

Special Measures Order
(Re-Opening - Travel - Step 2 - UPDATED)
(Requirements for Visitors from Post-Secondary Institutions)

**Made pursuant to Section 28 of the
Public Health Protection and Promotion Act**

December 17, 2021

TO: All individuals arriving in Newfoundland and Labrador who visited a post-secondary institution outside of the province in the previous 14 days

WHEREAS:

- A.** While a declaration of a public health emergency is in effect, the Chief Medical Officer of Health may do one or more of the special measures authorized under section 28 of the **Public Health Protection and Promotion Act** for the purpose of protecting the health of the population and preventing, remedying or mitigating the effects of the public health emergency;
- B.** On March 18, 2020, the Minister of Health and Community Services, on the advice of the Chief Medical Officer of Health, declared:
 - (i) a public health emergency as a result of the COVID-19 pandemic;
 - (ii) the public health emergency is in effect for the entire province of Newfoundland and Labrador; and
 - (iii) the public health emergency is in effect for a period of 14 days effective immediately;
- C.** The public health emergency has been extended for 14-day intervals and is currently still in effect.
- D.** The Chief Medical Officer of Health, pursuant to subsection 28(2) of the **Public Health Protection and Promotion Act**, may provide notice in any manner that can reasonably be expected to give actual notice;
- E.** The Acting Chief Medical Officer of Health, pursuant to section 28 of the **Public Health Protection and Promotion Act**, made Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) effective September 30, 2021 and Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) (Definitions Amendment) effective November 30, 2021;
- F.** The Chief Medical Officer of Health believes that further special measures are necessary for the purpose of protecting the health of the population and preventing, remedying or mitigating the effects of the public health emergency;

G. The Chief Medical Officer of Health believes, in accordance with section 13 of the **Public Health Protection and Promotion Act**, that the restrictions set out in this Special Measures Order (Re-opening - Travel - Step 2 - UPDATED) (Requirements for Visitors from Post-Secondary Institutions) are the least intrusive measures reasonably required in the circumstances to respond to the public health emergency,

Pursuant to section 28 of the **Public Health Protection and Promotion Act**, I, **Dr. Janice Fitzgerald, Chief Medical Officer of Health HEREBY ORDER:**

1. The Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) is hereby amended by inserting immediately after Order No. 4 the following:
 - 4.1 Notwithstanding Order No. 4, all fully vaccinated individuals who visited a post-secondary institution outside of Newfoundland and Labrador in the 14 days prior to their arrival in the province are:
 - a. Required to undergo COVID-19 testing upon their arrival in the province or on day 1 or 2 after their arrival in the province;
 - b. Not required to self-isolate pending receipt of the results of the COVID-19 test; and
 - c. Required to self-isolate for 14 days upon their arrival in the province where they do not undergo COVID-19 testing in accordance with this Order No. 4.1.
2. The Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) is hereby amended by inserting immediately after Order No. 5 the following:
 - 5.1 Notwithstanding Order No. 5, all unvaccinated individuals who are 12 years of age or older (regardless of whether the individual is a rotational worker, essential worker or other unvaccinated worker as addressed in the Orders below) and who visited a post-secondary institution outside of Newfoundland and Labrador in the 14 days prior to their arrival in the province are:
 - a. Required to self-isolate for 14 days upon their arrival in the province;
 - b. Required to provide specifics of their plan for complying with the requirement to self-isolate upon arrival in the province;
 - c. Required to be available for contact with public health officials during the duration of the self-isolation period;
 - d. Required to undergo COVID-19 testing upon their arrival in the province or on day 1 or 2 after their arrival in the province and are required to continue to self-isolate regardless of their arrival COVID-19 test result; and
 - e. Required to undergo COVID-19 testing again no earlier than on day 7 after their arrival in the province, should they wish to avail of the following modified self-isolation requirements, upon receipt of a negative COVID-19 test result:
 - i. Avoid contact with medically vulnerable people;
 - ii. Not attend sporting events and large crowded settings; and

- iii. Not visit long term care facilities or personal care homes for the remainder of the 14 day self-isolation period.
- 5.2 Unvaccinated individuals who do not undergo COVID-19 testing in accordance with Order No. 5.1 must self-isolate for the full 14 days upon their arrival in the province.

3. The Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) is hereby amended by deleting Order No. 8 in its entirety and replacing it with the following:

- 8. Notwithstanding Orders No. 4 and 4.1 above, individuals who are fully vaccinated, who travel with an individual 12 years of age or older who is unvaccinated, and who share accommodations with the unvaccinated individual while in the province, must self-isolate upon arrival in the province where the unvaccinated individual is required to self-isolate in accordance with Orders No. 5, 5.1 and 5.2.

IT IS FURTHER ORDERED THAT:

1. This Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) (Requirements for Visitors from Post-Secondary Institutions) is effective as of 2:00 p.m. on December 17, 2021.
2. Except where modified in accordance with this Special Measures Order (Re-Opening - Travel - Step 2) (Requirements for Visitors from Post-Secondary Institutions), all Orders set out in Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) and Special Measures Order (Re-Opening - Travel - Step 2 - UPDATED) (Definitions Amendment) remain in full force and effect.
3. For greater certainty, unvaccinated rotational workers (see Orders 16 through 22), unvaccinated essential workers (see Orders 23 through 26), or other unvaccinated workers (see Orders 27 and 28) who visited a post-secondary institution outside of Newfoundland and Labrador in the 14 days prior to their arrival in the province must comply with Orders 5.1 and 5.2.
4. All other Special Measures Orders remain in full force and effect.

TAKE NOTICE THAT:

1. Failure to comply with this order may result in an application to the Supreme Court, in accordance with section 42 of the **Public Health Protection and Promotion Act** to enforce the relevant provisions of this Order.
2. A person who is subject to an order made by the Chief Medical Officer of Health may request that the Chief Medical Officer of Health reconsider the order by filing a written request for reconsideration within 7 days after the day on which the

order is served on a person. A written request for review or reconsideration of this order shall include:

- (i) the reasons for the request;
- (ii) a summary of the facts relevant to the request;
- (iii) whether the order should be revoked or how it should be varied; and
- (iv) the contact information of the person making the request and shall be sent to the following address:

The Chief Medical Officer of Health
Department of Health and Community Services
PO Box 8700
St. John's, NL A1B 4J6

3. The Chief Medical Officer of Health shall review this Order no less than once every 5 days while the Order is in effect.
4. This Order remains in effect during any review or reconsideration.
5. Failure to comply with this Order is an offence for which you may be liable on summary conviction in accordance with section 56 of the **Public Health Protection and Promotion Act**.
6. For greater certainty, compliance with this Order is required in addition to and not in substitution for any requirement imposed by or under any applicable law.

Signed at St. John's, Newfoundland and Labrador, this 17th day of December 2021.



Dr. Janice Fitzgerald
Chief Medical Officer of Health