



## COVID-19 (Public Health Measures) Amendment Regulations (No 2) 2022

Sir Tom J. Marsters, KBE

*T. Marsters*  
Queen's Representative

### Order in Executive Council

At Avarua, Rarotonga this

*25th*

day of

*January,*

2022

Present:

### His Excellency the Queen's Representative in Executive Council

Pursuant to sections 35 and 36 of the COVID-19 Act 2020, after the approval of the Secretary of Health, His Excellency the Queen's Representative, acting on the advice and with the consent of the Executive Council, makes the following regulations—

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### Regulations

- Title**  
These regulations are the COVID-19 (Public Health Measures) Amendment Regulations (No 2) 2022.
- Commencement**  
These regulations come into force on 11:59 pm on 26 January 2022.
- Principal regulations amended**  
These regulations amend the COVID-19 (Public Health Measures) Regulations 2021.

- 4 Regulation 4 amended (Interpretation)**  
In regulation 4(1), revoke the definition of **high-risk premises**.
- 5 New regulation 3A inserted (Ministerial orders may prevail)**  
After regulation 3, insert:
- “3A Ministerial orders prevail in particular circumstances**
- “(1) Subclause (2) applies if a ministerial order is expressed to prevail over these regulations.
- “(2) If there is an inconsistency between the ministerial order and these regulations, the ministerial order prevails.
- 6 Regulations 12 to 14 and crossheading replaced**  
Replace the cross heading before regulation 12 and regulations 12 to 14 with:
- “12 Businesses and services may require evidence of vaccination**
- “(1) A person in control of the premises of a business or service may require any persons to comply with the requirements in subclause (2) to enter the premises.
- “(2) The requirements are that the person provides—
- “(a) evidence of vaccination; or
- “(b) evidence that they have a medical exemption.
- 7 Regulations 23 and 24 replaced**  
Replace regulations 23 and 24 with:
- “23 Travel to Pa Enea: Aitutaki**  
A person must not travel to Aitutaki unless, before departure for Aitutaki, the person provides—
- “(a) a negative result,—
- “(i) from a supervised rapid antigen test administered on the day of departure; or
- “(ii) if a supervised rapid antigen test is unavailable, from an RT-PCR test administered in Rarotonga no earlier than the day before departure; and
- “(b) evidence of vaccination or has a Pa Enea travel exemption.
- “24 Travel to Pa Enea (except Aitutaki)**
- “(1) A person must not travel to the Pa Enea, except Aitutaki, unless, before departure for the Pa Enea, the person provides—
- “(a) a negative result,—
- “(i) from a supervised rapid antigen test administered on the day of departure; or
- “(ii) if a supervised rapid antigen test is unavailable, from an RT-PCR test administered no earlier than the day before departure.
- “(b) evidence of vaccination or has a Pa Enea travel exemption; and
- “(c) on the day of departure, a declaration that complies with subclause (2).
- “(2) The declaration must be in a form approved by the Secretary and declare that the person has resided in the Cook Islands for a continuous period of 7 days before the day of departure.

- 8 **Schedule revoked (Meaning of high-risk premises)**  
Revoke the Schedule.

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**Clerk of the Executive Council**

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These regulations are administered by the Ministry of Health.  
These regulations were made on the 25<sup>th</sup> day of January 2022.