

**Version
as at 30 June 2022**



COVID-19 Public Health Response (Required Testing) Amendment Order (No 5) 2021

(LI 2021/328)

COVID-19 Public Health Response (Required Testing) Amendment Order (No 5) 2021: revoked, on 30 June 2022, pursuant to clause 3 of the COVID-19 Public Health Response (Required Testing) Order Revocation Order 2022 (SL 2022/193).

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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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.

Order

1 Title

This order is the COVID-19 Public Health Response (Required Testing) Amendment Order (No 5) 2021.

2 Commencement

This order comes into force at 11.59 pm on 8 November 2021.

3 Principal order

This order amends the COVID-19 Public Health Response (Required Testing) Order 2020.

4 Clause 4 amended (Interpretation)

In clause 4, insert in their appropriate alphabetical order:

international layover means a stay in accommodation provided by an accommodation service (for example, a stay in a hotel) at any place outside New Zealand for a period of 6 hours or more

occasional worker, in relation to a managed isolation facility or a managed quarantine facility, means an affected person who works at the facility for less than 2 days every period of 7 days

5 Clause 8 amended (Exemptions from testing and medical examination)

In clause 8(1), delete “(in the course of carrying out work at the testing centre where the person reports for the testing and medical examination)”.

6 Clause 9 amended (Scope of testing and medical examination)

Revoke clause 9(2).

7 New clause 12F inserted (Application)

Before clause 13, insert:

12F Application

This Part applies to affected persons other than occasional workers.

8 Clause 13 amended (Affected persons may choose recurring saliva testing for COVID-19)

(1) Replace clause 13(2)(a)(ii) with:

(ii) submit the sample to a testing centre that the Ministry of Health recognises as being able to test saliva samples for COVID-19;

(2) Revoke clause 13(3).

9 Schedule 2 amended

(1) In Schedule 2, replace item 1.1 with:

1.1	Workers (other than occasional workers) at managed quarantine facilities	Community testing centre, testing centre at quarantine facility, or other healthcare facility	Once in each day worked starting on 9 November 2021
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(2) In Schedule 2, after item 1.2, insert:

1.3	Occasional workers at managed quarantine facilities	Community testing centre, testing centre at quarantine facility, or other healthcare facility	In the case of saliva testing, twice within 7 days of a day worked (each test being at least 2 days apart); in the case of other testing, once within 7 days of a day worked
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(3) In Schedule 2, replace item 2.1 with:

2.1	Workers (other than occasional workers) at managed isolation facilities	Community testing centre, testing centre at quarantine facility, or other healthcare facility	Twice every 7 days (each test being at least 2 days apart) starting on 9 November 2021
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(4) In Schedule 2, after item 2.3, insert:

2.4	Occasional workers at managed isolation facilities	Community testing centre, testing centre at isolation facility, or other healthcare facility	In the case of saliva testing, twice within 7 days of a day worked (each test being at least 2 days apart); in the case of other testing, once within 7 days of a day worked
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Dated at Wellington this 25th day of October 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, which comes into force at 11.59 pm on 8 November 2021, amends the COVID-19 Public Health Response (Required Testing) Order 2020.

The amendments adjust the requirements for COVID-19 testing with respect to affected persons who work at managed quarantine facilities or managed isolation facilities. Workers at managed quarantine facilities are to be tested once in each day worked. Workers at managed isolation facilities are to be tested twice every 7 days. Occasional workers at managed quarantine facilities or managed isolation facilities

are, in the case of saliva testing, to be tested twice within every 7 days of a day worked and are, in the case of other testing, to be tested once within 7 days of a day worked.

Approval by resolution required

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

Issued under the authority of the Legislation Act 2019.

Date of notification in *Gazette*: 26 October 2021.

This order is administered by the Ministry of Health.

Notes

1 General

This is a consolidation of the COVID-19 Public Health Response (Required Testing) Amendment Order (No 5) 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 (Required Testing) Order Revocation Order 2022 (SL 2022/193): clause 3