Australian Capital Territory

Public Health (Quarantine Fees) Determination 2020

**Disallowable instrument DI2020–239**

made under the

Public Health Act 1997, s 137 (Determination of fees)

* + - * 1. Name of instrument

This instrument is the *Public Health (Quarantine Fees) Determination 2020*.

* + - * 1. Commencement

This instrument commences on the day after its notification day.

* + - * 1. Definitions

In this instrument:

***designated premises***—see section 4 (1).

***quarantine fees***—see section 5 (1).

* + - * 1. Application

This instrument applies in relation to a person required, under a quarantine direction, to quarantine in any of the following premises (***designated premises***):

a room in a hotel;

a serviced apartment;

similar accommodation approved, in writing, by the chief health officer or an authorised person.

However, this instrument does not apply to a person who is a member of an international flight crew, air ambulance crew or medevac crew.

In this section:

***authorised person*** means a person authorised under the Act, section 121 (2).

***quarantine direction*** means—

the *Public Health (Returned Travellers) Emergency Direction 2020 (No 6)* [NI2020-374]; or

any later direction under the Act, section 120 (1) in relation to the *Public Health (Emergency) Declaration 2020* (No 1) [NI2020-153] that requires a person to quarantine on entering the ACT following a flight that originated outside Australia.

* + - * 1. Determination of quarantine fees

The following fees (***quarantine fees***) are payable in relation to a person required to quarantine for the standard quarantine period:

for an adult not in a family group—$3 000;

for a family group—

$3 000 for the first adult; and

$1 000 for each additional adult; and

$500 for each child aged 3 years or older.

Examples—par (b)

A family comprising 2 adults and 2 children aged 4 years and 12 years quarantining in a hotel for the standard quarantine period will be charged a fee of $5 000.

A family comprising 2 adults and 3 children aged 7 years, 3 years and 18 months quarantining in a serviced apartment for the standard quarantine period will be charged a fee of $5 000.

In this section:

***COVID-19*** means the coronavirus disease 2019 caused by the novel coronavirus SARS-CoV-2.

***family group*** means 2 or more people who are required to quarantine together in designated premises, at least 1 of whom is an adult.

***standard quarantine period***, for a person in relation to whom this instrument applies, means the period—

beginning on the day the person enters the ACT; and

ending on the 14th day after the person enters the ACT.

* + - * 1. People liable to pay quarantine fee

A quarantine fee payable in relation to a person required to quarantine is payable by the person.

However—

if a quarantine fee is payable in relation to a child, the parents of the child are jointly and severally liable for the fee; and

if 2 or more adults are required to quarantine together in designated premises, whether or not with any children, all adults are jointly and severally liable for a quarantine fee payable for each person required to quarantine in the designated premises.

In this section:

***parent*** of a child—a person is a ***parent*** of a child if the person is—

the child’s mother; or

the child’s father; or

someone else, other than the director-general responsible for the *Children and Young People Act 2008*, having or exercising parental responsibility for the child.

***parental responsibility***, for a child—see the *Children and Young People Act 2008*, section 15.

* + - * 1. Payment of quarantine fee

A quarantine fee is payable to the Territory, and is payable as a lump sum.

However, a person required to pay a quarantine fee may apply, in writing, to the Minister for any of the following:

payment of the fee by instalments;

deferral of payment of the fee;

waiver of the fee.

*Note* In considering an application under s (2), the Minister must take into account the applicant’s circumstances, including whether the applicant is suffering financial hardship (see Act, s 137 (3)).

Rachel Stephen-Smith MLA

Minister for Health

12 August 2020