

Ordinance 10 of 2021

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**PROTECTION OF PUBLIC HEALTH (COVID-19)
(AMENDMENT NO.5) ORDINANCE 2021**

An Ordinance to amend the Protection of Public Health (Covid-19) Ordinance 2021.

R. Thomson
ADMINISTRATOR

01 March 2021

BE it enacted by the Administrator of the Sovereign Base Areas of Akrotiri and Dhekelia as follows:—

Short title and commencement

1.—(1) This Ordinance may be cited as the Protection of Public Health (Covid-19) (Amendment No.5) Ordinance 2021.

(2) This Ordinance comes into force on 2 March 2021.

Amendment of the Protection of Public Health (Covid-19) Ordinance 2021

2. The Protection of Public Health (Covid-19) Ordinance 2021(a) is amended as follows.

(a) Ordinance 2/2021, amended by Ordinances 5/2021, 7/2021, 8/2021 and 9/2021.

Amendment of section 5

3. In paragraph (b) of subsection (1) of section 5 (general exceptions to the prohibition on leaving a place of residence), omit “, medical board”.

Amendment of section 6

4.—(1) Section 6 (exceptions to the prohibition on leaving a place of residence between 5am and 9pm) is amended as follows.

(2) After paragraph (e)(ii)(aa)(iv), insert—

“(iva) attending a medical board.”.

(3) In paragraph (e)(ii)(aa)(xiv), delete “or”.

(4) In paragraph (e)(ii)(aa)(xv), delete “or”.

(5) After paragraph (e)(ii)(aa)(xv), insert—

“(xvi) taking part in an activity to which section 13A(7) or (10) applies, or

(xvii) visiting an old people’s home, a care home for the elderly, a chronic care unit, a shelter facility for vulnerable groups, a temporary shelter facility for the homeless or a day care centre or childcare facility, or”.

Omission of section 10

5. Omit section 10 (visiting old peoples’ homes etc).

Amendment of section 13

6.—(1) Section 13 (prohibited activities) is amended as follows.

(2) In subsection (1)—

(a) omit paragraph (d),

(b) omit paragraphs (g) to (j),

(c) omit paragraph (l),

(d) in paragraph (w)—

(i) after “operating”, insert “, in accordance with section 13A.”,

(ii) omit “in accordance with subsection (3) or (4)”,

(iii) omit “in accordance with subsection (7)”, and

(e) omit paragraph (z).

(3) Omit subsections (3) to (8).

New sections 13A to 13C

7. After section 13, insert—

“Recreational activities

13A.—(1) Subject to subsections (4) and (8), a person may only operate a gym, dance school, sports school, swimming pool or other sports facility if the person ensures that the conditions in subsection (2) or the conditions in subsection (3) are complied with.

(2) The conditions in this subsection are that—

(a) changing rooms are not used,

(b) if the facility is an indoor facility—

(i) in any room with an area of less than 80 square metres, no more than two persons are present at any given time,

- (ii) in any room with an area greater than or equal to 80 square metres and less than 200 square metres, no more than three persons are present at any given time, and
- (iii) in any room with an area of 200 square metres or more, no more than four persons are present at any given time, and
- (c) if the facility is an outdoor facility—
 - (i) the facility is used for personal training without any physical contact, and
 - (ii) no more than five persons are training together, including any instructor.
- (3) The conditions in this subsection are that—
 - (a) the facility is used for the training, competitions or matches of the First, Second or Third Division of the Cyprus Sports Organisation, or of national sports teams, and
 - (b) changing rooms are not used, except on the day a match is being played, and only for the players taking part.
- (4) Subsection (1) does not apply to a gym situated on land occupied by the Crown in right of its Government of the United Kingdom.
- (5) Subject to subsection (6), subsection (7) applies to an activity consisting of the provision of tuition to groups of persons consisting only of persons under the age of 18.
- (6) Subsection (7) does not apply to the activities of primary and secondary schools, except where these consist of tuition provided to their pupils on an optional basis outside the main working hours of the school.
- (7) A person in charge of an activity to which this subsection applies must ensure that the recipients of the lessons and the instructors only gather in groups of no more than 10 persons.
- (8) Subsection (2)(b) and (c)(ii) does not apply to activities to which subsection (7) applies.
- (9) Subsection (10) applies to an activity consisting of the provision of tuition other than—
 - (a) an activity to which subsection (7) applies,
 - (b) the activities of primary and secondary schools, or
 - (c) an activity consisting of sports tuitions.
- (10) A person in charge of an activity to which this subsection applies must ensure that the recipients of the lessons and the instructors only gather in groups of—
 - (a) until 7 March 2021, no more than 2 persons, or
 - (b) after 7 March 2021, no more than 5 persons.
- (11) For the purposes of subsections (2)(c)(ii), (7) and (10), persons are only training together or gathered in a group if they are in the physical presence of each other.

Betting shops

13B. The person in charge of a betting shop must ensure that customers only remain at the premises to complete and submit their betting slips or to collect any winnings.

Cinemas, theatres etc

13C. The person in charge of an indoor or outdoor theatre, amphitheatre, cinema or performance hall must ensure that no more than 50 people attend any performance.”.

New section 21A

8. After section 21, insert—

“Hotel and tourist accommodation

21A. A person operating a hotel or tourist accommodation may only allow it to accommodate—

- (a) persons who are not permanent residents of the Republic,
- (b) persons who are isolating for reasons relating to the prevention of the spread or incidence of Covid-19, or
- (c) persons who are players, coaches or other staff of teams of the First Division Championships and national teams, for a period of 24 hours before the scheduled start of a game to be played by those teams.”.

Amendment of section 31

9.—(1) Section 31 is amended as follows.

(2) In the title, omit “employees of”.

(3) Omit subsection (1).

(4) At the end, insert—

“(14) Subject to subsection (16), where the prevalence of Covid-19 has prevented the employee of a community council or a municipality council to take any part of their annual leave entitlement for the year 2020, the untaken annual leave entitlement is carried over to the year 2021, in addition to any other leave that the employee is entitled to carry over.

(15) Subject to subsection (16), where the prevalence of Covid-19 has prevented the employee of a community council or a municipality council to take any part of their annual leave entitlement for the year 2021, the untaken annual leave entitlement is carried over to the end of the year 2022, in addition to any other leave that the employee is entitled to carry over.

(16) The sum of the number of days of annual leave carried over under subsections (14) and (15) may not exceed 20.”.

Amendment of section 34

10.—(1) Section 34 (price caps) is amended as follows.

(2) After subsection (1), insert—

“(1A) No person may sell or offer for sale a Coronavirus Covid-19 molecular test at a price above €50, not including VAT.

(1B) No person may sell or offer for sale a rapid antigen test for Coronavirus Covid-19 at a price above €20, not including VAT.”.

(3) In subsection (2), after “listed in”, insert “subsections (1A) and (1B) and”.

Amendment of Schedule 2

11. For the content of Schedule 2 (Form B), substitute—
“

DECLARATION OF CITIZEN'S MOVEMENT BY EXCEPTION

I, the undersigned,
identity card/passport no
home address

hereby declare that the need for travelling at (fill in the exact time)
arises from the following reasons:
(tick the appropriate box below)

1. Going to a pharmacy, visiting a physician or a medical council or going for blood donation or laboratory testing for Covid-19 or for vaccination at the vaccination centres.
2. Going to a retail business or shop for essential goods/services, including take away.
3. Going to the bank for services that are not available online.
4. Strictly necessary visits to public services or services of the wider public sector and local authorities.
5. Helping people who cannot take care of themselves or people who must protect themselves or who are in self-isolation and/or in places of compulsory isolation (quarantine) or visiting a residence.
6. Physical activity or individual sports practiced in areas where access is permitted.
7. Going to church for mass or other religious worship or for individual prayer or for attending a ceremony, e.g. funeral, wedding, christening.
8. Any other reason that may be justified under the lockdown measures
(Note 2).
9. Going to a business/ organization which operates without suspension, as per the Quarantine Decrees.

Notes: (1) During their movements, citizens should carry their identity card/passport.

(2) Point 8 above shall also include the following:

- movement of divorced or separated parents, which is necessary for the uninterrupted communication between parents and children;
- going for specialised therapies for people with disabilities or chronic diseases,

together with their carer;

- driving a soldier from and to his army camp;
- going to and coming back from Larnaca and Pafos Airports for the transport of persons upon presentation of proof (ticket) showing the day and/or time of arrival/departure;
- movement of farmers and livestock farmers, provided that they produce the CAPO form of hectare or animal subsidy or, in case this is not available, a relevant certificate by the District Agricultural Office;
- going to and coming back from animal shelters to take care or feed stray animals, provided that the person has a certificate validated by a recognised animal welfare organisation and the relevant notification to the Veterinary Services.
- going for tree planting, provided that a relevant permit from the Forestry Department has been obtained.

Signature:

Date:

”.

Amendment of Schedule 3

12. For the table in Schedule 3 (price caps), substitute—

“

Product Description	Maximum Wholesale Selling Price (including VAT) €	Maximum Retail Selling Price (including VAT) €
ANTISEPTICS		
Abyss Disinfectand Gel 100ml	2.62	3.55
Abyss Disinfectand Liquid 100ml	3.57	4.85
Activel Gel 80ml	2.21	2.95
Ane Medic - Antiseptic Gel 250ml	2.38	3.20
Ane Medic - Antiseptic Gel 300ml	2.82	3.50
Ane Medic - Antiseptic Gel 350ml	3.27	4.45
Ane Medic - Antiseptic Gel 1L	7.14	9.65
Aseptin 60ml Spray	5.88	8.05
Aseptin 300ml Spray	11.45	15.70
Aseptin 1L Spray (with pump)	21.42	28.90
Aseptin 1L Spray (without pump)	17.85	24.10
Bienclair – Antiseptic Spray 100ml	3.07	3.70
Bienclair – Antiseptic Spray 500ml	6.40	7.75
Biofresh Deep Cleansing Hand Gel 50ml	2.60	3.65
Champion Antiseptic Hand Gel 300ml	4.46	6.00

Champion Antiseptic Hand Gel 1L	8.33	11.25
Chem-Ist Antibacterial Hand Gel 135ml	2.38	3.50
Chem-Ist Antibacterial Hand Gel 500ml	5.95	8.00
Chem-Ist Antibacterial Hand Sterilizer 500ml	6.55	8.85
Chem-Ist Antibacterial Hand Sterilizer 1L	11.90	16.00
Conal Antibacterial Hand Sanitizer Gel 50ml	1.35	2.10
Conal Antibacterial Hand Sanitizer Gel 100ml	2.38	3.40
Conal Antibacterial Hand Sanitizer Gel 500ml	5.35	7.00
Conal Antibacterial Hand Sanitizer Spray 100ml	2.38	3.40
Conal Antibacterial Hand Sanitizer Spray 500ml	5.35	7.00
Cuticura Hand Gel - Floral 50ml	1.43	1.90
Cuticura Hand Gel - Mint 50ml	1.43	1.90
Cuticura Hand Gel - Mint 100ml	2.20	2.90
Cuticura Hand Gel - Mint 250ml	3.56	4.75
Dalon Alcohol Hand Gel 100ml	2.20	3.20
De Costa Antiseptic Gel 80ml	1.55	2.30
De Costa Antiseptic Gel 250ml (without pump)	3.00	4.50
De Costa Antiseptic Gel 250ml (with pump)	3.60	5.25
De Costa Antiseptic Gel 500ml (with pump)	5.40	7.95
De Costa Antiseptic Gel 1L	8.93	12.50
De Costa Ethyl Alcohol 70% Spray 75ml	2.40	3.55
De Costa Ethyl Alcohol 70% Spray 300ml	3.75	5.55
De Costa Ethyl Alcohol 96% Spray 75ml	3.05	4.50
De Costa Ethyl Alcohol 96% (with pump) 300ml	4.70	6.95
De Costa Ethyl Alcohol 96% (without pump) 300ml	2.70	4.00
De Costa Ethyl Alcohol 96% (with pump) 1L	11.31	15.85
De Costa Ethyl Alcohol 96% (without pump) 1L	9.52	13.35
Desderman Pure Gel 100ml	5.69	7.80
Desderman Pure Gel 500ml	8.15	11.15
Desderman Pure Gel 1L	13.92	19.05
Desderman Pure Liquid 100ml	5.69	7.80
Desderman Pure Liquid 500ml	7.97	10.95
Desderman Pure Liquid 1L	11.54	15.80
Dettol Hand Sanitizer Gel 50ml	2.78	3.75
Fami Sanitizing Hand Gel, 80ml	2.38	3.20
Fami Sanitizing Hand Gel, 1L	8.33	11.25
Greco Drug Ethyl Alcohol 70% 120ml	3.03	3.80
Greco Drug Ethyl Alcohol 70% 500ml	6.00	7.50
Just Rite Hand Gel (pump) 100ml	2.07	2.60
Just Rite Hand Gel (pump) 500ml	3.99	5.70
Just Rite Hand Sanit Gel 50ml	0.84	1.20
Just Rite Hand Sanit Gel 120ml	2.24	2.80
Just Rite Hand Sanit Gel 250ml	4.17	5.20
Kessler 85ml	2.38	3.30
Kessler 500ml	5.47	7.50
Kessler 1L	10.71	14.45
Medseptox Spray 100ml	6.66	9.00
Mister Brewer, denaturate alcohol (spray) 300ml	3.93	5.50
Mister Brewer, denaturate alcohol 350ml	3.99	5.50
Octiset 50ml	5.84	8.00
Octiset 250ml	11.45	15.45
Octiset 1L	19.43	26.25
Prime Solutions Hand Gel 100ml	3.33	4.50
Primo Antiseptic D40 60ml	2.38	3.30

Primo Antiseptic D40 250ml	4.76	6.55
Primo Antiseptic D40 500ml	7.14	8.95
Proseptic Spray 60ml	3.67	5.05
Proseptic Gel 200ml	5.00	6.96
Proseptic Gel 500ml	10.71	14.70
Reval plus 30ml	2.14	3.00
Reval plus with case 30ml	3.07	4.15
Reval plus natural 100ml	4.14	5.80
Reval plus natural 500ml	6.43	8.70
Reval plus Spray 1L	7.00	9.45
Rona Ross Antiseptic Gel 70ml	3.28	4.50
Rona Ross Antiseptic Gel 160ml	6.21	8.50
Sani Antiseptic Hand Sanitizer 300ml	3.57	5.00
Sani Antiseptic Hand Sanitizer 500ml	5.35	7.15
Sani Hand Gel 70% 500ml	5.35	7.15
Sani Hand Gel 72 300ml	4.46	5.95
Sani Hand Gel 72 500ml	8.33	10.95
Septtol Antibacterial Hand Gel 300ml	3.80	5.20
Sibon Hand Gel 70% 120ml	3.57	4.65
Sibon Hand Gel 70% 500ml	7.74	10.05
Silky Ethyl Alcohol 96% 75ml	3.57	4.65
Silky Hand Gel 70% 150ml	3.93	5.10
Silky Hand Gel 70% 300ml	5.95	7.80
Silky Hand Gel 70% 1L	9.52	12.40
SP Anticeptic Spray 70ml	5.87	7.90
Super Clean Spray 50ml	3.45	4.65
Super Clean Gel 100ml	2.86	3.85
Super Clean Gel 300ml	5.95	8.05
Super Clean Gel 500ml	7.38	9.95
Super Clean Gel 1L	13.09	17.65
Topline Hand Sanitizer Gel 300ml	4.58	6.00
Topline Hand Sanitizer Gel 500ml	5.36	7.20
Topline Hand Sanitizer Gel 1L	6.55	9.15
Total Care/ PK Eleven/ Silk/ ACD - Gel 60ml	1.79	2.50
Total Care/ PK Eleven/ Silk/ ACD - Gel 85ml	2.38	3.30
Total Care/ PK Eleven/ Silk/ ACD - Gel 100ml	2.80	3.80
Total Care/ PK Eleven/ Silk/ ACD - Gel 135ml	3.57	4.90
Total Care/ PK Eleven/ Silk/ ACD - Gel 150ml	4.34	5.60
Total Care/ PK Eleven/ Silk/ ACD - Gel 500ml	7.14	9.85
Total Care/ PK Eleven/ Silk/ ACD - Gel 600ml	8.33	11.50
Total Care/ PK Eleven/ Silk/ ACD - Gel 1L	13.09	18.00
Total Care/ PK Eleven/ Silk/ ACD - Liquid 1L	14.28	18.50
MASKS		
Simple Surgical Masks	0.62 per piece (31.00 / 50 pieces)	0.70 per piece (35.00 / 50 pieces)
THERMOMETERS		
Axillary thermometers	From 7.00 to 8.00	From 11.00 to 15.00

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EXPLANATORY NOTE

(This note is not part of the Ordinance)

1. This explanatory note relates to the Protection of Public Health (Covid-19) (Amendment No.5) Ordinance 2021 ("the Ordinance"). It has been prepared by the Office of the Attorney General and Legal Adviser in order to assist the reader of the Ordinance. It does not form part of the Ordinance.

2. The Ordinance is intended, in particular, to mirror the Quarantine (Determination of Measures for the Prevention of the Spread of Corona Virus Covid-19) Order (No.9) of 2021 (P.I. 93/2021) of the Republic.

3. The Ordinance amends the Protection of Public Health (Covid-19) Ordinance 2021 ("the principal Ordinance").

4. Under sections 3 and 4(2), leaving a place of residence to attend a medical board must now be included within the limit of two permitted trips per day, for up to three hours each time.

5. Section 4(3) to (5) permits persons to leave a place of residence to take part in certain recreational activities, or to visit certain types of care facilities for vulnerable persons.

6. Section 5 repeals section 10 of the principal Ordinance, which prohibited visits to such facilities.

7. Section 6(2) amends section 13 of the principal Ordinance. This removes prohibitions on the operation of art exhibitions, sports facilities and flea markets. Section 6(3) removes a number of provisions concerning restrictions on activities, which are now found in sections 13A to 13C of that Ordinance (inserted by section 7). It also removes the requirement for persons using sports facilities to obtain a rapid antigen test for Covid-19.

8. New section 13A of the principal Ordinance sets out limitations on the use of indoor and outdoor sports facilities, youth club activities, and tuition other than school teaching. New sections 13B and 13C of the principal Ordinance make provisions regulating betting shops, cinemas, theatres and performance halls that used to be in sections 13(6) and (7) of that Ordinance.

9. Section 8 inserts into the principal Ordinance a provision restricting the activities of hotels and tourist accommodation.

10. Section 9 amends section 31 of the principal Ordinance, on community and municipality councils. It allows employees of those councils who have been unable to take annual leave because of the Covid-19 epidemic to carry over up to 20 more days of annual leave until the end of 2022.

11. Section 10 amends section 34 of the principal Ordinance, by inserting new price caps for Coronavirus Covid-19 molecular tests and rapid antigen tests.

12. Section 11 makes changes to the form, set out in Schedule 2 to the principal Ordinance, that may be used to seek permission to leave places of residence.

13. Section 12 makes changes to the table of price caps for a number of Covid-19 related products found in Schedule 3 to the principal Ordinance.

SBA/AG/2/H/180(B)
