

**Special Measures Order
(Travel – Air Flight Crew)**

**Made pursuant to Section 28 of the
Public Health Protection and Promotion Act**

January 14, 2022

TO: All crew on any plane or helicopter arriving in Newfoundland and Labrador

WHEREAS:

- A.** While a declaration of a public health emergency is in effect, the Chief Medical Officer of Health may do one or more of the special measures authorized under section 28 of the **Public Health Protection and Promotion Act** for the purpose of protecting the health of the population and preventing, remedying or mitigating the effects of the public health emergency;
- B.** On March 18, 2020, the Minister of Health and Community Services, on the advice of the Chief Medical Officer of Health, declared:
 - (i) a public health emergency as a result of the COVID-19 pandemic;
 - (ii) the public health emergency is in effect for the entire province of Newfoundland and Labrador; and
 - (iii) the public health emergency is in effect for a period of 14 days effective immediately;
- C.** The public health emergency has been extended for 14-day intervals and is currently still in effect.
- D.** The Chief Medical Officer of Health, pursuant to subsection 28(2) of the **Public Health Protection and Promotion Act**, may provide notice in any manner that can reasonably be expected to give actual notice;
- E.** The Chief Medical Officer of Health, Dr. Janice Fitzgerald, pursuant to section 28 of the **Public Health Protection and Promotion Act**, made Special Measures Order (Re-Opening - Travel – Step 2 – December 21, 2021 Update) effective December 21, 2021;
- F.** The Chief Medical Officer of Health believes that certain special measures are necessary for the purpose of protecting the health of the population and

preventing, remedying or mitigating the effects of the public health emergency while allowing air flight crew to continue to provide their essential service; and

- G.** The Chief Medical Officer of Health believes, in accordance with section 13 of the **Public Health Protection and Promotion Act**, that the restrictions set out in this Special Measures Order (Travel – Air Flight Crew) are the least intrusive measures reasonably required in the circumstances to respond to the public health emergency,

Pursuant to section 28 of the **Public Health Protection and Promotion Act, I, Dr. Janice Fitzgerald, Chief Medical Officer of Health HEREBY ORDER:**

1. Notwithstanding the self-isolation and testing requirements set out in Special Measures Order (Re-Opening – Travel - Step 2 – December 21, 2021- Update), crew on any plane or helicopter are required to:
 - a. subject to Order No. 2 below, self-isolate for five days after their arrival in the province;
 - b. provide specifics of their plan for complying with the requirement to self-isolate upon arrival in the province;
 - c. be available for contact with public health officials during the duration of the self-isolation period;
 - d. take a COVID-19 Rapid test on each of the five days upon arrival, with the first test taken on the day of arrival;
 - e. leave modified self-isolation, as set out in Order No. 2, after five full days or 120 hours have passed since arrival, provided that each of the five COVID-19 Rapid tests required in Order No. 2(d) are negative; and
 - f. self-isolate for 14 days upon their arrival in the province where they do not undergo COVID-19 Rapid testing in accordance with this Order No. 2.

2. During the 5 day period of self-isolation as set out in Order No. 1(a), crew on any plane or helicopter may avail of the following modified self-isolation requirements unless any of the COVID-19 Rapid Tests are positive:
 - a. Avoid contact with medically vulnerable people;
 - b. Not attend sporting events and large crowded settings; and
 - c. Not visit long term care facilities or personal care homes.

IT IS FURTHER ORDERED THAT:


1. This Special Measures Order (Travel – Air Flight Crew) is effective as of 12:01 am on January 15, 2022.
2. All other Orders in Special Measures Order (Re-Opening - Travel – Step 2 – December 21, 2021 Update) remain in full force and effect.
3. All other Special Measures Orders remain in full force and effect.

TAKE NOTICE THAT:

1. Failure to comply with this order may result in an application to the Supreme Court, in accordance with section 42 of the **Public Health Protection and Promotion Act** to enforce the relevant provisions of this Order.
2. A person who is subject to an order made by the Chief Medical Officer of Health may request that the Chief Medical Officer of Health reconsider the order by filing a written request for reconsideration within 7 days after the day on which the order is served on a person. A written request for review or reconsideration of this order shall include:
 - (i) the reasons for the request;
 - (ii) a summary of the facts relevant to the request;
 - (iii) whether the order should be revoked or how it should be varied; and
 - (iv) the contact information of the person making the request and shall be sent to the following address:

The Chief Medical Officer of Health
Department of Health and Community Services
PO Box 8700
St. John's, NL A1B 4J6
3. The Chief Medical Officer of Health shall review this Order no less than once every 5 days while the Order is in effect.
4. This Order remains in effect during any review or reconsideration.
5. Failure to comply with this Order is an offence for which you may be liable on summary conviction in accordance with section 56 of the **Public Health Protection and Promotion Act**.
6. For greater certainty, compliance with this Order is required in addition to and not in substitution for any requirement imposed by or under any applicable law.

Signed at St. John's, Newfoundland and Labrador, this 14th day of January, 2022.



Dr. Janice Fitzgerald
Chief Medical Officer of Health