

# Directions from Chief Health Officer in accordance with emergency powers arising from declared state of emergency

## Restricted Activity Directions (Non-Melbourne) (No 11)

*Public Health and Wellbeing Act 2008* (Vic)

Section 200

I, Adjunct Clinical Professor Brett Sutton, Chief Health Officer, consider it reasonably necessary to eliminate or reduce the risk to public health — and reasonably necessary to protect public health — to give the following directions pursuant to section 200(1)(d) of the **Public Health and Wellbeing Act 2008** (Vic) (**PHW Act**):

### 1 Preamble

- (1) The purpose of these directions is to restrict the operation of certain businesses and undertakings in the **Relevant Area** to address the serious public health risk posed to Victoria by Novel Coronavirus 2019 (**2019-nCoV**).
- (2) For the purposes of these directions, the Relevant Area means the area of Victoria outside the **Restricted Area**. More specific directions apply to those businesses in the Restricted Area.
- (3) These directions must be read together with the **Directions currently in force**.
- (4) These directions replace the **Restricted Activity Directions (Non-Melbourne) (No 10)** restricting activities in areas of Victoria, and provide for circumstances in which a person is required to comply with the **restricted area requirement**.

### 2 Citation

These directions may be referred to as the **Restricted Activity Directions (Non-Melbourne) (No 11)**.

### 3 Revocation

The **Restricted Activity Directions (Non-Melbourne) (No 10)** are revoked at 11:59:00pm on 28 October 2020.

### 4 Restricted activity period

For the purposes of these directions, the **restricted activity period** is the period beginning at 11:59:00pm on 28 October 2020 and ending at 11:59:00pm on 8 November 2020.

## 10 Places of worship

- (1) A person who owns, controls or operates a **place of worship** in the Relevant Area must not operate that place of worship during the restricted activity period.

### *Permitted operations*

- (2) Despite subclause (1), a person who owns, controls or operates a place of worship in the Relevant Area may operate that place of worship for the purpose of:

- (a) hosting a wedding or funeral, if that wedding or funeral complies with the requirements of the **Stay Safe Directions (Non-Melbourne) (No 6)**; or

*Note: the **Stay Safe Directions (Non-Melbourne) (No 6)** limit the number of people who may attend a wedding at non-residential premises located in the Relevant Area to 10 people (plus the marrying couple, the celebrant and a photographer) and a funeral at non-residential premises located in the Relevant Area to 50 people outdoors or 20 people indoors plus those required to conduct the funeral.*

- (b) hosting an essential public support service (whether that service is provided on a voluntary basis or otherwise); or

*Examples: a food bank or service for homeless persons.*

- (c) hosting an essential support group; or

*Examples: for alcohol and drugs, family violence, and parenting.*

- (d) conducting outdoor religious gatherings or ceremonies; or

*Examples: mass, Eucharist, blessings.*

- (e) conducting indoor religious gatherings or ceremonies.

*Examples: mass, Eucharist, blessings.*

- (3) A person who operates a place of worship under subclause (2)(c) must limit the number of members of the public in each indoor space to the lesser of:

- (a) the number permitted by the density quotient; and

- (b) 20.

- (4) If a religious gathering or ceremony is to be held outdoors under subclause (2)(d) then:

- (a) up to a maximum of 50 members of the public are permitted to attend each religious gathering or ceremony; and

- (b) in addition to the maximum of 50 members of the public, one **religious practitioner** employed or otherwise engaged by a **religious institution** must attend in order to lead the religious gathering or ceremony; and

- (c) no food, drink, crockery, utensils, vessels or other equipment are permitted to be shared by participants; and

- (d) the gathering or ceremony must be held in an open space proximate to the place of worship; and
  - (e) no wedding or funeral is to be held indoors or outdoors under clause 2(a) at or proximate to the place of worship at the same time; and
  - (f) no religious gathering or ceremony is to be held indoors at the place of worship under subclause (2)(e) at the same time.
- (5) If a place of worship is to hold one or more religious gatherings or ceremonies indoors under subclause (2)(e) then:
- (a) the number of members of the public permitted in the place of worship at any one time is limited to the lesser of:
    - (i) the aggregate number permitted by the density quotient at the place of worship; and
    - (ii) 20; and
  - (b) the number of members of the public permitted for each group attending a religious gathering or ceremony in an indoor space must be limited to the lesser of:
    - (i) the number permitted by the density quotient; and
    - (ii) 10;and each group must maintain a distance of at least 10 metres from each other group or be in a separate indoor space at all times; and

*Note: up to 20 members of the public in multiple groups of up to 10 may attend a religious gathering or ceremony in a single indoor space of a place of worship, provided that the indoor space is suitable to meet the density quotient for the number of people in attendance and each group is able to maintain a distance of at least 10 metres from each other.*

- (c) in addition to the maximum number of members of the public permitted to attend a religious gathering or ceremony under subclause (5)(b):
  - (i) if there is only one group of members of the public in an indoor space at which a religious gathering or ceremony is being held, one religious practitioner employed or otherwise engaged by a religious institution must be present at the indoor space in order to lead the religious gathering or ceremony; and
  - (ii) if there is more than one group of members of the public in any one indoor space at which a religious gathering or ceremony is being held, in addition to the religious practitioner required to be present under subclause (c)(i), one religious practitioner employed or otherwise engaged by a religious institution may be present in the indoor space in order to lead the religious gathering or ceremony in respect of each group; and
  - (iii) if there is more than one indoor space at which a religious gathering or ceremony is being held, one religious practitioner employed or otherwise engaged by a religious institution must be present in each indoor space in order to lead the religious

- gathering or ceremony in respect of each group in each indoor space; and
- (d) each religious gathering or ceremony must be limited to 90 minutes; and
  - (e) no food, drink, crockery, utensils, vessels or other equipment are permitted to be shared by participants; and
  - (f) no wedding or funeral is to be held indoors or outdoors under clause 2(a) at or proximate to the place of worship at the same time; and
  - (g) no religious gathering or ceremony is to be held outdoors under subclause (2)(d) proximate to the place of worship at the same time.
- (6) A person who owns, operates or controls a place of worship under subclause (2) must comply with:
- (a) the signage requirement for each:
    - (i) indoor space; and
    - (ii) outdoor space; and
  - (b) the cleaning requirement; and
  - (c) the records requirement, except in relation to private worship and essential support groups, if confidentiality is typically required.

## **11 ~~Restricted retail facilities~~**

- ~~(1) A person who owns, controls or operates an **open retail facility**, including a **restricted retail facility**, in the Relevant Area may only operate that facility during the restricted activity period to the extent permitted or required by these directions.~~
- ~~(2) A **restricted retail facility** means the following:~~
  - ~~(a) a **beauty and personal care facility**; and~~
  - ~~(b) a **hairdressing facility**.~~

### ~~*Permitted operations — beauty and personal care facilities and hairdressers*~~

- ~~(3) A person who owns, controls or operates a beauty and personal care facility or a hairdressing facility in the Relevant Area may operate that facility, provided that:~~
  - ~~(a) the person only provides services or procedures that would be able to be provided if the client is wearing a face covering; and~~

~~*Note: services such as facials, face waxing and beard trimming around the mouth, nose or cheeks are not permitted as the client would be unable to wear a face covering for the duration of the service or procedure.*~~
  - ~~(b) a client wears a face covering for the duration of the service or procedure, other than where the client is exempt from the requirement to wear a face covering in accordance with clause 5(11) and (12) of the **Stay Safe Directions (Non-Melbourne) (No 6)**; and~~