

ARRIVALS FROM JERSEY

Introduction

This document is a variation, made by the Civil Contingencies Authority ("the CCA") under regulation 8(3) and 8(6) of the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 8) Regulations, 2021 ("the Regulations"), of the requirement for persons arriving in the Bailiwick from outside by air or sea to self-isolate in accordance with regulation 5 or 6(2) of the Regulations.

It is a variation only in relation to persons who arrive in the Bailiwick and have spent time in Jersey in the period of 14 days immediately before arriving in the Bailiwick.

For the avoidance of doubt, this variation does not apply to any person of 18 years or over who does not have a full vaccination history (as defined in regulation 19 of the Regulations). This variation only applies to children to the extent set out in the eligibility criteria for variation.

The eligibility criteria, conditions of variation and the nature of variation are as specified in this document.

If a person provides evidence to a relevant officer which is subsequently found to be false, the variation shall lapse as it applies to that person, and he or she may be liable to prosecution under the Regulations.

The variation shall come into force at 12:00 on 30th July 2021. This variation shall cease to have effect on 00:01 on 3rd August 2021. It revokes and replaces the variation made by the Authority in respect of arrivals from Jersey on 16th July 2021.

Eligibility criteria for variation

The variation makes specified provision in relation to different categories of person:

Arrivals from Jersey

1. a person who:
 - (a) has arrived in the Bailiwick after spending all of the period of 14 days immediately before his or her arrival in Jersey or in a Blue List Country (as defined in regulation 19 of the Regulations),
 - (b) in the period mentioned in criterion (a), has spent time in Jersey, and
 - (c) has a full vaccination history (as defined in regulation 19 of the Regulations).
2. a child of 12 years or over who has arrived in the Bailiwick accompanying a person who satisfies the criteria in paragraph 1.
3. a child of 5 years or over, but under 12 years, who has arrived in the Bailiwick accompanying a person who satisfies the criteria in paragraph 1.
4. a child under 5 years who has arrived in the Bailiwick accompanying a person who satisfies the criteria in paragraph 1.

For the avoidance of doubt, a person has not spent time in Jersey for the purpose of criterion (b) of paragraph 1 of the eligibility criteria where that person was in direct transit through Jersey, and for these purposes "direct transit" has the meaning given in paragraph 5 of Schedule 2 to the Regulations with the following modifications:

- any reference in that paragraph to "Category 3 or Category 4 country" shall be taken as a reference to "Jersey", and
- in modification of subparagraph (4), "direct transit in public transport" means travel on any form of public transport where the person does not alight from the vehicle or vessel in Jersey, other than to comply with directions given by –
 - (i) a police officer, customs officer or immigration officer, or
 - (ii) a representative of the operator of the public transport concerned.

Accordingly, any person who does not spend time in Jersey as he or she was in direct transit through Jersey may be a Blue Arrival if they otherwise comply with regulation 19 of the Regulations.

In addition, this variation does not apply in respect of any person –

- displaying symptoms of COVID-19 (see <https://covid19.gov.gg/guidance/symptoms> for further details),
- who has been diagnosed with COVID-19, and has not received a subsequent negative test, whether or not he or she is displaying symptoms,
- who has cared for someone displaying symptoms of, or who has been diagnosed with, COVID-19 within the last 14 days, or
- who otherwise feels unwell.

Conditions of variation

The conditions of variation are that a person or child has:

- (a) undertaken a PCR test for Covid-19 not more than 48 hours immediately before arriving in the Bailiwick,
- (b) has received a negative result from that test before he or she boards the vehicle in which he or she will arrive in the Bailiwick, and
- (c) has provided evidence of criteria (a) and (b) which is acceptable to the MOH or a relevant officer (as defined in the Regulations).

Nature of variation

1. Where a person:

- (a) satisfies the requirements of paragraph 1 of the eligibility criteria, and
- (b) satisfies the conditions of variation above,

that person is not required to self-isolate, and is not subject to any other restrictions or requirements.

2. Where a person:

- (a) satisfies the requirements of paragraph 1 of the eligibility criteria, but
- (b) does not satisfy the conditions of variation above,

that person may not elect to comply with a reduced self-isolation option under any provision of Schedule 2 to the Regulations and therefore must self-isolate for a period of 21 days under regulation 5(1) (subject to paragraphs (2) and (3) of regulation 5).

3. Where a child of 12 years or over:

- (a) satisfies the requirements of paragraph 2 of the eligibility criteria, and
- (b) satisfies the conditions of variation above,

that child may elect to comply with paragraph 4 (Category 2 country arrivals) of Schedule 2 to the Regulations, as it applies to a Relevant Person (within the meaning of that Schedule) described in subparagraph (1) of that paragraph.

4. Where a child of 12 years or over:

- (a) satisfies the requirements of paragraph 2 of the eligibility criteria, but
- (b) does not satisfy the conditions of variation above,

that child may not elect to comply with a reduced self-isolation option under any provision of Schedule 2 to the Regulations and therefore must self-isolate for a period of 21 days under regulation 5(1) (subject to paragraphs (2) and (3) of regulation 5).

5. Where a child of 5 years or over, but under 12 years:

- (a) satisfies the requirements of paragraph 3 of the eligibility criteria, and
- (b) satisfies the conditions of variation above,

that child is not required to self-isolate, and is not subject to any other restrictions or requirements.

Arrivals from Jersey

6. Where a child of 5 years or over, but under 12 years:
 - (a) satisfies the requirements of paragraph 2 of the eligibility criteria, but
 - (b) does not satisfy the conditions of variation above,that child must self-isolate for a period of 14 days in accordance with regulation 5(4).

7. A child under 5 years is not required to self-isolate, and is not subject to any other restrictions or requirements.

Revocation.

The variation made by the Authority in respect of arrivals from Jersey on 16th July 2021 is hereby revoked.

Issued by the Civil Contingencies Authority under Regulation 8(3) of the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 8) Regulations, 2021

Date of issue: 30th July 2021

Date coming into force: 30th July 2021 (at 12:00)

Date of expiry: 3rd August 2021