



Jersey

COVID-19 (RESTRICTED TRADING) (JERSEY) REGULATIONS 2020¹

Official Consolidated Version

This is an official version of consolidated legislation compiled and issued under the authority of the Legislation (Jersey) Law 2021.

Showing the law from 23 April 2020 to 20 May 2020



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COVID-19 (RESTRICTED TRADING) (JERSEY) REGULATIONS 2020

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THE STATES make these Regulations under Article 2 of the [Covid-19 \(Enabling Provisions\) \(Jersey\) Law 2020](#) –

Commencement [[see endnotes](#)]

1 Interpretation

In these Regulations –

“business premises” means a building, place or vehicle –

- (a) at, on or in which an occupation, profession or trade is carried on for the provision of services directly to members of the public on a regular basis;
- (b) at, on or in which a service is provided directly to members of the public on a regular basis; or
- (c) used for the purpose of selling items by retail, or hiring or displaying items for the purpose of selling them or hiring them out, whether the items are goods or materials or whether also sold by wholesale;

“Minister” means the Minister for Health and Social Services;

“occupier” of business premises means –

- (a) a person who is entitled to occupy the premises or part of the premises to the exclusion of the owner; or
- (b) if there is no such person, the owner of the premises or part of the premises;

“prescribed” means prescribed by Order made by the Minister.

2 Period of restricted trading

- (1) This Regulation applies if the Minister, after consulting the Medical Officer of Health, is satisfied that the risk to public health caused by Covid-19 has reached a level at which it is proportionate and necessary to make the Order described in Regulation 3.
- (2) The Minister may, by Order, declare the start of a period of restricted trading and the end of that period, being no later than 14 days after the start.
- (3) Despite Article 17 of the [Interpretation \(Jersey\) Law 1954](#), the provision declaring the end of the period may not be amended other than –
 - (a) to declare an earlier end; or

- (b) to declare a later end, being no later than 14 days after the commencement of each Order making such an amendment.
- (4) The Minister must, before making an Order under this Regulation, consult with the Minister for Economic Development, Tourism, Sport and Culture in relation to the making of the Order.
- (5) In this Article, “Medical Officer of Health” means a person appointed as such under Article 10 of the [Loi \(1934\) sur la Santé Publique](#).

3 Direction of Minister concerning closure or partial closure of certain business premises

- (1) The Minister may, by Order, direct that during a period of restricted trading –
 - (a) certain business premises or classes of business premises must be closed to members of the public;
 - (b) certain business premises or classes of business premises may be open to members of the public only for a specified purpose;
 - (c) a person who is the occupier or operator of business premises must not carry out certain work; and
 - (d) a person who is the occupier or operator of business premises may carry out certain work only for a specified purpose.
- (2) The Order may provide for exceptions from paragraph (1) for specified business premises or classes of business premises or specified persons or classes of persons.
- (3) The Minister must, before making an Order under this Regulation, consult with the Minister for Economic Development, Tourism, Sport and Culture in relation to the making of the Order.
- (4) An occupier or operator of business premises who fails to comply with a direction made by Order under paragraph (1) is guilty of an offence and is liable to a fine.

4 Offence concerning persons allowed on business premises

- (1) This Regulation applies to business premises subject to an Order made under Regulation 3(1)(b).
- (2) A person who is the occupier or operator of business premises to which this Regulation applies must not allow members of the public to enter or remain in or on the business premises unless reasonable steps have been taken to ensure that –
 - (a) each person on the premises (other than any person employed to work on the premises) has sufficient space; and
 - (b) any other prescribed requirement is met.
- (3) For the purpose of paragraph (2)(a) –
 - (a) a person has sufficient space if the person is reasonably able to maintain the prescribed distance between himself or herself and any other person on the premises (other than any member of the person’s household and any person employed to work on the premises); and
 - (b) the Minister may, by Order, prescribe what does or does not constitute sufficient space.

- (4) The occupier or operator of business premises to which this Regulation applies must have regard to any relevant guidance issued, before or after the commencement of these Regulations, by the Minister or by the Medical Officer of Health.
- (5) A person who fails to comply with paragraph (2) is guilty of an offence and is liable to a fine.
- (6) In this Regulation, “household” means any persons living together in the same place of residence.

5 Citation, commencement and expiry

- (1) These Regulations may be cited as the Covid-19 (Restricted Trading) (Jersey) Regulations 2020 and come into force on the day after they are made.
- (2) These Regulations expire on 30th September 2020.

ENDNOTES

Table of Legislation History

| Legislation | Year and No | Commencement | Project No (where applicable) |
|------------------------------------------------------------|---------------------------------|---------------|-------------------------------------|
| Covid-19 (Restricted Trading) (Jersey) Regulations 2020 | R&O.48/2020 | 23 April 2020 | P.48/2020 |

Projects available at statesassembly.gov.je

Table of Endnote References

¹ *These Regulations were repealed by the Covid-19 (Workplace Restrictions) (Jersey) Regulations 2020 on 21 May 2020 (the coming into force of R&O.67/2020).*