

# EMERGENCY POWERS (COVID 19 PANDEMIC) (NO. 3)(AMENDMENT)(NO. 3) ORDER, 2020

## Arrangement of Orders

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**EMERGENCY POWERS (COVID 19 PANDEMIC)  
REGULATIONS, 2020**

**EMERGENCY POWERS (COVID 19 PANDEMIC)(NO. 3)  
(AMENDMENT)(NO. 3) ORDER, 2020**

In exercise of the powers conferred on me by the Emergency Powers (Covid 19 Pandemic) Regulations<sup>1</sup>, I **HEREBY** make the following Order —

**1. Citation.**

This Order, which amends the Emergency Powers (Covid 19 Pandemic)(No. 3) Order, 2020, may be cited as the Emergency Powers (Covid 19 Pandemic)(No. 3)(Amendment)(No.3) Order, 2020.

**2. Amendment of order 11 of the principal Order.**

Order 11 of the principal Order is amended by the insertion immediately after paragraph (1) of the following new paragraph—

“(1A) Notwithstanding paragraph (1), a restaurant located in the islands listed in the *Third Schedule* may utilize inside and outside dining provided that—

- (a) the maximum seating of a restaurant shall be fifty percent of the maximum occupancy of that restaurant with a minimum of thirty square feet per person;
- (b) seating shall be arranged in accordance with physical distancing protocols in accordance with order 3;
- (c) staff shall wear masks in accordance with order 4;
- (d) patrons shall be required to wear masks upon entry and exit;
- (e) staff shall sanitise tables, chairs and other implements used by patrons after each use.”.

**3. Amendment of order 14 of the principal Order.**

Order 14 of the principal Order is amended by the insertion immediately after paragraph (3) of the following new paragraphs—

“(4) Notwithstanding paragraph (1), a church or place of religious instruction situated in the islands listed in the *Third Schedule* may

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<sup>1</sup>S.I. No. 101 of 2020.

conduct services in accordance with the protocols established by The Bahamas Christian Council and approved by the Ministry of Health.

- (5) Any school, situated on the islands listed in the *Third Schedule*, at which a national exam is being hosted shall be permitted to open for the purposes of making the necessary preparations for the sitting of that exam and for the administration of that national exam provided that—
  - (a) all persons in attendance at that school wear face masks in accordance with order 4;
  - (b) the premises are sanitised; and
  - (c) the physical distancing protocols under order 3, and any guidelines or notices issued by the Competent Authority or the Ministry of Education are adhered to.
- (6) Preschools and infant daycare centres situated on the islands listed in the *Third Schedule* are permitted to open provided that—
  - (a) all employees wear face masks;
  - (b) the premises are sanitised; and
  - (c) the preschool or infant daycare centre adheres to any guidelines or notices issued by the Competent Authority or the Ministry of Education.”.

**4. Amendment of order 15 of the principal Order.**

Order 15 of the principal Order is amended by —

- (a) the numbering of the existing paragraph as paragraph (1);
- (b) by the insertion immediately after paragraph (1) of the following new paragraph—

“(2) Notwithstanding paragraph (1), a person, on any island listed in the *Third Schedule*, may host or attend a social gathering of not more than twenty persons at a private residence or facility.”.

**5. Amendment of order 16 of the principal Order.**

Order 16 of the principal Order is amended by the insertion immediately after paragraph (3) of the following new paragraphs —

- “(4) Notwithstanding paragraphs (1) through (3), a funeral held on any island listed in the *Third Schedule* may —
  - (a) be held in a church or other religious facility provided that the number of attendees is limited in accordance with the physical distancing protocol under order 3 and other

protocols issued by the Bahamas Christian Council and approved by the Ministry of Health;

- (b) notwithstanding paragraph (2), include a burial at a graveside, held with no more than thirty persons inclusive of officiants and funeral service workers and shall be subject to physical distancing and the requirement to wear masks in accordance with order 3 and 4, respectively; and
- (c) include a repast of not more than twenty persons at a private residence or facility.”.

**6. Amendment of order 17 of the principal Order.**

Order 17 of the principal Order is amended by the insertion immediately after paragraph (2) of the following new paragraphs —

- “(3) Notwithstanding paragraphs (1) and (2), a wedding held on any island listed in the *Third Schedule* may, subject to the requirements of order 4, be held —
  - (a) in a church or a facility, provided that the number of attendees inclusive of officiants is limited in accordance with the physical distancing protocols provided in order 3; or
  - (b) outdoors, subject to physical distancing protocols provided in order 3.
- (4) A person may host or attend a wedding reception held on any island listed in the *Third Schedule* in accordance with the occupancy and physical distancing requirements provided in order 11(1A)(a).”.

**7. Amendment of order 19 of the principal Order.**

Order 19 of the principal Order is amended by the deletion and substitution of paragraphs (b), (c) and (d) as follows —

- “(b) commercial fishing including trap setting and fishing for crawfish beyond the curfew hours set in order 2(1);
- (c) harvesting of crabs beyond the hours of curfew set out in order 2(1).”.

**8. Insertion of new order 20A into the principal Order.**

The principal Order is amended by the insertion immediately before order 21 of the following new order 20A —

**“20A. Approval of voyage by sea or travel by air.**

The —

- (a) Director-General of the Bahamas Civil Aviation Authority may permit a private or commercial flight; and

- (b) Chairman of the Bahamas Maritime Authority may permit a private or commercial vessel,  
for the purpose of any travel into, within and out of The Bahamas.”.

**9. Amendment of order 21 of the principal Order.**

Order 21 of the principal Order is amended —

- (a) by the deletion and substitution of paragraph (1) as follows —  
“(1) Every person desirous of inter island travel shall —  
(a) prior to travelling, undergoes a RTPCR COVID 19 molecular diagnostic test and obtains a negative result;  
and  
(b) upon arrival on the other island, submits to mandatory quarantine at a government identified facility or any other appropriate facility as determined by the Ministry of Health, for a period of fourteen days.  
(1A) Notwithstanding paragraph (1), a person travelling inter island in respect of an emergency shall not be required to comply with paragraph (1).  
(1B) For the avoidance of doubt, a person travelling for the transport of essential goods or services shall be required to comply with the requirements of paragraph (1).”; and  
(b) by the deletion and substitution of paragraph (2) as follows —  
“(2) Residents of the islands listed in the *Third Schedule* —  
(a) may travel within those islands without meeting the requirements of paragraph (1);  
(b) if travelling from an island not listed in the *Third Schedule* to an island listed in the *Third Schedule* must comply with the requirements of paragraph (1)(c).”.

**10. Amendment of order 25 of the principal Order.**

Order 25 of the principal Order is amended by the deletion of paragraph (3A).

**11. Insertion of new Order 28A into the principal Order.**

The principal Order is amended by the insertion immediately after order 28 of the following new order—

**“28A. Exemption from quarantine.**

After consultation with the Ministry of Health, the Competent Authority may in writing, exempt any person or any class of persons whose arrival in The Bahamas is necessary to perform an

essential service or is in the national interest, from the requirement to quarantine under orders 21, 21A, 25 and 26, provided such person has a RTPCR COVID 19 negative test and will be residing in a hotel or resort.”.

**12. Amendment of order 31 of the principal Order.**

Order 31 of the principal Order is amended by the insertion immediately after paragraph (3) of the following new paragraph—

“(4) Notwithstanding paragraph (3), beaches and parks situated on the islands listed in the *Third Schedule* are open to the public in accordance with the Emergency Powers (Covid 19 Pandemic) (Beaches)(No. 2) Order, 2020.”.

**13. Insertion of new Third Schedule into the principal Order.**

The principal Order is amended by the insertion immediately after the the Second Schedule of the following new Schedule—

**“THIRD SCHEDULE**

(Orders 11, 14, 15, 16, 17 and 31 )

**ISLANDS**

Mayaguana

Inagua

Chub Cay

Crooked Island

Acklins

Long Cay

Long Island

Rum Cay

Ragged Island

Made this 12<sup>th</sup> day of August, 2020

  
**PRIME MINISTER**