

**Version
as at 27 February 2022**



COVID-19 Public Health Response (Air Border) Order (No 2) Amendment Order (No 4) 2021

(LI 2021/133)

COVID-19 Public Health Response (Air Border) Order (No 2) Amendment Order (No 4) 2021: revoked, at 11.59 pm on 27 February 2022, pursuant to clause 61(1)(a) of the COVID-19 Public Health Response (Air Border) Order 2021 (SL 2021/427).

This order is made by the Minister for COVID-19 Response under sections 11 and 15(1) of the COVID-19 Public Health Response Act 2020 in accordance with section 9 of that Act.

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New Part 4 inserted into Schedule 1

Order

1 Title

This order is the COVID-19 Public Health Response (Air Border) Order (No 2) Amendment Order (No 4) 2021.

Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

This order is administered by the Ministry of Health.

2 Commencement

This order comes into force at 11.59 pm on 4 June 2021.

3 Principal order

This order amends the COVID-19 Public Health Response (Air Border) Order (No 2) 2020.

4 Clause 4A amended (Meaning of QFT flight)

In clause 4A(2), definition of **QFT carrier**, after paragraph (a)(iii), insert:

(iv) Air Chathams Limited; or

5 Schedule 1 amended

In Schedule 1,—

- (a) insert the Part set out in the Schedule of this order as the last Part; and
- (b) make all necessary consequential amendments.

Schedule

New Part 4 inserted into Schedule 1

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Part 4

Provision relating to COVID-19 Public Health Response (Air Border) (No 2) Amendment Order (No 4) 2021

3 QFT flights operated by Air Chathams Limited

An international flight meeting the criteria in clause 4A(1) is not to be treated as a QFT flight for the purposes of this order (including any exemption granted under clause 26) if—

- (a) the owner or charterer of the aircraft undertaking the flight is Air Chathams Limited; and
- (b) the flight departed from Australia for New Zealand before 11.59 pm on 4 June 2021.

Dated at Wellington this 4th day of June 2021.

Hon Chris Hipkins,
Minister for COVID-19 Response.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order amends the COVID-19 Public Health Response (Air Border) Order (No 2) 2020 and comes into force at 11.59 pm on 4 June 2021 (the **commencement time**). In particular, it amends that order to make Air Chathams Limited a QFT carrier for the purposes of quarantine-free travel flights (or QFT flights) that depart from international airports in Australia at or after the commencement time.

This order must be approved by a resolution of the House of Representatives before the end of the relevant period described in section 16(2) of the COVID-19 Public Health Response Act 2020. If that does not happen, the order is revoked at the end of that period.

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 4 June 2021.

This order is administered by the Ministry of Health.

Notes**1 General**

This is a consolidation of the COVID-19 Public Health Response (Air Border) Order (No 2) Amendment Order (No 4) 2021 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 Legal status

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 Editorial and format changes

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 Amendments incorporated in this consolidation

COVID-19 Public Health Response (Air Border) Order 2021 (SL 2021/427): clause 61(1)(a)