

FULL VACCINATION HISTORY AFTER ARRIVAL

Introduction

This document is a variation ("the Variation"), made by the Civil Contingencies Authority ("the CCA") under regulation 9(4) of the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 9) Regulations, 2021, as amended ("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(1) or 5(5) of the Regulations.

It is a variation only in relation to persons who:

- arrived in the Bailiwick before the commencement of the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 9) (Amendment) Regulations, 2021,
- did not have a full vaccination history on arrival in the Bailiwick due either to the fact that 14 days had not passed since they had received the dose which completed their course of vaccination or they had received a full course of a UK certified vaccination which had been administered in a Member State of the European Union, a member State of the European Free Trade Association, Andorra, Monaco, San Marino, Vatican City, or a British overseas territory, or
- are self-isolating or complying with other restrictions or conditions (other than following a positive result of a test for COVID-19, notification of being a contact of a person infected with COVID-19, or other direction from the MOH in their particular case) in accordance with a requirement under the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 8) Regulations, 2021 (as amended), and
- would, if he or she had arrived on 16th August 2021, have had a full vaccination history as at least 14 days have passed since the dose which completed their course of vaccination had been received or that person received a full course of a UK certified vaccination administered in one of the jurisdictions listed above.

The Variation does not apply to any other person who, on arrival in the Bailiwick, would have had a full vaccination history but for any other reason. For the avoidance of doubt, the Variation does not apply to any person of 18 years or over who does not have a full vaccination history (as defined in regulation 20 of the Regulations). The Variation only applies to children to the extent set out in the eligibility criteria for variation.

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

If a person provides evidence to an appointed 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 00:01 on 16th August 2021.

Eligibility criteria for variation

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

1. A person who -
 - (a) arrived in the Bailiwick before the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 9) (Amendment) Regulations, 2021 ("the Amendment Regulations") came into force,
 - (b) would, on arrival in the Bailiwick, have had a full vaccination history for the purposes of regulation 20(5) of the Regulations were it not for the fact that -
 - (i) the second dose (if a vaccine administered in two doses) or the dose (if administered in one dose) had not been received by that person at least 14 days before arrival,
 - (ii) that person received a full course of a UK certified vaccination administered in a Member State of the European Union, a member State of the European Free Trade Association, Andorra, Monaco, San Marino, Vatican City, or a British overseas territory, or
 - (iii) both paragraphs (i) and (ii) apply,

- (c) subject to paragraph 20(4) of the Regulations, had only spent time in Blue List countries in the 14 days immediately before that person's arrival in the Bailiwick,
- (d) is self-isolating or complying with other restrictions or conditions (other than following a positive result of a test for COVID-19, notification of being a contact of a person infected with COVID-19, or other direction from the MOH in their particular case) in accordance with a requirement imposed under regulation 5 of, or Schedule 2 to, the Regulations or the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 8) Regulations, 2021 (as the case may be), and
- (e) would, if that person had arrived on 16th August 2021, have had a full vaccination history as -
 - (i) at least 14 days have passed since that person received the second dose or the dose (as the case may be),
 - (ii) that person received a full course of a UK certified vaccination administered in one of the jurisdictions listed in paragraph (b)(ii) above, or
 - (iii) both paragraphs (i) and (ii) apply.

2. A person who -

- (a) arrived in the Bailiwick before the Amendment Regulations came into force,
- (b) would, on arrival in the Bailiwick, have had a full vaccination history for the purposes of regulation 20(5) of the Regulations were it not for the fact that -
 - (i) the second dose (if a vaccine administered in two doses) or the dose (if administered in one dose) had not been received by that person at least 14 days before arrival,
 - (ii) that person received a full course of a UK certified vaccination administered in a Member State of the European Union, a member State of the European Free Trade Association, Andorra, Monaco, San Marino, Vatican City, or a British overseas territory, or
 - (iii) both paragraphs (i) and (ii) apply,
- (c) does not fall into paragraph 1 of the Variation,

- (d) has not spent time in any Category 4 country which has been specified for the purposes of paragraph 4 of Schedule 2 to the Regulations in the 14 days immediately before that person's arrival in the Bailiwick,
- (e) is self-isolating or complying with other restrictions or conditions (other than following a positive result of a test for COVID-19, notification of being a contact of a person infected with COVID-19, or other direction from the MOH in their particular case) in accordance with a requirement imposed under regulation 5 of, or Schedule 2 to, the Regulations or the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 8) Regulations, 2021 (as the case may be), and
- (f) would, if that person had arrived on 16th August 2021, have had a full vaccination history as -
 - (i) at least 14 days have passed since that person received the second dose or the dose (as the case may be),
 - (ii) that person received a full course of a UK certified vaccination administered in one of the jurisdictions listed in paragraph (b)(ii) above, or
 - (iii) both paragraphs (i) and (ii) apply.

3. A child of 12 years or over who -

- (a) arrived in the Bailiwick before the Amendment Regulations came into force,
- (b) on arrival accompanied a person who falls into paragraph 1 or 2 of the Variation, and
- (c) is self-isolating or complying with other restrictions or conditions (other than following a positive result of a test for COVID-19, notification of being a contact of a person infected with COVID-19, or other direction from the MOH in their particular case) in accordance with a requirement imposed under regulation 5 of, or Schedule 2 to, the Regulations or the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 8) Regulations, 2021 (as the case may be).

4. A child of 5 years or over, but under 12 years who -
 - (a) arrived in the Bailiwick before the Amendment Regulations came into force,
 - (b) on arrival accompanied a person who falls into paragraph 1 or 2 of the Variation, and
 - (c) is self-isolating or complying with other restrictions or conditions (other than following a positive result of a test for COVID-19, notification of being a contact of a person infected with COVID-19, or other direction from the MOH in their particular case) in accordance with a requirement imposed under regulation 5 of, or Schedule 2 to, the Regulations or the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 8) Regulations, 2021 (as the case may be).

Nature of variation

5. Paragraphs 6 to 9 below are subject to any direction from the Medical Officer of Health to the contrary in any particular case.
6. Where a person provides sufficient evidence to satisfy an appointed officer that he or she falls into paragraph 1 of the Variation, that person ("P") is no longer required to self-isolate or comply with those restrictions or conditions (as the case may be), but must take a test for COVID-19 using equipment provided by a relevant officer under, and for the purposes of, the Variation -
 - (a) on the day that P is provided with that equipment ("the relevant date"),
 - (b) three days after the relevant date,
 - (c) five days after the relevant date,
 - (d) seven days after the relevant date, and
 - (e) nine days after the relevant date,(together, "the required post-release tests").

Regulation 21(2)(c), (3) and (4) of the Regulations shall apply to P, as they apply to a Blue Arrival (within the meaning of the Regulations) as defined in regulation 20, as if any reference to "required post-arrival tests" were replaced by "required post-release tests".

7. Where a person provides sufficient evidence to satisfy an appointed officer that he or she falls into paragraph 2 of the Variation, that person 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.
8. Where a child (or a child's responsible adult on the child's behalf) provides sufficient evidence to satisfy an appointed officer that he or she falls into paragraph 3 of the Variation, 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, if they were not already eligible to do so and had not done so.
9. Where a child (or a child's responsible adult on the child's behalf) provides sufficient evidence to satisfy an appointed officer that he or she falls into paragraph 4 of the Variation, that child is no longer required to self-isolate or comply with those restrictions or conditions (as the case may be).

Election

10. For the avoidance of doubt, a person or child who has made an election in accordance with paragraphs 7 or 8 of the Variation shall for all purposes (including, but not limited to, paragraphs 1(5) and 7 of Schedule 2 and regulations 17 and 18, which provisions concern offences, of the Regulations) be treated as if he or she is –
 - (a) a Relevant Person (within the meaning of Schedule 2) described in paragraph 4(1) of that Schedule, and,
 - (b) for the avoidance of doubt, where a child has made an election in accordance with paragraph 9 of the Variation, a child taking part in the reduced self-isolation option for the purposes of paragraph 6 of that Schedule.

Interpretation

11. Any word or expressions used in the Variation have the same meanings as in the Regulations.

Issued by the Civil Contingencies Authority under regulation 9(4) of the Emergency Powers (Coronavirus) (General Provision) (Bailiwick of Guernsey) (No. 9) Regulations, 2021

Date of Issue: [15]th August 2021

Date coming into force: 16th August 2021 [at 00:01]