



BERMUDA

PUBLIC HEALTH (COVID-19 EMERGENCY POWERS) (PHASED RE-OPENING)
AMENDMENT (NO. 2) REGULATIONS 2021

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Her Excellency the Governor, on the advice of the Minister responsible for health, and in exercise of the power conferred by section 107B of the Public Health Act 1949, makes the following Regulations:

Citation

1 These Regulations, which amend the Public Health (COVID-19 Emergency Powers) (Phased Re-opening) Regulations 2021 (“the principal Regulations”), may be cited as the Public Health (COVID-19 Emergency Powers) (Phased Re-opening) Amendment (No. 2) Regulations 2021.

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Amends regulation 2

2 In regulation 2 of the principal Regulations, delete the definition of “SafeKey pilot programme”.

Amends regulation 3

3 In paragraphs (1) and (2)(a) of regulation 3 of the principal Regulations, delete “10pm” and substitute “midnight”.

Amends regulation 5

4 In regulation 5 of the principal Regulations—

(a) in paragraphs (1) and (2), delete “10” and substitute “50”;

(b) delete paragraph (3)(c)(i) and substitute—

“(i) an indoor religious service or ceremony (other than a funeral service, marriage ceremony or domestic partnership ceremony) in a church or other religious establishment;”;

(c) in paragraphs (3)(c)(ii), (3)(c)(iii) and (3)(c)(iv), delete “20% of the premises’ seating capacity, up to a maximum of 25” and substitute “50”;

(d) delete paragraph (3)(d)(i) and substitute—

“(i) an outdoor religious service or ceremony (other than a funeral service, marriage ceremony or domestic partnership ceremony);”;

(e) in paragraphs (3)(d)(ii), (3)(d)(iii) and (3)(d)(iv), delete “25” and substitute “50”;

(f) in paragraph (3)(h), delete “10” and substitute “50”;

(g) in paragraph (5)—

(i) delete “10” and substitute “50”;

(ii) delete paragraphs (a) and (b) and substitute—

“(a) on a specified date and at a specified time and place; or

(b) between specified dates at a specified place,”;

(h) after paragraph (5), insert—

“(5A) Where the Minister thinks it appropriate in any particular case, the conditions may include the requirement that members, or certain members, of the group possess, and present for verification, their valid SafeKey at the specified place on the specified date or dates.”;

(i) in paragraph (6), after “date”, insert “or period”.

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Revokes regulation 6

5 Regulation 6 of the principal Regulations is revoked.

Amends regulation 7

6 In regulation 7 of the principal Regulations—

(a) delete subparagraph (a);

(b) delete subparagraph (b) and substitute—

“(b) indoor and outdoor dining and bar service is permitted and, except for collection of food at a buffet, only table service and seated bar service is permitted;”;

(c) in subparagraph (c)(i), delete “six” and substitute “10”.

Amends regulation 8

7 In regulation 8 of the principal Regulations—

(a) delete subparagraphs (a), (b), (c), (ca) and (d);

(b) after the deleted subparagraph (d), insert—

“(da) indoor and outdoor dining is permitted and, except for collection of food at a buffet, only table service is permitted;”

(c) in subparagraph (e), delete “six” and substitute “10”;

(d) in subparagraph (g), after “bar” insert “and seated bar service”;

(e) after subparagraph (g), insert—

“(h) no customer shall stand at the bar or elsewhere except to collect food at a buffet.”.

Amends regulation 9

8 In regulation 9(1) of the principal Regulations—

(a) delete subparagraphs (a), (b) and (c);

(b) after the deleted paragraph (c), insert—

“(ca) indoor and outdoor areas of the bar or club are permitted to open but only table service and seated bar service is permitted;”;

(c) in subparagraph (e), delete “six” and substitute “10”;

(d) after subparagraph (e), insert—

“(f) tables shall be at least six feet apart.”.

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Amends regulation 11

9 In regulation 11 of the principal Regulations, delete “and clients”.

Amends regulation 12

10 In regulation 12 of the principal Regulations, delete subparagraphs (c) and (d).

Amends regulation 13

11 In regulation 13 of the principal Regulations, delete “20% of its occupancy capacity, which shall be calculated in accordance with guidance, up to a maximum of 25” and substitute “50”.

Amends regulation 17

12 In regulation 17 of the principal Regulations—

- (a) in paragraph (1), delete “(including any crew)”;
- (b) in paragraph (1)(b), after “1965”, insert “plus the crew”;
- (c) delete paragraph (2) and substitute—

“(2) Subject to paragraph (2A), no person shall use a boat referred to in paragraph (1)(a) after 11pm.”;

- (d) insert after paragraph (2)—

“(2A) A person may remain on a boat referred to in paragraph (1)(a) between 11pm and 5am provided—

- (a) the boat is moored, berthed or anchored in one place throughout that period; and
- (b) appropriate physical distancing is maintained and relevant guidance on other precautions to be taken is followed at all times,

and regulation 3 shall apply to a person who so remains on the boat during the night-time curfew as if the boat were his home or accommodation.”.

Amends regulation 18

13 In regulation 18(2) of the principal Regulations, delete “any groups of more than 10 persons” and substitute “groups”.

Amends Schedule 1

14 In Schedule 1 to the principal Regulations, after paragraph 7, insert—

“Registered commercial farmers and licensed fishermen

7A Registered commercial farmers and licensed fishermen.”.

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Commencement

15 These Regulations shall come into effect at 5am on 6 June 2021.

Made this 5th day of June 2021

Governor

[Operative Date: 06 June 2021]