

S.I. 23 of 2021**PUBLIC HEALTH ACT, 2015****Public Health (Fixed Penalties) (Amendment) Regulations, 2021**

In exercise of the powers conferred by section 64 of the Public Health Act, 2015, the Minister responsible for Health hereby makes the following regulations —

Citation

1. These regulations may be cited as the Public Health (Fixed Penalties) (Amendment) Regulations, 2021.

Amendment of First Schedule of S.I. 13 of 2021

2. The Public Health (Fixed Penalties) Regulations, 2021 (S.I.13 of 2021) are hereby amended (*hereinafter referred to as “the said Regulations”*) by repealing the First Schedule and substituting therefor the following Schedule —

“FIRST SCHEDULE

[Regulation 2(3) and (16)]

Specified offences and fixed penalties

Sl. No.	Specified Offence	Particulars of Offence	Fixed Penalty (in SCR)	
			Individual	A Body Corporate, licence holder or partnership
(1)	(2)	(3)	(4)	
1.	Regulation 9(7) of the Public Health (Infectious Disease) Regulations	Entry into or is found upon any premises affected by a notice under regulation 9 while such notice is in force, i.e. (a) is in any entertainment, meeting, dance bazaar or any other function held in any public place; or (b) is in an assembly of more than 4 person in any building without authorisation.	2000	--

2.	Regulation 9(8) of the Public Health (Infectious Disease) Regulations	<p>An employer, worker, owner, manager, occupier, consumer or any person in control of a building who fails to comply with a notice or an Infectious Disease (Prohibition of Public Assemblies) (Restriction on activities and operation of establishments, trade premises and shops) Order of the Public Health Commissioner under regulation 9(2).</p> <p>Regulation 9(2):- restrictions or conditions for the opening hours of, or the number of person in, or outside, any trade premises including any retail or food outlet and give directions to the owner, manager, or any person in control, of the trade premises in respect of social or physical distancing and hygiene to be observed by the workers, occupier and consumers so as to remove the risk of infection or spread of an infectious disease.</p>	2000	5000
3.	Regulation 9(9) of the Public Health (Infectious Disease) Regulations	<p>An employer, worker, owner, manager, occupier, consumer or any person in control of a building who fails to comply with the direction of the Commissioner in respect of social or physical distancing.</p>	2000	3000
4.	Regulation 11(1)(a) of the Public Health (Infectious Disease) Regulations	<p>A person who makes or prepares to make any speech or to exhibit any puppet show or in any other manner whatsoever encourages persons to assemble during the operation of an order prohibiting outdoor assemblies.</p>	2000	3000
5.	Regulation 11(1)(b) of the Public Health (Infectious Disease) Regulations	<p>A person who fails to depart and disperse when instructed by a police officer to do so following a spontaneous assembly of more than 3 or 4 persons as per regulation 11(1)(b) or an Order of the Public Health Commissioner during the operation of an order prohibiting outdoor assemblies.</p>	2000	--

6.	Regulation 13A(3) of the Public Health (Infectious Disease) Regulations	Without reasonable excuse contravenes an Order of the Public Health Commissioner under restricting or prohibiting the movement of persons outdoors during any specified hours within Seychelles or within any specified area or restricting, prohibiting or controlling the movement outdoors of any person or class of persons or the transport of persons within Seychelles or within such area and during such hours as may be specified in the order.	2000	5000
7.	Regulation 13C of the Public Health (Infectious Disease) Regulations	Encouraging, harbouring or assisting a person to abscond from the quarantine centre or isolation centre or obstructing the apprehension of infected person.	2000	5000
8.	Regulation 13D(3) of the Public Health (Infectious Disease) Regulations	Failing to promptly and punctually give information about a person suffering with an infectious disease to the Public Health Officer with all the possible details of the person suffering with such infectious disease, that is available to the offender	2000	5000
9.	Regulation 13E(2) of the Public Health (Infectious Disease) Regulations	A Public Health Officer, telephone hotline operator or any volunteer working in the health department or the Health Care Agency who discloses the details or any confidential information of any patient or individual to any unauthorised person or to any communication media.	2000	--
10.	Regulation 16A(3) of the Public Health (Infectious Disease) Regulations	Entry into or is found upon any premises that the Public Health Commissioner has issued an order that the premises be closed or remain closed or not to admit any person therein to prevent the spread of an infectious disease.	2000	--

11.	Regulation 7A(1) read with regulation 20 of the Public Health (Infectious Disease) Regulations	Contravening an order issued by the Public Health Commissioner under regulation 7A(1) restricting or prohibiting the entry into or exit of any person or class of persons from Seychelles, within a specified period.	2000	5000
12.	Regulation 7C(7) read with regulation 20 of the Public Health (Infectious Disease) Regulations	Without reasonable excuse, contravening an order made under regulation 7C(1) by the Commissioner restricting or prohibiting any vehicle or vessel, including any person or thing therein, from: (a) entering Seychelles; (b) exiting Seychelles; or (c) transiting in, travelling to, or leaving any part of Seychelles; within a specified period and with such restrictions, conditions or exemptions as may be specified in the order.	2000	--
13.	Regulation 7C(8) read with regulation 20 of the Public Health (Infectious Disease) Regulations	Without reasonable excuse, failing to comply with a restriction or condition of an order, exemption or permission given under regulation 7C(2) of the Public Health Commissioner to enter, exit, transit, travel to, or leave any part of Seychelles within a specified period and with such restrictions or conditions as may be specified in the order.	2000	5000
14.	Regulation 19A of the Public Health (Infectious Disease) Regulations	Contravening an Order issued by the Public Health Commissioner prohibiting public assemblies or all indoor public assemblies in the whole of any part of Seychelles	2000	5000
15.	Regulation 20 of the Public Health (Infectious Disease) Regulations	Failing to comply with or infringes any regulations under the Public Health (Infectious Disease) Regulations.	2000	5000

16.	Regulation 2 of the Public Health (Infectious Disease) (Mandatory Wearing of Face Masks) Regulations, 2020	Failing to wear face masks in the following places and circumstances — (a) on public transportation including but not limited to buses, taxis, ferries, planes or any other conveyance or vessel capable of carrying people; (b) indoor places including but not limited to health facilities, financial institutions including banks and credit unions, customer service centres, retail shops or outlets, places of funerals, cremation or interments, meeting rooms, cinemas, places of worship, ports and airports where one metre physical distancing cannot be maintained; (c) outdoor places including but not limited to markets, sports venues, bus terminals where one metre physical distancing cannot be strictly maintained; (d) places of work including but not limited to massage parlours, beauty salons, barber shops and hair dressers where one metre physical distancing cannot be strictly maintained; (e) other circumstances where one metre physical distancing cannot be maintained.	1000	--”.
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Amendment of Second Schedule

3. The Second Schedule of the said Regulations is amended by repealing the words “a sum of SCR500 as fixed penalty”, and substituting therefor the words “the sum of fixed penalty”.

MADE this 6th day of March, 2021.

**PEGGY VIDOT
MINISTER OF HEALTH**