2) In regulation 4 (potentially infectious persons) –
 - (a) at the end of paragraph (1)(a) omit “or”;
 - (b) at the end of paragraph (1)(b) insert **66**, or **62**; and
 - (c) after paragraph (1)(b) insert –
 - 66**(c) the person (“HM”) is a member of the household of and lives with a person (“P”) and –
 - (i) P has entered the Island on or after 00:01 hrs on 19 November 2020 under an entry certificate, exemption notice or consent issued under the Emergency Powers (Coronavirus) (Entry Restrictions) (No. 2) Regulations 2020⁵ (“the Entry Restrictions Regulations”); and
 - (ii) P is required to self-isolate, in accordance with the entry certificate, exemption notice or consent, or in accordance with a Direction Notice issued under the Entry Restrictions Regulations, in the same accommodation as HM. **62**.
- (3) After regulation 10 (self-isolation) insert –

66 10A Self – isolation: additional requirements

- (1) In addition to any requirement or restriction that may be imposed under regulations 6, 7 and 10, a person (“HM”) who is a potentially infectious person by virtue of regulation 4(1)(c) must comply with the following requirements unless or until HM is notified otherwise in writing by the Department or the Chief Secretary.
- (2) Subject to paragraph (3) and except as provided in this regulation, HM must not leave his or her place of residence for a period of 14 days, beginning with the time of the arrival into the household of the person (P) who is subject to a requirement to self-isolate under the Entry Restrictions Regulations, and ending at midday on the 14th day.
- (3) If P is a resident mentioned in regulation 7B(2) of the Entry Restrictions Regulations, regulation 7B applies to HM as it applies to P.
- (4) If HM is permitted or required to attend a suitable place for screening or assessment, HM must comply with any requirement of the Department and return to his or her place of residence

⁵ SD 2020/0279.

immediately after the screening or assessment has been undertaken.

- (5) HM may leave his or her place of residence only —
- (a) for the purpose of receiving emergency medical treatment;
 - (b) where HM has been directed to do so by emergency services;
 - (c) if HM is permitted by an authorised person of the Cabinet Office to do so; or
 - (d) in accordance with paragraph (7).
- (6) During the period in which HM is self-isolating HM may exercise within a garden (or other space) that forms part of his or her place of residence provided that HM must not exercise in that garden (or space) if any person who is not a member of HM's household is present in that garden (or space).
- (7) HM may leave his or her place of residence alone or with members of his or her household (other than P) for the purpose of undertaking exercise for a maximum period of 1 hour per day.
- (8) During all times in which HM is not at his or her place of residence —
- (a) HM must wear a face mask or other suitable face covering; and
 - (b) HM must ensure that he or she maintains a distance of at least 2 metres from any person who is not a member of HM's household. **22**.
- (4) In regulation 12 (children) —
- (a) in paragraph (1) after “applies” insert **23** where regulation 10A applies in relation to a child, or **22**;
 - (b) in paragraph (2) after “complies with” insert **23** regulation 10A or **22**.
- (5) After regulation 18(1)(a) insert —
- 24**(ab) fails without reasonable excuse to comply with regulation 10A (self-isolation – additional requirements), **22**.

MADE AT 17:59

ON 16 NOVEMBER 2020

W GREENHOW
Chief Secretary

*EXPLANATORY NOTE**(This note is not part of the Regulations)*

These Regulations further amend the Emergency Powers (Coronavirus) (Continuation) (No. 2) Regulations 2020 (“the principal Regulations”) to make modifications to the Emergency Powers (Potentially Infectious Persons) Regulations 2020 (“the Potentially Infectious Persons Regulations”) that continued in operation under the principal Regulations; and to make further modifications to the Emergency Powers (Coronavirus) (Entry Restrictions) (No. 2) Regulations 2020 (“the Entry Restrictions Regulations”), as those Regulations continue in operation made under the principal Regulations.

The Entry Restrictions Regulations (as previously modified) enable certain residents, including patients attending medical appointments off the Island (“eligible patients”) and persons escorting them (“eligible escorts”), who are required to self-isolate under regulation 7 of the Entry Restrictions Regulations, as modified by the principal Regulations, to take a test to ascertain whether they are infected or contaminated with Coronavirus 7 days or longer from the day on which the self-isolation began. If a test taken under the new arrangement results in the resident being found to be infected or contaminated with Coronavirus then he or she will need to comply with the requirements of the Potentially Infectious Persons Regulations. If, however, the resident is found not to be contaminated then the resident will be given a Direction Notice exempting him or her from the requirement to isolate, subject to conditions that are set out in regulation 7B(9) of the Entry Restrictions Regulations. These regulations further modify the Entry Restrictions Regulations so that patients receiving treatment privately and their escorts may also now be able to take a test to ascertain whether they are infected or contaminated with Coronavirus 7 days or longer from the day on which their self-isolation began.

The Potentially Infectious Persons Regulations are modified so as to require members of the household of a person who, having entered the Island in accordance with the Entry Restrictions Regulations, is self-isolating in the same accommodation as those household members, to also self-isolate. Such household members must comply with the requirements in regulation 10A (as inserted by these Regulations). If the person entering the Island is a resident who is able to take a test under regulation 7B of the Entry Restrictions Regulations to ascertain whether he or she has coronavirus, the members of the household of that resident are now also able to rely upon those provisions and take such a test.