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THE DISASTER RISK MANAGEMENT ACT

**THE DISASTER RISK MANAGEMENT (ENFORCEMENT
MEASURES) (NO. 9) (AMENDMENT) (NO. 2) ORDER, 2021**

WHEREAS the Minister responsible for disaster preparedness and emergency management has given written notice to the Prime Minister that Jamaica appears to be threatened with or affected by the SARS-CoV-2 (Coronavirus COVID-19), and that measures apart from or in addition to those specifically provided for in the Disaster Risk Management Act should be taken promptly:

AND WHEREAS on March 13, 2020, the Prime Minister by Order declared the whole of Jamaica to be a disaster area:

NOW THEREFORE:

In exercise of the powers conferred upon the Prime Minister by section 26(2) of the Disaster Risk Management Act, and every other power hereunto enabling, the following Order is hereby made:—

1.—(1) This Order may be cited as the Disaster Risk Management (Enforcement Measures) (No. 9) (Amendment) (No. 2) Order, 2021, and shall be read and construed as one with the

Disaster Risk Management (Enforcement Measures) (No. 9) Order, 2021 (hereinafter referred to as the principal Order), and all amendments thereto.

(2) This Order shall come into operation on the 3rd day of September, 2021.

2. The principal Order is amended by deleting the words "September 7, 2021" wherever they appear and substituting therefor in each case the words "September 17, 2021".

3. Paragraph 10(1) of the principal Order is amended—

(a) by deleting sub-paragraphs (g) and (h) and inserting the following as paragraphs (g) to (j)—

"(g) beginning at 6:00 pm on Saturday, September 4, 2021, and ending at 5:00 am on Wednesday, September 8, 2021;

(h) during the period from Wednesday, September 8, 2021, to Saturday, September 11, 2021, during the hours from 7:00 pm each day until 5:00 am the following day, beginning from 7:00 pm on September 8, 2021, and ending at 5:00 am on September 11, 2021;

(i) beginning at 6:00 pm on Saturday, September 11, 2021, and ending at 5:00 am on Wednesday, September 15, 2021; and

(j) during the period from Wednesday, September 15, 2021, to Saturday, September 18, 2021, during the hours from 7:00 pm each day until 5:00 am the following day, beginning from 7:00 pm on September 15, 2021, and ending at 5:00 am on September 18, 2021."; and

(b) by deleting sub-paragraph (ii) and substituting therefor the following—

"(ii) may, for the purpose of accessing any money transfer or remittance service, or farm stores supplies, travel during the hours of 9:00 am and 3:00 pm on—

(A) Monday, September 6, 2021;

(B) Tuesday, September 7, 2021;

(C) Monday, September 13, 2021; or

(D) Tuesday, September 14, 2021,

to the closest practicable location where access to the money transfer or remittance service or farms stores supplies (as the case may be) is located and then immediately return to the person's abode or place of residence."

4. Paragraph 14 of the principal Order is amended—

(a) by deleting sub-paragraph (2)(b) and substituting therefor the following—

"(b) all markets shall remain closed and no vending shall take place in public arcades and public transportation centres on—

(i) Sundays;

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- (ii) Monday, September 6, 2021;
 - (iii) Tuesday, September 7, 2021;
 - (iv) Monday, September 13, 2021; and
 - (v) Tuesday, September 14, 2021.”;
- (b) in sub-paragraph (4), by deleting sub-paragraph (d) and substituting therefor the following—
- “ (d) notwithstanding sub-paragraphs (a) to (c)—
- (i) shall operate only between the hours of 4:00 am and 8:00 pm on—
 - (A) Friday, September 3, 2021;
 - (B) Wednesday, September 8, 2021;
 - (C) Thursday, September 9, 2021;
 - (D) Friday, September 10, 2021;
 - (E) Wednesday, September 15, 2021;
 - (F) Thursday, September 16, 2021; and
 - (G) Friday, September 17, 2021,but no passengers shall be in any such transportation between 4:00 am and 5:00 am and between 7:00 pm and 8:00 pm;
 - (ii) shall operate only between the hours of 4:00 am and 7:00 pm on—
 - (A) Saturday, September 4, 2021; and
 - (B) Saturday, September 11, 2021,but no passengers shall be in any such transportation between 4:00 am and 5:00 am and between 6:00 pm and 7:00 pm;
 - (iii) unless permitted to do so under item 48 of the Third Schedule, shall not operate on—
 - (A) Sunday, September 5, 2021;
 - (B) Monday, September 6, 2021;
 - (C) Tuesday, September 7, 2021;
 - (D) Sunday, September 12, 2021;
 - (E) Monday, September 13, 2021; and

(F) Tuesday, September 14, 2021.”;

(c) by deleting sub-paragraph (6A) and substituting therefor the following—

“ (6A) Notwithstanding sub-paragraph (6), all beaches shall remain closed on—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(d) by deleting sub-paragraph (7A) and substituting therefor the following—

“ (7A) Notwithstanding sub-paragraph (7), on the following days rivers may only be used for domestic purposes (such as for crossing where there is no other means of access to the other side, bathing or fishing)—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(e) by deleting sub-paragraph (8A) and substituting therefor the following—

“ (8A) Notwithstanding sub-paragraph (8), zoos and parks shall remain closed on—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(f) by deleting sub-paragraph (9A) and substituting therefor the following—

“ (9A) Notwithstanding sub-paragraph (9), gyms shall remain closed on—

- (a) Sunday, September 5, 2021;

- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(g) by deleting sub-paragraph (12A) and substituting therefor the following—

“ (12A) Notwithstanding sub-paragraph (12), bars that operate under a village retail licence under the Spirit Licence Act shall remain closed on—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(h) by deleting sub-paragraph (14A) and substituting therefor the following —

“ (14A) Bars that operate under a club licence under the Spirit Licence Act shall remain closed on—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(i) by deleting sub-paragraph (16A) and inserting next after sub-paragraph (17) the following sub-paragraph—

“ (17A) Notwithstanding sub-paragraphs (16) and (17), all cinemas (including drive-in cinemas) shall remain closed on—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;

- (e) Monday, September 13, 2021; and
 - (f) Tuesday, September 14, 2021.”;
- (j) by deleting sub-paragraph (18A) and substituting therefor the following—
- “ (18A) Notwithstanding sub-paragraph (18), no theatrical play or other live artistic performance shall be staged on—
- (a) Sunday, September 5, 2021;
 - (b) Monday, September 6, 2021;
 - (c) Tuesday, September 7, 2021;
 - (d) Sunday, September 12, 2021;
 - (e) Monday, September 13, 2021; and
 - (f) Tuesday, September 14, 2021.”;
- (k) by deleting sub-paragraph (19A) and substituting therefor the following—
- “ (19A) Notwithstanding sub-paragraph (19), all establishments licensed under the Betting, Gaming and Lotteries Act shall remain closed on—
- (a) Sunday, September 5, 2021;
 - (b) Monday, September 6, 2021;
 - (c) Tuesday, September 7, 2021;
 - (d) Sunday, September 12, 2021;
 - (e) Monday, September 13, 2021; and
 - (f) Tuesday, September 14, 2021.”;
- (l) by deleting sub-paragraph (20A) and substituting therefor the following—
- “ (20A) Notwithstanding sub-paragraph (20), all day care centres shall remain closed on—
- (a) Sunday, September 5, 2021;
 - (b) Monday, September 6, 2021;
 - (c) Tuesday, September 7, 2021;
 - (d) Sunday, September 12, 2021;
 - (e) Monday, September 13, 2021; and
 - (f) Tuesday, September 14, 2021.”;
- (m) by deleting sub-paragraph (21A) and substituting therefor the following—
- “ (21A) Notwithstanding sub-paragraph (21), all amusement arcades shall remain closed on—
- (a) Sunday, September 5, 2021;

- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(n) by deleting sub-paragraph (22A) and substituting therefor the following—

“ (22A) Notwithstanding sub-paragraph (22), all amusement parks, water parks and water attractions shall remain closed on—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”;

(o) by deleting sub-paragraphs (23A) and (23B) and substituting therefor the following—

“ (23A) Money transfer and remittance services, and farm stores, may operate only between the hours of 9:00 am and 3:00 pm on the following days—

- (a) Monday, September 6, 2021;
- (b) Tuesday, September 7, 2021;
- (c) Monday, September 13, 2021; and
- (d) Tuesday, September 14, 2021.

(23B) For the avoidance of doubt, on Sunday, September 5, 2021, Monday, September 6, 2021, Tuesday, September 7, 2021, Sunday, September 12, 2021, Monday, September 13, 2021, and Tuesday, September 14, 2021—

- (a) hospitals, health centres, medical centres and doctors' offices may maintain their normal hours of business;
- (b) pharmacies may maintain their normal hours of business, but shall not sell any goods to the public, other than prescription drugs and “over the counter” drugs.”;

(p) by inserting next after sub-paragraph (24) the following sub-paragraphs—

“ (24A) For the purposes of sub-paragraph (24)(b), businesses providing food, and registered on the E-Commerce National Delivery Solution (ENDS),

may serve any of the following persons at the location of the business during the hours referred to in sub-paragraph (24)—

- (a) a member of any police force;
- (b) a member of the Jamaica Defence Force;
- (c) a member of the Jamaica Fire Brigade;
- (d) a doctor, nurse, public health officer, pharmacist, or any other person employed to a hospital or engaged, by the Ministry with responsibility for health, in the SARS-CoV-2 (Coronavirus COVID-19) vaccination process.

(24B) Notwithstanding sub-paragraph (24), the Minister with responsibility for national security may, if the Minister considers it appropriate to do so, authorise any business to open on any of the following days—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021;
- (f) Tuesday, September, 14, 2021,

and may for that purpose, in relation to such day, exempt any person operating, employed at, or conducting a transaction with, any such business from the requirement under paragraph 10 to remain at an abode or place of residence.”.

5. Paragraph 16 of the principal Order is amended by deleting sub-paragraphs (10) and (11) and substituting therefor the following—

“ (10) Notwithstanding the other provisions of this paragraph, all workplaces shall close at 12:00 pm on Friday, September 3, 2021, and Friday, September 11, 2021, excepting—

- (a) the courts;
- (b) establishments providing any of the following services—
 - (i) security;
 - (ii) finance;
 - (iii) transportation;
 - (iv) health (including pharmacies, and optical and dental establishments);

- (v) water;
 - (vi) electricity;
 - (vii) oil-refining, loading, distribution or retail of petroleum fuel, liquefied natural gas or any renewable energy source;
 - (viii) public works or sanitation;
 - (ix) firefighting;
 - (x) civil aviation;
 - (xi) telecommunications;
 - (xii) food (including supermarkets, wholesale stores, restaurants and corner shops);
 - (xiii) the loading and unloading of ships, the storage or delivery of goods at wharves or warehouses;
 - (xiv) services critical to the operations of the Government (including Tax Administration Jamaica, the Jamaica Customs Agency and the Passport, Immigration and Citizenship Agency);
- (c) Jamaica Printing Services Limited;
 - (d) funeral homes;
 - (e) farm stores;
 - (f) the business process outsourcing sector;
 - (g) the construction sector.

(11) On Monday, September 6, 2021, Tuesday, September 7, 2021, Monday, September 13, 2021, and Tuesday, September 14, 2021, every employee who is required to remain at an abode or place of residence under paragraph 10, and who is able to carry out that employee's duties from there, shall do so."

6. Paragraph 18 of the principal Order is amended by deleting sub-paragraph (4) and substituting therefor the following—

" (4) Notwithstanding the other provisions of this paragraph, during the period from September 3, 2021, to September 17, 2021—

- (a) no funeral services (whether at a place of worship, chapel, funeral home, or any other place) or funeral processions shall take place;
- (b) burials may be conducted in accordance with the following requirements—
 - (i) only fifteen persons shall be permitted at any time at the burial site;

(ii) burials shall only be conducted on Mondays to Fridays between the hours of 9:00 am and 4:00 pm, but no burials shall be conducted on—

(A) Monday, September 6, 2021;

(B) Tuesday, September 7, 2021;

(C) Monday, September 13, 2021; and

(D) Tuesday, September 14, 2021;

(c) the time for conducting the burial shall not be longer than 30 minutes; and

(d) for the avoidance of doubt, the provisions of paragraph 12(b) and (c) (social distancing and wearing of masks) apply to gatherings at burial sites.”

7. Paragraph 19 of the principal Order is amended by deleting sub-paragraph (4) and substituting therefor the following—

“ (4) During the period from September 3, 2021, to September 17, 2021, the following requirements shall apply instead of the provisions of sub-paragraph (1)(a) and (b) in respect of the number of persons permitted to gather at a place of worship—

(a) no more than twenty persons shall be physically present at any time at the place of worship; and;

(b) a person may be in physical attendance at a place of worship on Sunday, September 5, 2021, or Sunday, September 12, 2021—

(i) only if that person has been so authorised in the form set out as Form 2A of the Fifth Schedule; and

(ii) only during the hours between 9:00 am 3:00 pm.”

8. Paragraph 20 of the principal Order is amended by deleting sub-paragraphs (2) and (3) and substituting therefor the following—

“ (2) Notwithstanding sub-paragraph (1)(a), during the period from September 3, 2021, to September 17, 2021, no more than 20 persons shall be permitted to be in physical attendance at any marriage ceremony.

(3) No marriage ceremony shall take place on—

(a) Sunday, September 5, 2021;

(b) Monday, September 6, 2021;

(c) Tuesday, September 7, 2021;

(d) Sunday, September 12, 2021;

(e) Monday, September 13, 2021; and

(f) Tuesday, September 14, 2021.”

9. The principal Order is amended by deleting paragraph 22 and substituting therefor the following—

“ Events
hosted by
public body. 22. During the period from September 3, 2021, to September 17, 2021, no public body (as defined in the Public Bodies Management and Accountability Act) shall hold, or facilitate the holding of, any social event, handing-over or groundbreaking ceremony, or any other event of a similar nature, at which persons are physically present at the event venue, but (for the avoidance of doubt) such an event may be held involving the participation of persons solely by electronic means.”

10. Paragraph 23 of the principal Order is amended by deleting sub-paragraph (3) and substituting therefor the following—

“ (3) Notwithstanding sub-paragraph (2), during the period from September 3, 2021, to September 17, 2021, no more than 20 persons shall be in physical attendance at a meeting referred to in sub-paragraph (1), and no such meeting shall be held on—

- (a) Sunday, September 5, 2021;
- (b) Monday, September 6, 2021;
- (c) Tuesday, September 7, 2021;
- (d) Sunday, September 12, 2021;
- (e) Monday, September 13, 2021; and
- (f) Tuesday, September 14, 2021.”

11. The Third Schedule of the principal Order is amended—

- (a) in item 3, by inserting next after the words “the Solicitor-General” the words “, the Director of Public Prosecutions, the Director of Legal Reform, the Director General of the Planning Institute of Jamaica,”;
- (b) in item 12, by deleting paragraph (a) and substituting therefor the following—
 - (a) during the hours from 5:00 am to 10:00 pm each day, except on—
 - (i) Sunday, September 5, 2021;
 - (ii) Monday, September 6, 2021;
 - (iii) Tuesday, September 7, 2021;
 - (iv) Sunday, September 12, 2021;
 - (v) Monday, September 13, 2021; and
 - (vi) Tuesday, September 14, 2021,when the hours shall be from 9:00 am to 3:00 pm;”;
 - (c) in item 52, by deleting the word “Programme”.

12. The Sixth Schedule of the principal Order is amended, in relation to the activity "Test Sample", by deleting items 3 and 4 under the heading "Requirements" and substituting therefor the following—

“ 3. Antigen Test Kits approved by the World Health Organization and the Food and Drug Administration (FDA-USA), that have been validated by the National Public Health Laboratory and are approved for use in Jamaica.

4. Required equipment reagents and disposable items.”.

Dated this 3rd day of September, 2021.

ANDREW HOLNESS
Prime Minister.