



BERMUDA

EMERGENCY POWERS (COVID-19 CONTINUING PRECAUTIONS)
AMENDMENT (NO. 2) REGULATIONS 2020

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His Excellency the Governor, in exercise of the power conferred by section 3 of the Emergency Powers Act 1963, makes the following Regulations:

Citation

1 These Regulations, which amend the Emergency Powers (COVID-19 Continuing Precautions) Regulations 2020 (“the principal Regulations”), may be cited as the Emergency Powers (COVID-19 Continuing Precautions) Amendment (No. 2) Regulations 2020.

Amends regulation 4

2 At the end of regulation 4 of the principal Regulations, insert—

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“(4) This regulation is subject to regulations 7(3A) and 7A(3).”

Amends regulation 5

3 In regulation 5(1) of the principal Regulations—

(a) delete subparagraphs (a) and (b) and substitute—

“(a) clubs, and indoor areas of bars;

(b) spas;”;

(b) delete subparagraph (e), and substitute—

“(e) indoor areas of restaurants;”.

Replaces regulation 6

4 Regulation 6 of the principal Regulations is revoked and replaced as follows—

“Schools and day care

6 (1) Bermuda College shall remain closed.

(2) Schools (private and public) shall remain closed, unless written permission to open is granted by the Minister of Education.

(3) Day care centres and day care providers licensed under the Children Act 1998 may open, subject to the written permission of the Minister of Health.

(4) The owner or operator of any school or licensed day care centre or provider permitted to open in accordance with this regulation shall take all reasonable steps to ensure that all staff and students maintain appropriate physical distancing, and shall comply with any further directions of the Minister of Health regarding cleaning, sanitisation, use of personal protective equipment and other precautions to be taken, as published on the website www.gov.bm/coronavirus.

(5) If any such school or licensed day care centre or provider is not in compliance with paragraph (4), the Minister of Health may order the manager or person in charge to close it, and such manager or person shall forthwith comply with that order, and shall continue to comply until otherwise directed by the Minister.”

Amends regulation 7

5 In regulation 7 of the principal Regulations—

(a) in paragraph (3), delete “(indoors and graveside)”;

(b) after paragraph (3) insert—

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“(3A) Where a funeral takes place outdoors, the maximum number of mourners who may be present is 20, and paragraph (3) shall be read accordingly.”

Amends regulation 7A

6 At the end of regulation 7A of the principal Regulations, insert—

“(3) Where a marriage or domestic partnership takes place outdoors, the maximum number of persons who may be present is 20, and paragraphs (1)(a) and (2)(a) shall be read accordingly.”

Amends regulation 10

7 In regulation 10(1) of the principal Regulations, delete subparagraphs (b) and (c), and substitute—

- “(b) customers shall only be permitted to enter the premises in accordance paragraph 1 of Schedule 2 (shopping days by surname etc);
- (c) collection of goods from outside the store permitted by customers on any day, regardless of surname.”

Amends regulation 11

8 In regulation 11(1) of the principal Regulations, delete subparagraphs (b) to (d) and substitute—

- “(b) collection of orders permitted, provided only one customer at a time shall be permitted to enter the premises to collect or pay for an order;
- (c) outdoor dining permitted only—
 - (i) if outdoor dining was offered before 1 April 2020; or
 - (ii) in any other case, with the written approval of the Chief Environmental Health Officer;
- (d) tables shall be—
 - (i) at least six feet apart; or
 - (ii) where that is not reasonably practicable, separated by barriers at least 6.5 feet high;
- (e) no group at any one table shall exceed ten persons;
- (f) indoor dining areas shall remain closed;
- (g) access to toilets permitted in accordance with directions issued by the Minister of Health.”

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Inserts regulations 11A and 11B

9 After regulation 11 of the principal Regulations, insert—

“Bars

11A The owner or operator of a licensed bar shall ensure compliance with the following conditions—

- (a) opening hours of 12 noon to 9pm only;
- (b) outdoor table service permitted only—
 - (i) if outdoor table service was offered before 1 April 2020; or
 - (ii) in any other case, with the written approval of the Chief Environmental Health Officer;
- (c) tables shall be—
 - (i) at least six feet apart; or
 - (ii) where that is not reasonably practicable, separated by barriers at least 6.5 feet high;
- (d) no group at any one table shall exceed ten persons;
- (e) no customers shall stand at the bar or elsewhere;
- (f) indoor areas of the bar shall remain closed;
- (g) access to toilets permitted in accordance with directions issued by the Minister of Health.

Beauty salons and barbers

11B The owner or operator of a beauty salon or barber shop shall ensure compliance with the following conditions—

- (a) opening hours of 7am to 9pm only;
- (b) hairdressing and nail services to be offered by appointment only, all other services and treatments prohibited;
- (c) clients to be seated at least six feet apart.”

Amends regulation 13

10 In regulation 13(1) of the principal Regulations, after subparagraph (c), insert—

- “(ca) bar;
- (cb) beauty salon or barber;”.

Amends regulation 16

11 In regulation 16 of the principal Regulations—

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(a) delete paragraph (1) and substitute—

“(1) Subject to the size of the boat, a maximum of ten persons (including any crew) may use a boat for recreational purposes, provided appropriate physical distancing can be and is maintained at all times.”;

(b) at the end insert—

“(4) The person in charge of any boat operated for hire or reward for recreational purposes shall take all reasonable steps to ensure that all passengers and crew maintain appropriate physical distancing, and shall comply with any further directions of the Minister of Health regarding cleaning, sanitisation, use of personal protective equipment and other precautions to be taken, as published on the website www.gov.bm/coronavirus.

(5) If any such boat is operated otherwise than in compliance with paragraph (4), the Minister of Health may order the person in charge to cease operating the boat for hire or reward, and the person in charge shall forthwith comply with that order, and shall continue to comply until otherwise directed by the Minister.”

Revokes regulation 17

12 Regulation 17 is revoked.

Commencement

13 These Regulations come into effect on 21 May 2020.

Made this 20th day of May 2020

Governor

[Operative Date: 21 May 2020]