



New South Wales

Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 17) Order 2021

under the

Public Health Act 2010

I, Brad Hazzard, the Minister for Health and Medical Research, make the following Order under the *Public Health Act 2010*, section 7.

Dated 25 September 2021.

BRAD HAZZARD, MP
Minister for Health and Medical Research

Explanatory note

The object of this Order is to amend the *Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) 2021*—

- (a) to allow persons in a stay at home area or an area of concern to remove fitted face coverings while engaging in permitted exercise even if the exercise is not strenuous, and
- (b) to allow the same kinds of retail premises to be open to members of the public in an area of concern as are allowed in a stay at home area.

Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 17) Order 2021

under the

Public Health Act 2010

1 Name of Order

This Order is the *Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) Amendment (No 17) Order 2021*.

2 Commencement

This Order commences at the beginning of 27 September 2021.

Schedule 1 Amendment of Public Health (COVID-19 Additional Restrictions for Delta Outbreak) Order (No 2) 2021

[1] **Clauses 2.9(1)(b) and 4.18(1)(b)**

Omit “strenuous” wherever occurring.

[2] **Clause 4.6**

Omit the clause. Insert instead—

4.6 Retail premises

- (1) Retail premises in an area of concern must not be open to members of the public except the following premises—
- (a) chemists and pharmacies,
 - (b) garden centres and plant nurseries,
 - (c) hardware and building supplies,
 - (d) kiosks,
 - (e) landscaping material supplies,
 - (f) rural supplies,
 - (g) supermarkets and grocery shops, including neighbourhood supermarkets and neighbourhood shops,
 - (h) shops referred to in subclause (2),
 - (i) timber yards,
 - (j) vehicle hire premises but not the premises at which vehicles are sold.

Note— Service stations, banks, post offices, laundromats and dry cleaners are not retail premises and can remain open. See Schedule 4, Dictionary.

- (2) The following shops may be open to members of the public—
- (a) shops that predominantly sell food or drinks,
Example— This includes butchers, bakeries, fruit shops and delicatessens, but does not include restaurants or cafes.
 - (b) shops that predominantly carry out repairs of mobile phones,
 - (c) shops that predominantly sell any of the following in the course of the normal operation of the shop—
 - (i) office supplies,
 - (ii) pet supplies,
 - (iii) newspapers, magazines or stationery,
 - (iv) alcohol,
 - (v) maternity or baby supplies,
 - (vi) medical or pharmaceutical supplies.
- (3) This clause does not prevent premises to be open to—
- (a) provide a “click and collect” service for collecting goods purchased online or by phone, including to provide a similar service for returning or exchanging goods, or
 - (b) deliver goods purchased online or by phone.