



Jersey

## COVID-19 (AMENDMENTS – EXTENSION, SUSPENSION AND REPEAL) (JERSEY) REGULATIONS 2020

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Jersey

## **COVID-19 (AMENDMENTS – EXTENSION, SUSPENSION AND REPEAL) (JERSEY) REGULATIONS 2020**

*Made*

*9th September 2020*

*Coming into force*

*30th September 2020*

**THE STATES** make these Regulations under Article 2 of the Covid- 19 (Enabling Provisions) (Jersey) Law 2020<sup>1</sup> –

### **1 Covid-19 (Screening, Assessment and Isolation) (Jersey) Regulations 2020 amended**

In Regulation 15(3) of the Covid-19 (Screening, Assessment and Isolation) (Jersey) Regulations 2020<sup>2</sup> for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

### **2 Covid-19 (Safe Distancing) (Jersey) Regulations 2020 amended**

In the Covid-19 (Safe Distancing) (Jersey) Regulations 2020<sup>3</sup> –

(a) in Regulation 5(4) for “satisfied, after considering” there is substituted “satisfied, after consulting the Council of Ministers, and after considering”;

(b) in Regulation 6(3) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”;

(c) after Regulation 6(4) there is inserted –

“(4A) The effect of Regulation 5 is suspended whenever the effect of Regulations 2(2) and 3(1) is suspended under paragraph (4).

(4B) Before making an Order to revoke an Order made under paragraph (4), the Minister must –

(a) consult the Medical Officer of Health and the Council of Ministers; and

(b) be satisfied that it is necessary and proportionate, having regard to the foreseeable risk of the spread of Covid- 19 in Jersey, to revoke the Order.”.

### **3 Covid-19 (Emergency Provisions – Courts) (Jersey) Regulations 2020 amended**

In Regulation 9(2) of the Covid-19 (Emergency Provisions – Courts) (Jersey) Regulations 2020<sup>4</sup> for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

### **4 Covid-19 (Schools and Day Care of Children) (Jersey) Regulations 2020 amended**

In the Covid-19 (Schools and Day Care of Children) (Jersey) Regulations 2020<sup>5</sup> –

- (a) at the end of Regulation 2 there is inserted –
  - “(3) Before publishing a notice under this Regulation the Minister must –
    - (a) consult the Council of Ministers;
    - (b) obtain the consent of the Minister for Health and Social Services; and
    - (c) be satisfied that it is necessary and proportionate, having regard to the foreseeable risk of the spread of Covid- 19 in Jersey, to publish the notice.
  - (4) Before giving consent under paragraph (3)(b) the Minister for Health and Social Services must consult the Medical Officer of Health.
  - (5) The Minister must keep under review the operation of any notice published under this Regulation.
  - (6) Article 11(3) of the Interpretation (Jersey) Law 1954<sup>6</sup> applies to the power to publish a notice under this Regulation as it applies to a power to make an enactment under another enactment.”;
- (b) in Regulation 4(3) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”;
- (c) for Regulation 4(4) and (5) there is substituted –
  - “(4) Any notice published under Regulation 2, that has effect immediately before the commencement of the Covid-19 (Amendments – Extension, Suspension and Repeal) (Jersey) Regulations 2020, ceases to have effect on that commencement.”.

### **5 Covid-19 (Workplace Restrictions) (Jersey) Regulations 2020 amended**

In Regulation 9(2) of the Covid-19 (Workplace Restrictions) (Jersey) Regulations 2020<sup>7</sup> for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

### **6 Covid-19 (Construction Work) (Jersey) Regulations 2020 amended**

In the Covid-19 (Construction Work) (Jersey) Regulations 2020<sup>8</sup> –

- (a) in Regulation 3(2) for “consult the Minister” there is substituted “consult the Council of Ministers, and in particular the Minister”;

- (b) in Regulation 8(2) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

**7 Control of Housing and Work (Exemptions) (Jersey) Order 2013 amended**

Articles 4(1)(ba) and (7) of the Control of Housing and Work (Exemptions) (Jersey) Order 2013<sup>9</sup> are repealed.

**8 Residential Tenancy (Jersey) Law 2011 amended**

Part 3A of the Residential Tenancy (Jersey) Law 2011<sup>10</sup> is repealed.

**9 Medical Practitioners (Registration) (General Provisions) (Jersey) Order 2014 amended**

Article 9A of the Medical Practitioners (Registration) (General Provisions) (Jersey) Order 2014<sup>11</sup> is repealed.

**10 Capacity and Self-Determination (Jersey) Law 2016 amended**

Articles 60A to 60H of the Capacity and Self-Determination (Jersey) Law 2016<sup>12</sup> are repealed.

**11 Covid-19 (Mental Health) (Jersey) Regulations 2020 repealed**

The Covid-19 (Mental Health) (Jersey) Regulations 2020<sup>13</sup> are repealed.

**12 Mental Health (Jersey) Law 2016 amended**

Part 12A of the Mental Health (Jersey) Law 2016<sup>14</sup> is repealed.

**13 Regulation of Care (Jersey) Law 2014 amended**

Paragraphs 1(2A), 3(3) and 3A of Schedule 1 to the Regulation of Care (Jersey) Law 2014<sup>15</sup> are repealed.

**14 Regulation of Care (Standards and Requirements) (Jersey) Regulations 2018 amended**

Regulations 3A, 17A, 32A and 34A of the Regulation of Care (Standards and Requirements) (Jersey) Regulations 2018<sup>16</sup> are repealed.

**15 Statutory Nuisances (Jersey) Regulations 2017 amended**

In Regulation 1A of the Statutory Nuisances (Jersey) Regulations 2017<sup>17</sup>, the existing text is re-numbered as paragraph (1), and after that paragraph there is inserted –

“(2) This Regulation expires at the end of 30th April 2021.”.

## **16 Wills and Successions (Jersey) Law 1993 amended**

In Article 17B of the Wills and Successions (Jersey) Law 1993<sup>18</sup> –

- (a) in paragraph (1) for “up to 30th September 2020” there is substituted “up to the end of 30th April 2021”;
- (b) in paragraph (8) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **17 Covid-19 (Signing of Instruments) (Jersey) Regulations 2020 amended**

In the Covid-19 (Signing of Instruments) (Jersey) Regulations 2020<sup>19</sup> –

- (a) in Regulations 2(1) and 3(1) for “up to 30th September 2020” there is substituted “up to the end of 30th April 2021”;
- (b) in Regulation 5(2) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **18 Cremation (Suspension and Modification of Regulations – Covid-19) (Jersey) Regulations 2020 amended**

In the Cremation (Suspension and Modification of Regulations – Covid-19) (Jersey) Regulations 2020<sup>20</sup> –

- (a) after Regulation 1(2) there is inserted –
  - “(3) During the period between the commencement of the Covid-19 (Amendments – Extension, Suspension and Repeal) (Jersey) Regulations 2020 and the expiry of these Regulations, Regulations 2 and 3 do not have effect unless there is in force an Order under paragraph (4).
  - (4) The Minister may by Order re-instate the effect of Regulations 2 and 3.
  - (5) Before making an Order under paragraph (4) the Minister must –
    - (a) consult the Medical Officer of Health and the Council of Ministers; and
    - (b) be satisfied that it is necessary and proportionate, having regard to the foreseeable risk of the spread of Covid- 19 in Jersey, to make the Order.
  - (6) Nothing in an Order under paragraph (4) is to be treated as derogating from Regulation 4(c).”;
- (b) in Regulation 4(c) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **19 Cremation (Suspension and Modification of Regulations – Covid-19) (No. 2) (Jersey) Regulations 2020 amended**

In the Cremation (Suspension and Modification of Regulations – Covid-19)  
(No. 2) (Jersey) Regulations 2020<sup>21</sup> –

- (a) after Regulation 1(2) there is inserted –
  - “(3) During the period between the commencement of the Covid-19 (Amendments – Extension, Suspension and Repeal) (Jersey) Regulations 2020 and the expiry of these Regulations, Regulations 2 and 3 do not have effect unless there is in force an Order under paragraph (4).
  - (4) The Minister may by Order re-instate the effect of Regulations 2 and 3.
  - (5) Before making an Order under paragraph (4) the Minister must –
    - (a) consult the Medical Officer of Health and the Council of Ministers; and
    - (b) be satisfied that it is necessary and proportionate, having regard to the foreseeable risk of the spread of Covid- 19 in Jersey, to make the Order.
  - (6) Nothing in an Order under paragraph (4) is to be treated as derogating from Regulation 4(c).”;
- (b) in Regulation 4(c) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **20 Civil Partnership (Jersey) Law 2012 amended**

In the Civil Partnership (Jersey) Law 2012<sup>22</sup> –

- (a) after Article 26G(2) there is inserted –
  - “(2A) During the period between the commencement of the Covid-19 (Amendments – Extension, Suspension and Repeal) (Jersey) Regulations 2020 and the expiry of this Part, paragraphs (1) and (2) do not have effect unless there is in force an Order under paragraph (2B).
  - (2B) The Minister may by Order re-instate the effect of paragraphs (1) and (2).
  - (2C) Before making an Order under paragraph (2B) the Minister must –
    - (a) consult the Council of Ministers;
    - (b) obtain the consent of the Minister for Health and Social Services; and
    - (c) be satisfied that it is necessary and proportionate, having regard to the foreseeable risk of the spread of Covid- 19 in Jersey, to make the Order.
  - (2D) Before giving consent under paragraph (2C)(b) the Minister for Health and Social Services must consult the Medical Officer of Health.

- (2E) Nothing in an Order under paragraph (2B) is to be treated as derogating from Article 26I.”;
- (b) in Article 26I for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **21 Civil Partnership (Approved Premises) (Jersey) Order 2012 amended**

In the Civil Partnership (Approved Premises) (Jersey) Order 2012<sup>23</sup> –

- (a) after Article 2A(3) there is inserted –
  - “(3A) The effect of paragraphs (1) and (2) is suspended during any period in which the effect of Article 26G(1) or (2) of the Civil Partnership (Jersey) Law 2012 is suspended under Article 26G(2A) of that Law.”;
- (b) in Article 2A(4) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”;
- (c) in Article 4A(4) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”;
- (d) in Article 9A(3) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **22 Civil Partnership (Forms, Registration and Fees) (Jersey) Order 2012 amended**

In Article 10A of the Civil Partnership (Forms, Registration and Fees) (Jersey) Order 2012<sup>24</sup> for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **23 Marriage and Civil Status (Jersey) Law 2001 amended**

In the Marriage and Civil Status (Jersey) Law 2001<sup>25</sup> –

- (a) after Article 23 there is inserted –

### **“23A Power to make temporary provision in relation to Covid-19 for approved locations**

- (1) The Minister may by Order make provision equivalent or similar to that previously made by the Part 3A that was inserted in the Marriage and Civil Status (Jersey) Order 2018<sup>26</sup> by Regulation 4(2) of the Covid-19 (Civil Partnership and Marriage No. 2) (Jersey) Regulations 2020<sup>27</sup>.
- (2) Before making an Order under paragraph (1) the Minister must –
  - (a) consult the Council of Ministers;
  - (b) obtain the consent of the Minister for Health and Social Services; and



- (c) be satisfied that it is necessary and proportionate, having regard to the foreseeable risk of the spread of Covid- 19 in Jersey, to make the Order.
- (3) Before giving consent under paragraph (2)(b) the Minister for Health and Social Services must consult the Medical Officer of Health.
- (4) Any provision made under paragraph (2) must include express provision for its expiry at a time specified in the provision, being no later than the expiry of this Article.
- (5) This Article expires at the end of 30th April 2021.”;
- (b) after Article 49A(1) there is inserted –
  - “(1A) During the period between the commencement of the Covid-19 (Amendments – Extension, Suspension and Repeal) (Jersey) Regulations 2020 and the expiry of this Article, paragraphs (2), (2A) and (2B) do not have effect unless there is in force an Order under paragraph (1B).
  - (1B) The Minister may by Order re-instate the effect of paragraphs (2), (2A) and (2B).
  - (1C) Before making an Order under paragraph (1B) the Minister must –
    - (a) consult the Council of Ministers;
    - (b) obtain the consent of the Minister for Health and Social Services; and
    - (c) be satisfied that it is necessary and proportionate, having regard to the foreseeable risk of the spread of Covid- 19 in Jersey, to make the Order.
  - (1D) Before giving consent under paragraph (1C)(b) the Minister for Health and Social Services must consult the Medical Officer of Health.
  - (1E) Nothing in an Order under paragraph (1B) is to be treated as derogating from paragraph (5).”;
- (c) in Article 49A(5) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”;
- (d) in Article 80F for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

## **24 Marriage and Civil Status (Jersey) Order 2018 amended**

In the Marriage and Civil Status (Jersey) Order 2018<sup>28</sup> –

- (a) in Article 20A(3) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”;
- (b) Part 3A is repealed;
- (c) in Article 32A(2) for “on 30th September 2020” there is substituted “at the end of 30th April 2021”.

**25 Unlawful Public Entertainments (Jersey) Regulations 2019 amended**

At the end of Regulation 1 of the Unlawful Public Entertainments (Jersey) Regulations 2019<sup>29</sup> there is inserted –

“(5) Paragraph (4) and this paragraph expire at the end of 30th April 2021.”.

**26 Citation and commencement**

These Regulations may be cited as the Covid-19 (Amendments – Extension, Suspension and Repeal) (Jersey) Regulations 2020 and come into force on 30th September 2020.

## ENDNOTES

### Table of Endnote Reference

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1	<i>L.2/2020</i>
2	<i>R&amp;O.33/2020</i>
3	<i>R&amp;O.76/2020</i>
4	<i>R&amp;O.45/2020</i>
5	<i>R&amp;O.32/2020</i>
6	<i>chapter 15.360</i>
7	<i>R&amp;O.65/2020</i>
8	<i>R&amp;O.49/2020</i>
9	<i>chapter 18.150.10</i>
10	<i>chapter 18.720</i>
11	<i>chapter 20.600.30</i>
12	<i>chapter 20.040</i>
13	<i>R&amp;O.47/2020</i>
14	<i>chapter 20.650</i>
15	<i>chapter 20.820</i>
16	<i>chapter 20.820.65</i>
17	<i>chapter 22.900.10</i>
18	<i>chapter 04.960</i>
19	<i>R&amp;O.50/2020</i>
20	<i>R&amp;O.23/2020</i>
21	<i>R&amp;O.74/2020</i>
22	<i>chapter 12.260</i>
23	<i>chapter 12.260.10</i>
24	<i>chapter 12.260.40</i>
25	<i>chapter 12.600</i>
26	<i>chapter 12.600.10</i>
27	<i>R&amp;O.83/2020</i>
28	<i>chapter 12.600.10</i>
29	<i>R&amp;O.60/2019</i>