

Public Health (COVID-19 Prevention, Containment and Treatment)
(National Lockdown) (No. 2) (Amendment) Order, 2021 (No. 16)

IT is hereby notified that the Minister of Health and Child Care has, in terms of section 8(1) of the Public Health (COVID-19 Prevention, Containment and Treatment) Regulations, 2020 (published in Statutory Instrument 77 of 2020) made the following order:—

1. This order may be cited as the Public Health (COVID-19 Prevention, Containment and Treatment) (National Lockdown) (No. 2) (Amendment) Order, 2021 (No. 16).

2. The Public Health (COVID-19 Prevention, Containment and Treatment) (National Lockdown) (No. 2) Order, 2020, published in statutory instrument 200 of 2020 (hereinafter called “the principal order”), is amended in section 4 (“National lockdown”)(1) (d) by the deletion of “to the extend” and the substitution of “to the extent”.

3. Section 5 (“Prohibition of gatherings”) (1) of the principal order is amended in subsection (1)—

- (a) in paragraph (a) by the deletion of “not more than one hundred (100) persons at a time” and the substitution of “not more than fifty (50) persons at a time”;
- (b) in paragraph (a) by the deletion of “not more than one hundred (100) persons at a time” and the substitution of “not more than thirty (30) persons at a time”;
- (c) in paragraph (i) by the deletion of “not more than one hundred (100) adult individuals” and the substitution of “not more than fifty (50) adult individuals”;
- (d) in paragraph (k) by the deletion of “not more than one hundred (100) adult individuals” and the substitution of “not more than fifty (50) adult individuals”.

4. Section 17 (“Part V exempted persons”)—

- (a) by the repeal subsection (1) and the substitution of—

“(1) Subject to this section, for the duration of the national lockdown, persons operating or employed

Public Health (COVID-19 Prevention, Containment and Treatment)
(National Lockdown) (No. 2) (Amendment) Order, 2021 (No. 16)

in a business or industry in the formal commercial and industrial sector shall be regarded as persons employed in an essential service for the purposes of section 4(1)(a)(iii) and section 5(1)(g):

Provided that, for the duration of the national lockdown or unless earlier prescribed otherwise, gymnastic clubs shall remain closed for business.”;

- (b) in subsection (6) by the deletion of “close no later than 1830 hours” and the substitution of “close no later than 1900 hours”.

5. Section 19C (“Special provisions for liquor licensees”) is amended by the insertion of the following subsection after subsection (3)—

“(4) Notwithstanding subsection (2)(b), for the duration of the national lockdown or unless earlier prescribed otherwise, the liquor licensees there mentioned may not sell liquor.”.

6. Section 25 (“Curfew, limitation of business hours and other measures affecting businesses”) of the principal order is amended

- (a) by the repeal subsection (2) and the substitution of—

“(2) There shall be in force a curfew beginning at 2200 hours and ending at 0530 hours on the following day;

- (b) in subsection (6) by the repeal of paragraphs (a) and the substitution of—

“(a) every supermarket, food retail store, fuel outlet, hunting safari operator, professional hunter and non-essential business shall open not earlier than 0800 hours and close no later than 1900 hours on every business day;

(a1) every restaurant shall (to the extent it is permitted to operate by this order) open not earlier than 0800 hours and close no later than 1900 hours on every business day.

7. The principal order is amended by the insertion after section 26 of the following sections—

“Proof of certain matters

26A. Wherever in this order any person bears the burden of proving to the satisfaction of an enforcement officer that he or she is lawfully outside his or her home by reason of being covered by any exception prescribed by this order, such person may, in the absence of proof in the form of a letter from an employer or other appropriate letter, discharge his or her burden by any other means satisfactory to the enforcement officer.”.

