

*Emergency Powers (Disasters) - Resolution of Parliament to approve
draft Emergency Powers (Disasters) (COVID 19) Order*

SAINT LUCIA

STATUTORY INSTRUMENT, 2020, No.

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WHEREAS under section 3(1) of the Emergency Powers (Disasters) Act, Cap. 14.07 “the Act”, it is provided that the Minister responsible for disaster preparedness and prevention may, where the Governor General declares that a state of emergency exists for the purposes of Chapter 1 of the Constitution of Saint Lucia, Cap. 1.01 and so long as the proclamation is in force, make orders securing the essentials of life to the community and for the preservation of the health, welfare and safety of the public;

AND WHEREAS it is further provided under section 3(2) of the Act that orders made under section 3 of the Act may without prejudice to the generality of the power conferred, provide —

- (a) for the requisitioning of all forms of transport and communications;
- (b) for requisitioning and regulating the supply and distribution of food, clothing, water, fuel, light and other necessities of life and for fixing maximum wholesale and retail prices in respect thereof;
- (c) for the requisitioning of private lands, buildings and premises;
- (d) for conferring on any person the right of entry on or passage through or over a private lands, buildings or premises;
- (e) for the demolition of any building or other structure deemed to be dangerous; or
- (f) for the disposal of the dead and for dispensing with inquiries under the Coroner’s Act, Cap. 2.16 and from the provisions of the Civil Code of Saint Lucia, Cap. 4.01 in relation to records of births and burials;

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AND WHEREAS it is further provided under section 3(3) of the Act that orders made under section 3 shall be laid before the House of Assembly and the Senate as soon as may be after they are made and shall be subject to the affirmative resolution of the Senate and House of Assembly;

AND WHEREAS the Governor General, by proclamation declared a state of emergency that was published in the *Gazette* on the 23rd day of March, 2020 as Statutory Instrument No. 39 of 2020 containing a declaration that a public emergency has arisen as a result of the occurrence of 2019-n CoV, an infectious disease commonly known as COVID 19;

AND WHEREAS the Minister responsible for preparedness and prevention seeks approval of the draft Emergency Powers (Disasters) (COVID 19) Order by an affirmative resolution of Parliament to reduce the spread of COVID 19 that provides for —

- (a) the declaration of a quarantine facility to isolate persons with COVID 19;
- (b) the detention of persons with COVID 19;
- (c) the imposition of restrictions and requirements on persons with COVID 19;
- (d) the isolation of persons suspected to be infected with COVID 19;
- (e) the screening requirements for persons with COVID 19;
- (f) the requisition of a building, ship, aircraft or article;
- (g) the requisition of an essential service;
- (h) the waiver of procurement rules;
- (i) the reporting requirements;
- (j) the revocation or suspension of permits for use of public open spaces;
- (k) the prohibition of assembly of persons;
- (l) the imposition of social distancing or isolation;

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- (m) the imposition of a curfew;
- (n) the restriction of access to an area;
- (o) the power to stop, detain and arrest a person;
- (p) the publication of false statements; and
- (q) the authorization for international or regional forces;

BE IT RESOLVED that Parliament approves the draft Emergency Powers (Disasters) (COVID 19) Order by an affirmative resolution of Parliament to reduce the spread of COVID 19 to provide for —

- (a) the declaration of a quarantine facility to isolate persons with COVID 19;
- (b) the detention of persons with COVID 19;
- (c) the imposition of restrictions and requirements on persons with COVID 19;
- (d) the isolation of persons suspected to be infected with COVID 19;
- (e) the screening requirements for persons with COVID 19;
- (f) the requisition of a building, ship, aircraft or article;
- (g) the requisition of an essential service;
- (h) the waiver of procurement rules;
- (i) the reporting requirements;
- (j) the revocation or suspension of permits for use of public open spaces;
- (k) the prohibition of assembly of persons;
- (l) the imposition of social distancing or isolation;
- (m) the imposition of a curfew;
- (n) the restriction of access to an area;
- (o) the power to stop, detain and arrest a person;
- (p) the publication of false statements; and

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(q) the authorization for international or regional forces.

Passed in the House of Assembly this day of , 2020.

Speaker of the House of Assembly.

Passed in the Senate this day of , 2020.

President of the Senate.