

[Legal Notice: 74]

**EMERGENCY POWERS (COVID-19) (NO. 3) (AMENDMENT)
REGULATIONS 2022**

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EMERGENCY POWERS ACT

(Cap. 11)

**EMERGENCY POWERS (COVID-19) (NO. 3) (AMENDMENT)
REGULATIONS 2022**

IN exercise of the powers conferred by section 2 of the *Emergency Powers Act* (Cap. 11), the Governor-General makes the following Regulations:

1 Citation

These Regulations may be cited as the *Emergency Powers (COVID-19) (No. 3) (Amendment) Regulations 2022*.

2 Commencement

These Regulations commence on the date they are published in the *Gazette*.

3 Amendment of Emergency Powers (COVID-19) (No. 3) Regulations 2021

These Regulations amend the Emergency Powers (COVID-19) (No. 3) Regulations 2021 (Legal Notice No. 318 of 2021) (“*Principal Regulations*”).

4 Regulation 3 amended

Regulation 3 of the Principal Regulations is amended:

- (a) by inserting after the definition of “*citizen of Solomon Islands*”:

““*COVID-19 affected country or territory*” means a country or territory where there are positive cases of COVID-19;”;
- (b) by omitting the definition of “*high risk COVID-19 country or territory*” and substituting:

““*home quarantine*”, of a person, means that the person is:

 - (a) accommodated at the person’s place of residence in isolation from persons who do not reside at that place of residence; and
 - (b) prohibited from physical contact with another person who is not residing at the place of residence when the person begins his or her home quarantine period, apart from an authorised officer or a person approved under regulation 68 to provide physical care and emotional support to the person;

“*home quarantine period*” means the period for which a person must be home quarantined under regulation 27 to 30, or 33, 34 or 38;”;
- (c) by omitting the definition of “*moderate risk COVID-19 country or territory*”; and
- (d) by inserting after the definition of “*owner*”:

““*place of residence*” means the property, or part of the property, where

a person resides or regularly stays, or is temporarily accommodated;”.

5 **Regulation 6 amended**

Regulation 6(2) of the Principal Regulations is amended:

- (a) by omitting from paragraph (d) “quarantine period” and substituting “quarantine period or home quarantined for the home quarantine period”; and
- (b) by omitting from paragraph (r)(ii) “quarantined” and substituting “quarantined at a quarantine station”; and
- (c) in paragraph (u):
 - (i) by omitting “quarantine under” and substituting “quarantine or home quarantine under”; and
 - (ii) by omitting “33 to 35” and substituting “33 and 34”; and
 - (iii) by omitting “prevent transmission” and substituting “prevent or control transmission”; and
 - (iv) by omitting from subparagraph (i) “quarantine” and substituting “quarantine or home quarantine”; and
 - (v) by omitting from subparagraph (i) “quarantined” and substituting “quarantined or home quarantined”; and
 - (vi) by omitting from subparagraph (ii) “quarantine of a quarantined person or class of quarantined persons” and substituting “quarantine or home quarantine of a person or class of persons”; and
- (d) by omitting from paragraph (y) “quarantined” and substituting “quarantined or home quarantined”.

6 **Regulation 7 amended**

Regulation 7 of the Principal Regulations is amended:

- (a) by omitting subregulation (5) and substituting:

“(5) A person who is prohibited under subregulation (1) from entering Solomon Islands may not enter Solomon Islands unless the person is excepted for entry by an Order made under subregulation (3) or (4).”; and
- (b) by omitting from subregulation (6) “7(3), (4) or (5)(b)” and substituting “7(3) or (4)”.

7 **Heading to regulation 10 amended**

The heading to regulation 10 of the Principal Regulations is amended by omitting “**period**” and substituting “**period or home quarantine period**”.

8 Regulation 10 amended

Regulation 10 of the Principal Regulations is amended:

- (a) by omitting from subregulation (1) “quarantined for the quarantine period” and substituting “quarantined for the quarantine period or home quarantined for the home quarantine period”; and
- (b) in subregulation (2):
 - (i) by omitting “quarantine period” and substituting “quarantine period or from being home quarantined for the home quarantine period”; and
 - (ii) by omitting from paragraph (c) “quarantine station” and substituting “quarantine station or home quarantined”; and
 - (iii) by omitting from paragraph (e)(i) and (ii) “quarantine station” and substituting “quarantine station or home quarantined”; and
 - (iv) by omitting from paragraph (e)(ii) “being quarantined” and substituting “being quarantined or home quarantined”.

9 New regulation 12A

The Principal Regulations are amended by inserting after regulation 12:

“12A Possession of property by Government for specified period

- (1) The Government may also possess property for a limited period in accordance with this regulation.
- (2) The Government may, by written direction of the Attorney-General to the owner of a property, possess the property for use for a specified limited period by the Ministry of Health and Medical Services for a COVID-19 related purpose.
- (3) The direction must:
 - (a) specify the property; and
 - (b) specify the period for which the Government will possess the property or the manner for determining that period; and
 - (c) specify how the property will be used; and
 - (d) in accordance with section 8(1)(c)(i) of the Constitution, provide for reasonable compensation to be paid by the Government for possessing and using the property; and
 - (e) specify an undertaking that no works will be carried out on the property that will change the character of the property; and
 - (f) provide for any reasonable and necessary rehabilitation of the property arising out of the use of the property by the Ministry of Health and

Medical Services and to be undertaken by the Government; and

- (g) in accordance with section 8(1)(c)(ii) of the Constitution, provide for a right of access to the High Court by the owner of the property to determine questions relating to the legality of the taking possession of the property by the Government, the nature of works carried out on the property and the reasonableness of the rent.
- (4) A person who contravenes a direction of the Attorney-General given under this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.”.

10 **Heading to Part 3, Division 1 omitted and substituted**

The Principal Act is amended by omitting the heading to Part 3, Division 1 and substituting:

“Division 1 Preliminary matters for Part 3”.

11 **Regulation 25 amended**

Regulation 25 of the Principal Regulations is amended:

- (a) by omitting the definitions of “*being in a high risk COVID-19 country or territory*” and “*being in a moderate risk COVID-19 country or territory*” and substituting:

“*being in a COVID-19 affected country or territory*” means:

- (a) being only in a COVID-19 affected country or territory; or
- (b) being in more than one country or territory of which at least one is a COVID-19 affected country; or
- (c) being in a state or province where there are active cases of COVID-19; or
- (d) being in a state or province which shares a border with another state or province where there are active cases of COVID-19; or
- (e) being in more than one state or territory where in at least one there are active cases of COVID-19 or at least one shares a border with another state or territory where there are active cases of COVID-19;

“*enter*”, into Solomon Islands, has the same meaning as it has in section 2 of the *Immigration Act 2012*;

“*PCR test*” means a polymerase chain reaction test, or a quantitative polymerase chain reaction test, for the presence of COVID-19;

“*RAT test*” means a rapid antigen test for the presence of COVID-19;”;

and

- (b) in the definition of “*vaccine*”:
 - (i) by omitting “any other” from paragraph (b) of the definition and substituting “a”; and
 - (ii) by omitting “against COVID-19;” from paragraph (b) of the definition and substituting “against COVID-19; or”; and
 - (iii) by inserting after paragraph (b):
- “(c) any other vaccine approved by a Government of another country for use in that country against COVID-19;”.

12 **New regulation 25A**

The Principal Regulations are amended by inserting after regulation 25:

“25A Mandatory compliance with vaccination, testing and quarantining requirements

- (1) A person may not enter Solomon Islands unless the person, before travelling to Solomon Islands, has complied with the pre-entry requirements under Division 2 applicable to the person for vaccination and testing for COVID-19.
- (2) A person referred to in regulation 30A(1) who refuses to be vaccinated as required under regulation 30A(2) may not enter and remain in Solomon Islands, but must immediately depart from Solomon Islands.
- (3) A person who enters Solomon Islands must, on entering Solomon Islands:
 - (a) if the person has a place of residence that has been assessed and approved as suitable for home quarantining by the Ministry of Health and Medical Services in accordance with the Government’s procedures for home quarantine, home quarantine at that place of residence in accordance with Division 3A; or
 - (b) if the person does not have a place of residence that has been assessed and approved as suitable for home quarantining by the Ministry of Health and Medical Services in accordance with the Government’s procedures for home quarantine, be quarantined at quarantine station.
- (4) A person within Solomon Islands must comply with the vaccination, testing, quarantining and home quarantining requirements applicable to the person under this Part.
- (5) A person who intends to travel to Solomon Islands:
 - (a) must provide to the Ministry of Health and Medical Services before arriving in Solomon Islands a signed and dated statement acknowledging:
 - (i) the requirements under this Part for testing, vaccination,

quarantining and home quarantining; and

- (ii) that the person must comply with the requirements that are applicable to the person; and
- (iii) that the consequence of failing to comply with the requirements is refusal of entry into Solomon Islands, prosecution and conviction of an offence or deportation from Solomon Islands (as the case requires); and

(b) may not enter Solomon Islands unless he or she has provided the statement to the Ministry.

Note to regulation 25A(3), (4) and (5):

Part 3 and regulation 46 specify offences for contravening a requirement referred to in regulation 25A(3), (4) or (5). In addition, under regulation 51, a non-citizen who is convicted of such an offence may be deported.”.

13 **Heading to regulation 26 amended**

The heading to regulation 26 of the Principal Regulations is amended by omitting “**quarantine**” and substituting “**quarantine at a quarantine station**”.

14 **Regulation 26 amended**

Regulation 26(1) of the Principal Regulations is amended:

- (a) by omitting “A person who enters Solomon Islands must:” and substituting “A person entering Solomon Islands, who does not have a place of residence that has been assessed and approved as suitable for home quarantining by the Ministry of Health and Medical Services in accordance with the Government’s procedures for home quarantine, must:”; and
- (b) by omitting paragraphs (a) and (b) and substituting:
 - “(a) immediately on entering Solomon Islands, be quarantined at a quarantine station for the quarantine period specified in regulation 27(4) or (5), 28(4) or (5), 30(3) or (4), 33(5) or 34(5); and
 - (b) during the quarantine period be tested under regulation 27(4) or (5), 28(4) or (5), 30(3) or (4), 33(5) or 34(5);”.

15 **Regulation 27 amended**

Regulation 27 of the Principal Regulations is amended by omitting subregulations (4) to (7) and substituting:

“(4) If, while travelling to Solomon Islands, the person was in transit in a COVID-19 affected country, the person must:

- (a) on entering Solomon Islands, be quarantined or home quarantined

for the period ending 7 days from the day the person enters Solomon Islands; and

- (b) while quarantined or home quarantined, be tested for the presence of COVID-19 as follows:
 - (i) if the person was not tested for the presence of COVID-19 in accordance with subregulation (3)(b), once by a PCR test as soon as practicable after entering Solomon Islands, and must test non-infectious for COVID-19 for the test; and
 - (ii) once by a PCR test on the sixth day of the quarantine period, and must test non-infectious for COVID-19 for the test.
- (5) If while travelling to Solomon Islands, the person was in transit in a COVID-19 affected country, the person must:
- (a) on entering Solomon Islands, be quarantined or home quarantined for the period ending 10 days from the day the person enters Solomon Islands; and
 - (b) while quarantined or home quarantined, be tested for the presence of COVID-19:
 - (i) if the person was not tested for the presence of COVID-19 in accordance with subregulation (3)(b), once by a PCR test as soon as practicable after entering Solomon Islands, and must test non-infectious for COVID-19 for the test; and
 - (ii) once by a PCR test on the fifth, sixth or seventh day of the quarantine period, and must test non-infectious for COVID-19 for the test; and
 - (iii) once on the tenth day of the quarantine period by one of the following:
 - (A) by a PCR test, and must test non-infectious for COVID-19 for the test; or
 - (B) by a RAT test, and must test negative for COVID-19 for the test.
- (6) A person who contravenes this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.”.

16 Regulations 28 and 29 repealed and substituted

Regulations 28 and 29 of the Principal Regulations are repealed and the following substituted:

“28 Vaccination, quarantine and testing of persons from COVID-19 affected country or territory

(1) In this regulation:

“*person*” means a person entering Solomon Islands who was in a COVID-19 affected country or territory for the 28-day period immediately before the person began travelling to Solomon Islands.

(2) Subregulations (4) and (5) apply subject to regulation 30.

(3) The person may not enter Solomon Islands unless the person:

(a) if the person has attained at least 18 years of age:

- (i) is vaccinated against COVID-19; and
- (ii) has a vaccination certificate; and

(b) has been tested for the presence of COVID-19 twice, as follows:

- (i) once by a PCR test during the 72-hour period immediately before the day on which the person enters Solomon Islands, and tested non-infectious for COVID-19 for the test; and
- (ii) once by a RAT test within the 12-hour period immediately before the day on which the person enters Solomon Islands, and tested negative for COVID-19 for the test.

(4) On entering Solomon Islands, the person must immediately be quarantined or home quarantined for the period ending 10 days from the day the person enters Solomon Islands.

(5) While quarantined or home quarantined, the person must be tested for the presence of COVID-19:

(a) once by a PCR test on the fifth, sixth or seventh day of the quarantine period, and must test non-infectious for COVID-19 for the test; and

(b) once on the tenth day of the quarantine period in accordance with one of the following:

- (i) by a PCR test, and must test non-infectious for COVID-19 for the test; or
- (ii) by a RAT test, and must test negative for COVID-19 for the test.”.

(6) A person who contravenes this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.”.

17 Regulation 30 amended

Regulation 30 of the Principal Regulations is amended:

- (a) by omitting from subregulation (2)(b) “quarantine” and substituting “quarantine, home quarantine”; and
- (b) by omitting subregulations(3) to (5) and substituting:
 - “(3) If the child and each family member were in a COVID-19 free country or territory for the 28-day period immediately before beginning to travel to Solomon Islands, they must:
 - (a) immediately be quarantined or home quarantined for the period of 7 days from the day they enter Solomon Islands; and
 - (b) while quarantined or home quarantined, be tested once for the presence of COVID-19 by a PCR test on the sixth day of the quarantine or home quarantine period, and must test non-infectious for COVID-19 for the test.
 - (4) If the child and each family member were in a COVID-19 affected country or territory for the 28-day period immediately before beginning to travel to Solomon Islands, they must:
 - (a) immediately be quarantined or home quarantined for the period of 10 days from the day they enter Solomon Islands; and
 - (b) while quarantined or home quarantined, be tested twice for the presence of COVID-19:
 - (i) once by a PCR test on the fifth, sixth or seventh day of the quarantine or home quarantine period, and must test non-infectious for COVID-19 for the test; and
 - (ii) once on the tenth day of the quarantine period in accordance with one of the following:
 - (A) by a PCR test, and must test non-infectious for COVID-19 for the test; or
 - (B) by a RAT test, and must test negative for COVID-19 for the test.”; and
 - (c) by omitting from subregulation (6) “(2) to (5)” (twice occurring) and substituting “(2) to (4)””; and
 - (d) by inserting after subregulation (6):
 - “(7) A person who has attained the age of 18 and who contravenes this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.”.

18 **New regulation 30A**

The Principal Regulations are amended by inserting after regulation 30:

“30A Mandatory vaccination of certain persons on entry

(1) In this regulation:

“*person*” means a person arriving in Solomon Islands who has been vaccinated against COVID-19 using a vaccine referred to in paragraph (c) of the definition of “*vaccine*” in regulation 25.

(2) The person must:

(a) as soon as practicable after disembarking from an aircraft or vessel, be given one dose of a vaccine referred to in paragraph (a) or (b) of the definition of “*vaccine*” in regulation 25; and

(b) be given the number of additional doses of that vaccine required for the person to get primary vaccination against COVID-19 on or about the dates advised by an authorised officer when the person is given the dose of the vaccine under paragraph (a); and

(c) be given a vaccination certificate verifying the date each dose of the vaccine was given to the person and the name and batch number of each dose.

(3) If the person fails or refuses to comply with subregulation (2)(a), the person may not enter Solomon Islands.

(4) If the person contravenes subregulation (2)(b), the person commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.”.

19 Heading to regulation 31 amended

The heading to regulation 31 of the Principal Regulations is amended by omitting “**to 29**” and substituting “**or 28**”.

20 Regulation 31 amended

Regulation 31(2) of the Principal Regulations is amended:

(a) by omitting from paragraph (b) “or (b); or” and substituting “or (b).”; and

(b) by omitting paragraph (c).

21 Heading to regulation 32 amended

The heading to regulation 32 of the Principal Regulations is amended by omitting “**to 29**” and substituting “**or 28**”.

22 Regulation 32 amended

Regulation 32 of the Principal Regulations is amended by omitting subregulation (2)(b) and (c) and substituting:

“(b) a COVID-19 affected country or territory.”.

23 Regulation 33 amended

Regulation 33 of the Principal Regulations is amended:

- (a) by omitting from subregulation (2) “quarantine” and substituting “quarantine, home quarantine”; and
- (b) by omitting subregulation (3) and substituting:
 - “(3) On entering Solomon Islands, the person must immediately be quarantined or home quarantined for the period ending 10 days from the day the person enters Solomon Islands.”; and
 - (c) by omitting subregulation (5) and substituting:
 - “(5) While quarantined or home quarantined, the person must be tested twice for the presence of COVID-19:
 - (a) once by a PCR test on the fifth, sixth or seventh day of the quarantine or home quarantine period, and must test non-infectious for COVID-19 for the test; and
 - (b) once on the tenth day of the quarantine period in accordance with one of the following:
 - (i) by a PCR test, and must test non-infectious for COVID-19 for the test; or
 - (ii) by a RAT test, and must test negative for COVID-19 for the test.
- (6) A person who contravenes this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.”.

24 Heading to regulation 34 amended

The heading to regulation 34 of the Principal Regulations is amended by omitting “**moderate risk COVID-19**” and substituting “**COVID-19 affected**”.

25 Regulation 34 amended

Regulation 34 of the Principal Regulations is amended:

- (a) in subregulation (1), by omitting “moderate risk COVID-19” from paragraph (a) of the definition of “*person*” and substituting “COVID-19 affected”; and
- (b) by omitting from subregulation (2) “quarantine” and substituting “quarantine, home quarantine”; and
- (c) by omitting subregulation (3) and substituting:

“(3) On entering Solomon Islands, the person must immediately be quarantined or home quarantined for the period ending 10 days from the day the person enters Solomon Islands.”; and

(d) by omitting subregulation (5) and substituting:

“(5) While quarantined or home quarantined, the person must be tested twice for the presence of COVID-19:

(a) once by a PCR test on the fifth, sixth or seventh day of the quarantine or home quarantine period, and must test non-infectious for COVID-19 for the test; and

(b) once on the tenth day of the quarantine period in accordance with one of the following:

(i) by a PCR test, and must test non-infectious for COVID-19 for the test; or

(ii) by a RAT test, and must test negative for COVID-19 for the test.

(6) A person who contravenes this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.”.

26 **Regulation 35 repealed**

Regulation 35 of the Principal Regulations is repealed.

27 **Heading to regulation 36 amended**

The heading to regulation 36 is amended by omitting “**prevent**” and substituting “**prevent or control**”.

28 **Regulation 36 amended**

(1) Regulation 36(1) of the Principal Regulations is omitted and the following substituted:

“(1) The Prime Minister may, by Order, if satisfied that it is necessary to do so to prevent or control transmission of COVID-19 in Solomon Islands:

(a) declare that a person or class of persons (other than those quarantined or home quarantined under regulations 27 to 30, 33 or 34) must be quarantined at a quarantine station or home quarantined; or

(b) extend the quarantine period or home quarantine period of a person or class of persons quarantined under regulation 27 to 30, 33, 34 or paragraph (a); or

(c) extend the home quarantine period of a person or class of persons home quarantined under regulation 38(1)(a).”.

(2) Regulation 36(2) of the Principal Regulations is amended:

- (a) by inserting after paragraph (a)(i):
 - “(ia) the home quarantine period or the period for which the home quarantine is extended (as the case requires); or”; and
 - (b) by omitting from paragraph (a)(ii) “quarantine period or” and substituting “quarantine period, home quarantine period or”; and
 - (c) by omitting from paragraph (b) “(1)(a) or (b)” and substituting “(1)(a), (ia) or (b)”.
- (3) Regulation 36 is amended by inserting after subregulation (3):
- “(3A) If a person is home quarantined, or a person’s home quarantine period is extended under subregulation (1):
- (a) the person must be home quarantined for the home quarantine period or extended home quarantine period at the person’s place of residence in accordance with the Government’s procedures for home quarantine; and
 - (b) the person must:
 - (i) comply with the Government’s procedures for home quarantine; and
 - (ii) be tested for the presence of COVID-19 as specified in the Order; and
 - (iii) not leave the place of residence where the person is home quarantined unless the person does so in accordance with regulation 38B (which provisions apply as if a reference in them to a home quarantined person were a reference to a home quarantined person referred to in this subregulation); and
 - (iv) not cease being home quarantined unless:
 - (A) the person tests negative for COVID-19 as specified in the Order; and
 - (B) the person’s home quarantine ceases in accordance with the Government’s discharge procedures for home quarantine.”.
- (4) Regulation 36(4) is amended by omitting “subregulation (3)” and substituting “subregulation (3) or (3A)”.

29 Regulation 37 amended

Regulation 37(2) and (3) of the Principal Regulations is amended by omitting “quarantined” and substituting “quarantined or home quarantined”.

30 Regulation 38 amended

- (1) Regulation 38 of the Principal Regulations is amended by omitting

subregulation(1) and substituting:

“(1) If a person, who is not quarantined at a quarantine station or not home quarantined, tests positive for COVID-19, the person must:

(a) immediately home quarantine and be treated for COVID-19 in accordance with the Government’s procedures for treating COVID-19 infected persons in home quarantine (which may include moving the person to be isolated at a quarantine station or to a hospital for treatment); and

(b) be tested for the presence of COVID-19 as specified in this regulation.”.

(2) Regulation 38 of the Principal Regulations is amended by inserting after subregulation (2):

“(2A) If a person who is home quarantined tests positive for COVID-19:

(a) regulations 27 to 30 and 33 to 36 do not apply; and

(b) the person must remain in home quarantine and be treated for COVID-19 in accordance with the Government’s procedures for treating COVID-19 infected persons in home quarantine (which may involve moving the person to be isolated at a quarantine station or to a hospital for treatment); and

(c) the person must be tested for the presence of COVID-19 as specified in this regulation.”.

(3) Regulation 38 of the Principal Regulations is amended by omitting subregulation (3) and substituting:

“(3) If the person referred to in subregulation (2) or (2A) is, and continues to be, asymptomatic for COVID-19, the person must remain home quarantined for 10 days.

(3A) If the person referred to in subregulation (2) or (2A) is, or becomes, symptomatic for COVID-19 but presenting with mild symptoms, the person must remain home quarantined for the period that is the sum of 10 days and the additional number of days ending on the day that is 3 days after the day on which the person ceases to have any respiratory symptoms.”.

(4) Regulation 38(4) is amended by omitting “If the person” and substituting “If the person referred to in subregulation (2) or (2A)”.

(5) Regulation 38(5) is amended:

(a) by omitting “The person” and substituting “The person referred to in subregulation (4)”;

(b) by omitting from paragraph (b) “quarantine station” and substituting “quarantine station or ceases home quarantine”.

31 New Part 3, Division 3A

The Principal Regulations are amended by inserting after Part 3, Division 3:

“Division 3A Home quarantine**“38A Home quarantine of persons entering Solomon Islands**

(1) In this regulation:

“*person*” means a person who home quarantines under regulation 27 to 30 or 33, 34 or 36(1)(b).

(2) The person:

- (a) must, at the cost of the person, home quarantine at a place of residence that has been assessed and approved as suitable for home quarantining by the Ministry of Health and Medical Services in accordance with the Government’s procedures for home quarantine; and
- (b) may home quarantine with family members with whom the person enters Solomon Islands.

(3) If a person (“A”) is home quarantining, no other person may enter or remain in the place of residence where A is home quarantining unless:

- (a) an authorised officer; or
- (b) a person also home quarantining at the place of residence; or
- (c) a person approved under regulation 68 to provide physical care and emotional support to a person home quarantined at the place of residence who is ill, disabled or elderly.

(4) The person:

- (a) may only leave the property:
 - (i) at the end of the home quarantine period; or
 - (ii) if the person requires urgent medical assistance or treatment; or
 - (iii) if the person tests positive for COVID-19 and is symptomatic presenting with severe symptoms; or
 - (iv) if the property is not safe or secure or to avoid an emergency or other situation that might result in serious injury or loss of life to the person; or
 - (v) if the Prime Minister exempts the person from being home quarantined for the home quarantine period under regulation 10; and
- (b) must have other people deliver food, any medications and anything else needed by the person by leaving those items at the entrance to the

place of residence.

- (5) If the person leaves home quarantine under subregulation (4)(a)(i), the person must leave in accordance with the Government’s discharge procedures for home quarantine.
- (6) If the person leaves home quarantine under subregulation (4)(a)(ii), the person must return to the property immediately following the medical assistance or treatment.
- (7) If the person leaves home quarantine under subregulation (4)(a)(iii), the person must leave and be taken to a quarantine station or a hospital in accordance with the Government’s quarantine procedures for COVID-19 infected persons.
- (8) If the person leaves home quarantine under subregulation (4)(a)(iv), the person must be taken to a quarantine station or to another property approved as suitable for home quarantine by the Ministry of Health and Medical Services in accordance with the Government’s procedures for home quarantine.
- (9) A person who contravenes this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both.

38B Home quarantine of infected persons in Solomon Islands

- (1) In this regulation:

“*person*” means a person who home quarantines under regulation 36(1)(a) or (c) or 38(1)(a).

- (2) If a person who is in Solomon Islands tests positive for COVID-19, the person must immediately home quarantine at his or her place of residence.
- (3) If a person home quarantines under subregulation (2):
 - (a) every other person who resides, or regularly visits, at that place of residence must also home quarantine and be tested in accordance with regulation 38(3) or (4), as the case requires, as if a person referred to in those subregulations; and
 - (b) each person who home quarantines under paragraph (a) must comply with the Government’s procedures for home quarantine; and
 - (c) other people must deliver food, any medications and anything else needed by a person in home quarantine by leaving those items at the entrance to the person’s place of residence.
- (4) A person must not enter or be in a place of residence where one or more other persons are home quarantining unless the person is:
 - (a) an authorised officer; or

- (b) a person home quarantining at the place of residence; or
 - (c) a person approved under regulation 68 to provide physical care and emotional support to a quarantined person who is ill, disabled or elderly.
- (5) Each person in home quarantine under subregulation (2) or (3) may only leave the property:
- (a) if the person has been asymptomatic, at the end of the period referred to in regulation 38(3); or
 - (b) if the person has been symptomatic for COVID-19 presenting with mild symptoms, at the end of the period referred to in regulation 38(3A); or
 - (c) if the person has been symptomatic presenting with moderate or severe symptoms, when the person tests negative for COVID-19 as specified in regulation 38(5)(a); or
 - (d) if the person requires urgent medical assistance or treatment; or
 - (e) if the property is not safe or secure or to avoid an emergency or other situation that might result in serious injury or loss of life to the person; or
 - (f) if the Prime Minister exempts the person from being home quarantined for the home quarantine period under regulation 10.
- (6) If the person leaves home quarantine under subregulation (5)(a), the person must leave in accordance with the Government's discharge procedures for home quarantine.
- (7) If the person leaves home quarantine under subregulation (5)(b), the person must return to the property immediately following the medical assistance or treatment.
- (8) If the person leaves home quarantine under subregulation (5)(c), the person must leave and be taken to a quarantine station or a hospital in accordance with the Government's quarantine procedures for COVID-19 infected persons.
- (9) If the person leaves home quarantine under subregulation (5)(d) the person must be taken to a quarantine station or another property approved by the Ministry of Health and Medical Services as suitable for home quarantine in accordance with the Government's quarantine procedures.
- (10) A person who contravenes this regulation commits an offence.

Maximum penalty: 15,000 penalty units or imprisonment for 5 years, or both."

32 **Regulation 43 amended**

Regulation 43(1) of the Principal Regulations is amended:

- (a) by omitting from paragraph (b) “quarantine station” and substituting “quarantine station and the home quarantine of persons”; and
- (b) by omitting from paragraph (c) “quarantine” and substituting “quarantine or home quarantining”.

33 **Regulation 68 amended**

Regulation 68 of the Principal Regulations is amended:

- (a) by inserting after subregulation (1)(a):
 - “(aa) a home quarantined person who is ill, disabled or elderly; or”;
 - and
- (b) by omitting subregulation (2)(b) and substituting:
 - “(b) one of the following:
 - (i) the quarantine station where the person will be quarantined;
 - (ii) the place of residence where the person will be home quarantined;
 - (iii) the hospital or other medical facility where the person will receive medical treatment.”; and
- (c) by omitting from subregulation (3)(b) “the quarantined person’s entry into Solomon Islands” and substituting “entering a quarantine station and being accommodated in the quarantine station with the quarantined person, or entering a place of residence and being accommodated at the place of residence with the home quarantined person,”; and
- (d) in subregulation (3)(c):
 - (i) by omitting from subparagraph (ii) “for a quarantined person” and substituting “for a quarantined person or home quarantined person”; and
 - (ii) by omitting subparagraph (ii)(A) and substituting:
 - “(A) must be accommodated with the quarantined person at the quarantine station, or the home quarantined person at the place of residence, in a manner that physically isolates both the quarantined or home quarantined person and the carer from any other person; or”; and
 - (iii) by omitting subparagraph (ii)(B) and substituting:
 - “(B) if, in accordance with regulation 26(2)(b), 38A(4)(a)(ii) or 38B(5)(a)(ii) of these Regulations, the quarantined or home quarantined person requires urgent medical attention at a hospital in Solomon Islands during the quarantine period or home quarantine period, may accompany the quarantined or

home quarantined person and be accommodated with him or her at the hospital (where they both must be isolated in accordance with the Government's quarantine procedures for COVID-19 infected persons); and".

Made this twenty fourth-day of February 2022.

SIR DAVID VUNAGI
GOVERNOR-GENERAL
