



Jersey

# **COVID-19 (WORKPLACE RESTRICTIONS) (JERSEY) ORDER 2020**

## **Official Consolidated Version**

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Showing the law from 21 May 2020 to 3 June 2020



Jersey

## COVID-19 (WORKPLACE RESTRICTIONS) (JERSEY) ORDER 2020

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Jersey

## COVID-19 (WORKPLACE RESTRICTIONS) (JERSEY) ORDER 2020

**THE MINISTER FOR HEALTH AND SOCIAL SERVICES** makes this Order under Regulations 2 and 3 of the [Covid-19 \(Workplace Restrictions\) \(Jersey\) Regulations 2020](#) after having complied with the consultation requirements set out in Regulation 2(1) and (2) of those Regulations –

Commencement [[see endnotes](#)]

### 1 Declaration of start and end of restriction period

A restriction period –

- (a) starts on the coming into force of this Order; and
- (b) ends at the end of Wednesday 3rd June 2020.

### 2 Closure of certain workplaces

(1) The Minister directs that the following workplaces must be closed –

- (a) amusement centres;
- (b) art galleries, libraries and museums;
- (c) workplaces that are used for the purpose of –
  - (i) spas, nail salons, beauty salons, waxing salons, tanning salons or hair laser removal,
  - (ii) tattoo or piercing parlours or massage parlours, or
  - (iii) providing haircuts, hair styling or the professional application of make up;
- (d) entertainment facilities;
- (e) indoor recreation facilities;
- (f) nightclubs;
- (g) outdoor playgrounds and gymnasium equipment in public places;
- (h) public swimming and paddling pools;
- (i) soft play centres.

(2) In this Article –

“amusement centre” means a building or place used principally for playing billiards or other like games, electronic or mechanical amusement devices such as pinball machines, video or arcade games and the like;

“entertainment facility” means a concert hall, dance hall, theatre, cinema and the like;

“indoor recreation facility” means a building or place used predominantly for indoor recreation, including a squash court, indoor sport court, gymnasium, bowling alley or any other building or place of a like character used for indoor recreation;

“nightclub” means premises holding a licence of the seventh category (referred to as an “Entertainment Licence”) under the [Licensing \(Jersey\) Law 1974](#), the principal purpose of which is the retail sale of liquor for consumption on the premises, whether or not food is sold on the premises.

### **3 Specified workplaces open for certain purposes**

- (1) The Minister directs that the following workplaces may be open only for the purposes specified in this Article –
  - (a) boarding houses, caravan parks, camping grounds and hostels for the purpose of accommodating permanent residents of the boarding house, caravan park, camping ground or hostel;
  - (b) commercial accommodation for the purpose of accommodating (including providing food and beverages to persons using the accommodation to consume in their room) persons who are employed or contracted to work in Jersey for a purpose relating to the Covid-19 outbreak;
  - (c) community centres for the purpose of providing services, free of charge, to assist vulnerable members of the public, such as food banks, blood donations or services providing for the needs of homeless people;
  - (d) food and drink premises (whether or not part of any other workplace that may be open under this Article) for the purpose of –
    - (i) selling food or beverages for persons to consume off the premises,
    - (ii) selling food or beverages other than intoxicating liquor for persons to consume in an outdoor area, or
    - (iii) selling intoxicating liquor to persons taking a meal (as defined in the [Licensing \(Jersey\) Law 1974](#)) in an outdoor area;
  - (e) golf courses for the purpose of allowing access to open spaces to be used for the purpose of playing golf;
  - (f) markets and retail premises (including retail premises forming part of workplaces that may be open under this Article) for the purpose of selling or hiring out the goods and merchandise offered for sale or hire in those markets or premises;
  - (g) places of public worship for the purpose of conducting a funeral service or facilitating the formation of a marriage;
  - (h) outdoor recreational facilities for the purposes of –
    - (i) allowing the use of recreational facilities in outdoor areas,
    - (ii) hiring out equipment to persons who intend to participate in recreational activities in outdoor areas, or
    - (iii) carrying out instructional recreational activities in outdoor areas,

and if reasonably necessary, allowing members of the public to transit through indoor areas for a purpose mentioned in clause (i), (ii) or (iii), including ticketing;

- (i) workplaces controlled or operated by Jersey Heritage or the Durrell Wildlife Conservation Trust for the purposes of –
  - (i) allowing visitors to access outdoor areas, and
  - (ii) if reasonably necessary, allowing visitors to transit through indoor areas for that purpose, including ticketing.

(2) In this Article –

“commercial accommodation” means a building or place (whether or not licensed premises under the [Licensing \(Jersey\) Law 1974](#)) that provides temporary or short-term accommodation on a commercial basis and that –

- (a) comprises rooms or self-contained accommodation; and
- (b) provides meals to guests or the general public,

but does not include boarding houses, caravan parks, camping grounds or premises used for the purpose of a care home service regulated under the [Regulation of Care \(Jersey\) Law 2014](#);

“community centre” means a building or place owned or operated by a parish or a non-profit community organisation used primarily for the physical, social, cultural or intellectual development or welfare of the community;

“food and drink premises” means premises (whether or not licensed premises under the [Licensing \(Jersey\) Law 1974](#)) that are used for the preparation and retail sale of food or drink (or both) for immediate consumption on or off the premises, and includes the following –

- (a) a restaurant, café or public bar (whether or not the premises form part of commercial accommodation);
- (b) takeaway food and drink premises;
- (c) premises operating with the permission of the Minister for Economic Development, Tourism, Sport and Culture under the [Policing of Beaches \(Jersey\) Regulations 1959](#);
- (d) registered premises operating under a valid registration certificate issued under the [Places of Refreshment \(Jersey\) Law 1967](#);

“indoor area” means an area, room or other premises that is or are substantially enclosed by a roof and walls, regardless of whether the roof or walls or any part of the roof or walls are –

- (a) permanent or temporary; or
- (b) open or closed;

“intoxicating liquor” has the same meaning as in the [Licensing \(Jersey\) Law 1974](#);

“market” means an open-air area, or an existing building, that is used for the purpose of selling, exposing or offering goods, merchandise or materials for sale by independent shops or stall holders, and includes existing permanent structures used for that purpose on an intermittent or occasional basis;

“outdoor area” means an area that is not an indoor area;

“outdoor recreational facility” means a building, place or area used exclusively or predominantly for outdoor recreation, whether or not operated for the purposes of gain, including an outdoor activity centre, a mini-golf facility, tennis courts, a lawn

bowling green, an equestrian centre or horse riding school, a shooting range or a surfing school, or any other building or place of a like character used for outdoor recreation (including any ancillary buildings);

“retail premises” means a building or place used for the purpose of selling items by retail, or hiring or displaying items for the purpose of selling them or hiring them out, but does not include food and drink premises or workplaces that are directed to be closed under Article 2.

- (3) Nothing in this Article prevents the occupier or operator of a workplace providing –
- (a) reasonable access to toilet facilities or facilities to administer appropriate first aid;
  - (b) services, free of charge, to assist vulnerable members of the public, such as food banks, blood donations or services providing for the needs of homeless people; or
  - (c) accommodation (including providing food and beverages to persons using the accommodation to consume in their room) to a person accessing a public service (including emergency accommodation) whether provided by the Government of Jersey, a private provider or a non-profit organisation.

#### **4 Other workplaces permitted to be open**

Any workplace that is not prohibited from being open under any other provision of this Order may be open.

#### **5 General exception to restriction on workplaces being open**

Nothing in this Order prevents the use of workplaces for the purpose of providing a service to deliver to a person, or to arrange the collection by a person, of goods, merchandise and materials purchased by a person off the premises.

#### **6 Citation and commencement**

This Order may be cited as the Covid-19 (Workplace Restrictions) (Jersey) Order 2020 and comes into force on the day after it is made.

## ENDNOTES

### Table of Legislation History

| Legislation   | Year and No                     | Commencement | Project No<br>(where<br>applicable) |
|---|---------------------------------|--------------|-------------------------------------|
| Covid-19 (Workplace Restrictions) (Jersey) Order 2020 | <a href="#">R&amp;O.67/2020</a> | 21 May 2020  |                                     |

Projects available at [statesassembly.gov.je](https://statesassembly.gov.je)

### Table of Endnote References

*There are currently no endnote references*