



New South Wales

Public Health (COVID-19 Restrictions on Gathering and Movement) Order (No 7) Amendment (No 5) Order 2021

under the

Public Health Act 2010

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

Dated 28 January 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 Restrictions on Gathering and Movement) Order (No 7) 2020* to ease certain restrictions.

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1 Name of Order

This Order is the *Public Health (COVID-19 Restrictions on Gathering and Movement) Order (No 7) Amendment (No 5) Order 2021*.

2 Commencement

This Order commences at the beginning of 29 January 2021.

Schedule 1 Amendment of Public Health (COVID-19 Restrictions on Gathering and Movement) Order (No 7) 2020

[1] Clause 11A Directions of Minister about hospitality venues in Greater Sydney

Omit clause 11A(1). Insert instead—

- (1) The Minister directs that the occupier of a hospitality venue in Greater Sydney must not allow more persons on the premises than the greater of—
 - (a) the number of persons that is equivalent to 1 person per 4 square metres of space in the premises, or
 - (b) 25 persons.

[2] Clause 14A Directions of Minister about places of public worship and religious services in Greater Sydney

Omit the clause.

[3] Clause 15 Directions of Minister about number of persons allowed on residential premises

Omit “5 visitors” from clause 15(1)(a) and (2)(a). Insert instead “30 visitors”.

[4] Clause 15(8)

Omit the definition of *place of residence*. Insert instead—

place of residence—

- (a) includes a holiday home or short-term rental outside Greater Sydney, but
 - (b) does not include a holiday home or short-term rental in Greater Sydney
- Note.** See clauses 31 and 32 for the Minister’s additional direction about holiday homes and short-term rentals, including visitors to holiday homes or short-term rentals in Greater Sydney.

[5] Clause 16A Direction of the Minister about maximum number of persons at significant event in Greater Sydney

Omit “100 persons” wherever occurring. Insert instead “300 persons”.

[6] Part 2, Division 4A New Year’s Cricket Test

Omit the Division.

[7] Clause 29 Direction of Minister about outdoor public gatherings

Omit “30 persons” from clause 29(1)(a). Insert instead “50 persons”.

[8] Clauses 31 and 32

Omit the clause. Insert instead—

31 Direction of Minister about holiday homes and short term rentals outside Greater Sydney

The Minister directs that the occupier of premises outside Greater Sydney must not allow the premises to be used for the purpose of a holiday home or a short-term rental for more than 50 persons unless all the persons are from the same household.

Note. Clause 15 provides for the number of visitors that may be at a premises outside Greater Sydney that are being used for a holiday home or short-term rental.

32 Directions of Minister about holiday homes and short term rentals in Greater Sydney

- (1) The Minister directs that the occupier of premises in Greater Sydney that are being used for the purpose of a holiday home or short-term rental must not allow more than 30 persons, including any visitors, to be at the premises unless all the persons are from the same household.
- (2) The Minister directs that a person must not enter premises in Greater Sydney that are being used for the purpose of a holiday home or short-term rental if 30 or more persons are on the premises.
- (3) Subclauses (1) and (2) do not prevent persons who are staying in premises at the beginning of 21 December 2020 from continuing to stay in the premises or to enter the premises.