

Biosecurity (Entry Requirements—Human Coronavirus with Pandemic Potential) Determination 2020

I, Greg Hunt, Minister for Health, make the following determination.

Dated 14 October 2020

Greg Hunt

Minister for Health

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Part 1—Preliminary

1 Name

 This instrument is the *Biosecurity (Entry Requirements—Human Coronavirus with Pandemic Potential) Determination 2020*.

2 Commencement

 (1) Each provision of this instrument specified in column 1 of the table commences, or is taken to have commenced, in accordance with column 2 of the table. Any other statement in column 2 has effect according to its terms.

| Commencement information |
| --- |
| Column 1 | Column 2 | Column 3 |
| Provisions | Commencement | Date/Details |
| 1. The whole of this instrument | 16 October 2020. | 16 October 2020 |

Note: This table relates only to the provisions of this instrument as originally made. It will not be amended to deal with any later amendments of this instrument.

 (2) Any information in column 3 of the table is not part of this instrument. Information may be inserted in this column, or information in it may be edited, in any published version of this instrument.

3 Authority

 This instrument is made under subsection 44(2) of the *Biosecurity Act 2015*.

4 Definitions

Note: A number of expressions used in this instrument are defined in the Act, including the following:

(a) Australian territory;

(b) landing place;

(c) passenger.

 In this instrument:

***Act*** means the *Biosecurity Act 2015*.

***Australian Border Force*** has the same meaning as in the *Australian Border Force Act 2015*.

***Australian Border Force employee*** means an APS employee:

 (a) in the Department administered by the Minister administering the *Australian Border Force Act 2015*;and

 (b) who is in the Australian Border Force or whose services are made available to the Australian Border Force.

***relevant official*** means any of the following:

 (a) a biosecurity officer;

 (b) a chief human biosecurity officer;

 (c) a human biosecurity officer;

 (d) an Australian Border Force employee.

Part 2—Passenger statements

5 Requirement to provide statement

 (1) This section applies to an individual who:

 (a) is entering Australian territory:

 (i) at a landing place in accordance with Division 2 of Part 4 of Chapter 4 of the Act; and

 (ii) as a passenger of an aircraft on a flight that commenced in New Zealand; and

 (b) had been only in New Zealand for at least 14 days immediately before the day the flight commenced.

 (2) The individual must provide, to a relevant official, a written statement signed by the individual that includes:

 (a) a declaration that the individual had been only in New Zealand for the past 14 days; and

 (b) the following information for the individual:

 (i) whether the individual has signs or symptoms of human coronavirus with pandemic potential;

 (ii) whether the individual has been exposed to human coronavirus with pandemic potential in the past 14 days;

 (iii) name;

 (iv) date of birth;

 (v) passport number;

 (vi) phone number while in Australian territory;

 (vii) intended address while in Australian territory;

 (viii) email address;

 (ix) flight number;

 (x) seat number.

Note 1: An individual who fails to comply with a requirement that applies to the individual under this section may contravene a civil penalty provision (see section 46 of the Act).

Note 2: A person may commit an offence or contravene a civil penalty provision if the person provides false or misleading information or documents (see sections 137.1 and 137.2 of the *Criminal Code* and sections 532 and 533 of the Act).

Note 3: For protections for children or incapable persons who are subject to the requirement in subsection (2), see Subdivision B of Division 2 of Part 1 of Chapter 2 of the Act.

Note 4: Part 2 of Chapter 11 of the Act deals with confidentiality of personal information collected under the Act.

 (3) The requirement in subsection (2) applies at the landing place.