

LEGAL NOTICE NO. 299

REPUBLIC OF TRINIDAD AND TOBAGO

THE PUBLIC HEALTH ORDINANCE, CH. 12 NO. 4

REGULATIONS

MADE BY THE MINISTER UNDER SECTION 105 AND CONFIRMED BY THE
PRESIDENT UNDER SECTION 167 OF THE PUBLIC HEALTH ORDINANCE

THE PUBLIC HEALTH [2019 NOVEL CORONAVIRUS
(2019-nCoV)] (NO. 24) REGULATIONS, 2021

1. These Regulations may be cited as the Public Health [2019 Novel
Coronavirus (2019-nCoV)] (No. 24) Regulations, 2021. Citation

2. In these Regulations—

Interpretation

“Act” means the Public Health Ordinance;

“face covering” means a covering of any type which covers the
nose, mouth and chin of the person wearing it;

“in-person classes” means the physical presence which allows for
a live interaction between a student and a teacher;

“Medical Deferral Certificate” means a certificate referred to in
regulation 7(b);

“Medical Exemption Certificate” means a certificate referred to in
regulation 7(a);

“Medical Officer” means a medical practitioner in the service
of the Government or in the employ of a Regional Health
Authority established under the Regional Health Authorities
Act;

Chap. 29:05

“motor car” means a motor vehicle which is registered to carry no
more than five persons;

“PCR test” means a polymerase chain reaction test which detects
the presence of the 2019 Novel Coronavirus (2019-nCoV) in
the body of an infected person;

“public place” means any highway, street, public park or garden,
any beach, sea, river, stream, pond, spring or similar body of
water, any public pool or mud volcano or mud pools and any
public bridge, road, lane, footway, square, court, alley or
passage, whether a thoroughfare or not and includes any
open or enclosed space to which, for the time being, the
public have or are permitted to have access whether on
payment or otherwise;

“vaccinated” means having received full vaccine regime at least fourteen days before providing proof of being fully vaccinated against the 2019 Novel Coronavirus (2019-nCoV) that is recognised by the Ministry of Health;

“vaccination card” means a card issued by the Ministry of Health of Trinidad and Tobago or an official administering agency showing that the holder of the card has been vaccinated; and

“vessel” means any ship, boat, barge, lighter or raft and any other description of craft, whether used in navigation or not, but does not include government vessels.

Public
gatherings

3. For the period set out in regulation 19, persons shall not gather in any public place where the persons therein exceed ten persons at a time.

Restriction
of certain
activities

4. (1) For the purposes of controlling and preventing the spread of the 2019 Novel Coronavirus (2019-nCoV), it shall be an offence, during the period specified in regulation 19, for any person to—

- (a) be found at or in any river, stream, pond, spring or similar body of water, any public pool or mud volcano or mud pools for recreational purposes;
- (b) operate a party boat, boat tour or nightclub;
- (c) hold public parties or public fetes;
- (d) have a public or private pre-school, early childhood education centre, open for classes in such places;
- (e) operate a day-care or pre-school for children for the care or education of young children,

except where authorised by the Minister.

(2) Beaches shall be open between the hours of 5.00 a.m. and 12:00 p.m. subject to the following conditions:

- (a) no person shall consume alcohol on the beach;
- (b) no person shall play loud music on the beach including from any motor vehicle;
- (c) a gathering at the beach shall not exceed ten persons at a time; and
- (d) each person shall comply with the mask wearing requirements under regulation 6, unless he is in the water.

(3) A religious or ecclesiastical organisation or any other religious organisation shall be open for the conduct of religious activities and services including funeral services, weddings and christenings where—

- (a) the gathering of persons at any place used for that purpose does not exceed fifty per cent of its usual capacity; and

(b) the religious meetings or services do not exceed ninety minutes.

(4) During the period set out in regulation 19, the number of persons in attendance at a burial site, cremation site or cemetery shall be limited to twenty-five persons.

(5) Where a person causes, without reasonable excuse, any vessel, being operated in the waters of Trinidad and Tobago, to be raft-up with another vessel for recreational purposes, he commits an offence.

5. (1) No person shall, without reasonable excuse, travel in a vehicle or a vessel without wearing a face mask, face shield or face covering in a manner which covers his nose, mouth and chin.

Requirement
to wear a face
mask, face
shield or face
covering

(2) Where the person under this regulation is a child accompanied by an individual who has responsibility for the child, the individual shall provide and ensure that the child has and wears the face mask, face shield or face covering as required by this regulation.

when in a
vehicle or
vessel

(3) Subregulations (1) and (2) do not apply—

- (a) to a child who is under the age of eight;
- (b) where a person is in the vehicle or vessel alone; or
- (c) where a person is allocated a cabin, berth or other similar accommodation, at any time when they are in that accommodation alone.

(4) For the purposes of subregulation (1), the circumstances in which a person has a reasonable excuse include those where—

- (a) the person cannot put on, wear or remove a face mask, face shield or face covering—
 - (i) because of any physical or mental illness or impairment, or disability; or
 - (ii) without severe distress;
- (b) the person is travelling with, or providing assistance to, another person and such other person relies on lip reading to communicate with the first person;
- (c) the person removes their face mask, face shield or face covering to avoid harm or injury, or the risk of harm or injury, to himself or others;
- (d) the person is travelling to avoid injury, or to escape a risk of harm, and does not have a face mask, face shield or face covering with him;
- (e) if it is reasonably necessary for the person to eat or drink, the person removes his face mask, face shield or face covering to eat or drink;

- (f) the person has to remove his face mask, face shield or face covering to take medication;
- (g) a request is made of the person to remove his face mask, face shield or face covering temporarily for security and identification purposes, if necessary, for the purpose of receiving services; or
- (h) the circumstances provided for in guidelines issued by the Ministry of Health.
- (5) A person who contravenes this regulation commits an offence and is liable to a fixed penalty fine set out in Schedule 2 in addition to such administrative fees as may be determined by the Chief Justice under section 21A of the Summary Courts Act, and on failure to pay the fixed penalty, may be liable on summary conviction to a fine of five thousand dollars and to a term of imprisonment of three days.
- (6) A person who wishes to challenge the issuance of a Fixed Penalty Notice under this regulation may, upon payment of the relevant penalty, appeal to a Magistrate in the District in which the fixed penalty notice was issued.
- (7) Sections 105A to 105H of the Act apply to an offence under this regulation and—
- (a) the relevant fixed penalty notice shall be in the form set out as Form A in Schedule 1; and
- (b) the relevant fixed penalty shall be the fine specified in Schedule 2.
- (8) For the purpose of section 105A(6) of the Act, a person filing an appeal shall use the form set out as Form B in Schedule 1.
6. (1) No person shall, without reasonable excuse, be—
- (a) in a public place; or
- (b) at any of the following places:
- (i) educational establishments for the purpose of any examination;
- (ii) a religious or ecclesiastical organisation for the conduct of religious activities, funeral services or wedding services; or
- (iii) a religious or ecclesiastical organisation for religious meetings or services conducted by electronic means for the purposes of recording or live streaming same,
- without wearing a face mask, face shield or face covering in a manner which covers his mouth, nose and chin.

Schedule 2

Chap. 4:20

Form A

Schedule 2

Form B

Schedule 1

Requirement
to wear
masks in
public

(2) Where the person under this regulation is a child accompanied by an individual who has responsibility for the child, the individual shall provide and ensure that the child has and wears the face mask, face shield or face covering as required by this regulation.

(3) The owner or operator of any business which provides goods or services to the public shall ensure that a member of the public is not permitted entry to, or otherwise remains within, any enclosed space within the premises of the business unless, the member of the public is wearing a face mask, face shield or face covering, in a manner which covers his mouth, nose and chin.

(4) Subregulations (1) to (3) shall not apply to—

- (a) children under eight years of age;
- (b) employees and agents of the person responsible for the business within an area designated for them and not for public access, or within or behind a physical barrier, subject to such guidelines made by the Ministry of Health; and
- (c) those circumstances provided for in guidelines made by the Ministry of Health.

(5) For the purposes of subregulation (1), the circumstances in which a person has a reasonable excuse include those where—

- (a) the person cannot put on, wear or remove a face mask, face shield or face covering—
 - (i) because of any medical, physical or mental illness or impairment, or disability which inhibits their ability to wear a face mask, face shield or face covering; or
 - (ii) without severe distress;
- (b) the person is travelling with, or providing assistance to, another person and such other person relies on lip reading to communicate with the first person;
- (c) the person removes his face mask, face shield or face covering to avoid harm or injury, or the risk of harm or injury, to himself or others;
- (d) the person is travelling to avoid injury, or to escape a risk of harm, and does not have a face mask, face shield or face covering with him;
- (e) if it is reasonably necessary for the person to eat or drink, the person removes his face mask, face shield or face covering to eat or drink;
- (f) the person has to remove his face mask, face shield or face covering to take medication;

- (ii) immunocompromised individuals only with provider request for an exemption and only for those who have recent, (within the past three to six months) hematopoietic or solid organ transplant, or on active treatment with Rituximab within the past three to six months;
- (iii) have received 2019 Novel Coronavirus (2019-nCoV)—specific monoclonal antibodies in the past ninety days; or
- (iv) for such other reason, as the Chief Medical Officer may specify.

8. (1) The following businesses may be open to conduct operations as safe zones and provide services to the public where they meet the requirements set out in subregulation (2): Regulation of certain businesses

- (a) restaurants;
- (b) bars;
- (c) a common gaming house, betting pool or office licensed under the Gambling and Betting Act; Chap. 11:19
- (d) a cinema or theatre licensed under the Cinematograph Act; Chap. 20:10
- (e) a private members' club licensed under the Registration of Clubs Act; Chap. 21:01
- (f) a theatre under the Theatres and Dancehalls Act; Chap. 21:03
- (g) gyms and fitness studios;
- (h) waterparks; and
- (i) public swimming pools.

(2) The owner or operator of a business listed in subregulation (1) shall, subject to subregulation (3), ensure that—

- (a) all of his employees are vaccinated and are in possession of a valid vaccination card, a copy of which shall be kept at the business;
- (b) only vaccinated persons twelve years of age and over, on presenting a valid vaccination card or a copy thereof and a form of identification at point of entry, are allowed within the premises of the business;
- (c) the number of persons within the premises does not exceed fifty per cent capacity of the premises; and
- (d) there is prominently displayed at the entrance to his business, signage which meets the requirements of guidelines of the Ministry of Health for such signage and indicating *inter alia*

that the business is a safe zone, its employees are vaccinated and all patrons are required to provide proof of vaccination and a form of identification prior to entry failing which they will not be allowed to enter the premises.

(3) An employee or person who is not an employee, who is in possession of a Medical Exemption Certificate or a Medical Deferral Certificate, issued by a Medical Officer, may be permitted to be within the premises of a business listed in subregulation (2).

(4) An employee, to whom subregulation (3) applies, shall provide his employer with—

- (a) a negative PCR test; or
- (b) such other test for the 2019 Novel Coronavirus (2019-nCoV) as the Minister may approve,

once in every fourteen-day period beginning on the commencement of these Regulations, a copy of which shall be kept by the owner or operator of the business for inspection failing which the employee shall not be permitted entry onto the premises of the business.

(5) A person who is not an employee, to whom subregulation (3) applies, shall provide the owner or operator of any business to which he is seeking entry with—

- (a) a negative PCR test; or
- (b) such other test for the 2019 Novel Coronavirus (2019-nCoV) as the Minister may approve,

which was issued no more than forty-eight hours prior to his seeking entry, a copy of which shall be kept by the owner or operator of the business for inspection failing which the person who is not an employee, shall not be permitted entry onto the premises of the business.

(6) The owner or operator of a business listed in subregulation (1)(a) to (f), (h) and (i) shall ensure that there is no consumption of alcohol within its precincts, unless permitted by the Minister.

(7) The requirements in respect of masks under regulation 6 applies to all businesses, its employees and other persons who are not employees at such businesses.

(8) The owner or operator of a business who at any time is found to be in contravention of subregulation (2), (5) or (6)—

- (a) commits an offence;
- (b) shall be issued a Fixed Penalty Notice; and

(c) is liable—

- (i) to a fixed penalty fine set out in Schedule 2; Schedule 2
- (ii) for the administrative fees as may be determined by the Chief Justice under section 21A of the Summary Courts Act; and Chap. 4:20
- (iii) on failure to pay the fixed penalty may be liable on summary conviction to a fine of fifty thousand dollars and to a term of imprisonment of three months.

(9) A person who, is not the owner, operator or employee of a business listed in subregulation (1) and who enters the premises of that business while it is open for business without having been vaccinated or without proof of vaccination—

(a) commits an offence;

(b) shall be issued a Fixed Penalty Notice; and

(c) is liable—

- (i) to a fixed penalty fine set out in Schedule 2. Schedule 2
- (ii) for the administrative fees as may be determined by the Chief Justice under section 21A of the Summary Courts Act; and Chap. 4:20
- (iii) on failure to pay the fixed penalty may be liable on summary conviction to a fine of ten thousand dollars and to a term of imprisonment of three days.

(10) During the period specified in regulation 19, no person shall consume alcohol in a public place unless—

(a) it is done within the premises of a safe zone under these Regulations; or

(b) he has permission to do so from the Minister.

(11) Notwithstanding section 52 of the Summary Offences Act, Chap. 11:02 during the period specified in regulation 19, a person who contravenes subregulation (10)—

(a) commits an offence;

(b) shall be issued a Fixed Penalty Notice; and

(c) is liable—

- (i) to a fixed penalty fine set out in Schedule 2.
- (ii) for the administrative fees as may be determined by the Chief Justice under section 21A of the Summary Courts Act; and

(iii) on failure to pay the fixed penalty may be liable on summary conviction to a fine of ten thousand dollars and to a term of imprisonment of three days.

(12) A person who wishes to challenge the issuance of a Fixed Penalty Notice under this regulation may, upon payment of the relevant penalty, appeal to a Magistrate in the District in which the fixed penalty notice was issued.

(13) The owner or operator of a business who has previously been issued with two fixed penalty notices may, where a third fixed penalty notice is issued under this regulation, be prohibited by the Minister from operating as a safe zone under subsection (1), unless he shows cause why he should not be subjected to such prohibition.

(14) A person who knowingly and willingly—

- (a) presents a vaccination card which is fraudulent;
- (b) purports to be vaccinated when he is not so vaccinated; or
- (c) presents a fraudulent—
 - (i) PCR test; or
 - (ii) such other test for COVID-19 as the Minister may approve,

for the purpose of entry into any business under subregulation (1) commits an offence and is liable on summary conviction to a fine of fifty thousand dollars and to a term of imprisonment of five years.

(15) Sections 105A to 105H of the Act apply to an offence under subregulations (8), (9), (10) and (11)—

- (a) the relevant Fixed Penalty Notice shall be in the form set out as Form A in Schedule 1; and
- (b) the relevant fixed penalty shall be the fine specified in Schedule 2.

Form A
Schedule 1

Schedule 2

(16) For the purpose of section 105A(6) of the Act, a person filing an appeal shall use the form set out as Form B in Schedule 1.

Form B
Schedule 1

Attendance
at schools,
early
childhood
education
centres, day
cares and
pre-schools
etc.

9. (1) For the purposes of controlling and preventing the spread of the 2019 Novel Coronavirus (2019-nCoV), it shall be an offence, during the period specified in regulation 19, for any person to—

- (a) have a public or private pre-school, early childhood education centre, primary school, secondary school, tertiary institution or other post-secondary institution open for classes in such places;

(b) operate a day-care or pre-school for children for the care or education of young children,
except with the approval of the Minister.

(2) Subregulation (1) shall not apply to the attendance of students to any Form 4, 5 or 6 class at a secondary school or such other classes at any school, as the Minister may approve.

(3) Notwithstanding subregulation (1), a public or private pre-school, early childhood education centre, primary school, secondary school, tertiary institution or other post-secondary institution may—

- (a) provide classes to its students by electronic or such other means as may be approved by the Minister; or
- (b) where classes such as practicals, laboratory or other classes cannot be done by electronic means, a post-secondary or tertiary institution may conduct such classes in-person by such means as may be approved by the Minister.

(4) The requirements in respect of masks under regulation 6 apply at all schools, to all students, teachers, staff and other persons on the premises of such schools.

10. (1) During the period specified in regulation 19, a person who provides public transport in a motor vehicle shall not carry, where the motor vehicle is—

- (a) a motor car, more than seventy-five per cent; or
- (b) every other type of motor vehicle, more than seventy-five per cent,

of the number of passengers for which the motor vehicle is licensed to carry.

(2) The seating requirements for maxi-taxis shall be in accordance with Schedule 3.

11. (1) Small and large businesses shall comply with the guidelines for Small and Large Businesses issued by the Ministry of Health.

(2) During the period specified in regulation 19, the Minister of Health may issue guidelines to any trade, profession, business or service, activity or public gathering, authorised to be carried on.

12. All air and sea ports or any place where an aircraft or ship or vessel can land shall, except in relation to air and sea cargo, remain closed to the arrival or departure of aircraft or ships or other vessels carrying passengers unless permitted by the Minister with responsibility for national security.

Requirement
on private
medical
laboratories
and medical
practitioners

13. Notwithstanding the fact that the Caribbean Public Health Agency (CARPHA) has not yet approved any private medical laboratory to do testing for the 2019 Novel Coronavirus (2019-nCoV), where a private medical laboratory or a medical practitioner does such testing on a person or a medical practitioner refers a person for such testing and the result of such testing is a positive result, the private medical laboratory or medical practitioner and the person so tested shall immediately report and forward the results to the Chief Medical Officer and the Regional Health Authority of the area in which the person to whom the results apply resides or works.

(2) Where a private medical laboratory, medical practitioner or a person fails to report and forward results to the Chief Medical Officer and the Regional Health Authority in accordance with subregulation (1), the owner or operator of the private medical laboratory, medical practitioner or the person, as the case may be, commits an offence and is liable on summary conviction to a fine of two hundred and fifty thousand dollars and to imprisonment for six months.

Quarantine
and treatment
of persons
suffering from
2019-nCoV

14. (1) Where the result of a test conducted by the Caribbean Public Health Agency (CARPHA) or by a private medical laboratory under regulation 13 shows that a person is suffering from the 2019 Novel Coronavirus (2019-nCoV), the Minister of Health may give such directions as he thinks fit, for—

- (a) the restraint, segregation and isolation of that person or any other person who, by exposure to infection from that person, is likely to suffer from the 2019 Novel Coronavirus (2019-nCoV);
- (b) the removal of a person referred to in paragraph (a) to a public hospital or a designated facility; or
- (c) the curative treatment of a person referred to in paragraph (a).

(2) The Minister of Health may give a direction under subregulation (1) where, in his discretion, he considers it necessary to do so—

- (a) for the purposes of preventing or controlling the spread of the 2019 Novel Coronavirus (2019-nCoV);
- (b) in the interests of the person in relation to whom the direction is given; or
- (c) in the interests of the public health system.

(3) Where the Minister of Health gives a direction under subregulation (1), the person in relation to whom the direction is given shall be informed—

- (a) of the reason for giving the direction;

- (b) of the period during which the person is likely to be required to remain at a public hospital or a designated facility for observation, surveillance or curative treatment; and
 - (c) that it is an offence to fail to comply with the direction or to obstruct a medical practitioner, a nurse, a member of staff at a public hospital or a designated facility or a member of staff of a public or private ambulance service from carrying out the direction.
- (4) A person who—
- (a) fails to comply with a direction under subregulation (1); or
 - (b) obstructs a medical practitioner, a nurse, a member of staff at a public hospital or a designated facility or a member of staff of a public or private ambulance service from carrying out a direction under subregulation (1),
- commits an offence and is liable on summary conviction to a fine of two hundred and fifty thousand dollars and imprisonment for a term of six months.

15. (1) The Minister of Health may give such directions as he thinks fit ^{Self-quarantine} for the self-quarantine of any person who is likely to suffer or is suffering from the 2019 Novel Coronavirus (2019-nCoV).

(2) The Minister of Health may give a direction under subregulation (1) where, in his discretion, he considers it necessary to do so—

- (a) for the purposes of preventing or controlling the spread of the 2019 Novel Coronavirus (2019-nCoV);
- (b) in the interests of the person in relation to whom the direction is given; or
- (c) in the interest of the public health system.

(3) A direction under subregulation (1) shall—

- (a) be in writing;
- (b) require the person to be self-quarantined at a specified place; and
- (c) specify the address of the specified place.

(4) Where the Minister of Health gives a direction under subregulation (1), the person in relation to whom the direction is given shall be informed—

- (a) of the reason for giving the direction;
- (b) of the period during which the person is likely to be self-quarantined; and

(c) that it is an offence to fail to comply with the direction or to obstruct a medical practitioner, a nurse, a member of staff at a public hospital or a designated facility or a member of staff of a public or private ambulance service or other health care professional from carrying out the direction.

- Offences 16. A person who contravenes regulation 3, 4, 9(1),10 or 15, commits an offence and is liable on summary conviction to a fine of two hundred and fifty thousand dollars and to imprisonment for six months.
- Minister may issue guidelines 17. The Minister of Health may, for the purpose of the operation of these Regulations, issue such guidelines as he may deem necessary and breach of such guidelines shall not constitute an offence.
- Revocation of L.N. No. 275 of 2021 18. The Public Health [2019 Novel Coronavirus (2019-nCoV)] (No. 23) Regulations, 2021 are revoked.
- Duration 19. These Regulations shall have effect from 20th December, 2021 to 31st January, 2022.

*Public Health [2019 Novel Coronavirus (2019-nCoV)] (No. 24)
Regulations, 2021*

1313

ORIGINAL

SCHEDULE 1—FORM A



REPUBLIC OF TRINIDAD AND TOBAGO
THE PUBLIC HEALTH ORDINANCE, CH. 12 No. 4

A
(Sections 105, 105A, 105B and 105C)

PUBLIC HEALTH FIXED PENALTY NOTICE

DATE AND TIME		dd/mm/yyyy	a.m./p.m.
LOCATION			
VIOLATION:	<input type="checkbox"/> Failure to wear mask* in public	<input type="checkbox"/> Failure to wear mask* in a vehicle	<input type="checkbox"/> Failure to wear mask* in a vessel
	<input type="checkbox"/> Failure to ensure child wears mask* in public	<input type="checkbox"/> Failure to ensure child wears mask* in a vehicle	<input type="checkbox"/> Failure to ensure child wears mask* in a vessel
	<input type="checkbox"/> Failure of owner or occupier of a business to comply with requirements for entry into the business	<input type="checkbox"/> Failure of person who is not the owner or occupier of a business to comply with requirements for entry into the business	
	<input type="checkbox"/> Failure of owner or occupier of a business to comply with permission to consume alcohol	<input type="checkbox"/> Illegal consumption of alcohol within precincts of business	
VIOLATOR INFORMATION:			
Name		Telephone: 224-5182	
Sex <input type="checkbox"/> Male <input type="checkbox"/> Female		Or Email: health.fine@ttlawcourts.org	
Date of Birth dd/mm/yyyy		Or go to the website: https://CourtPay.ttlawcourts.org	
Address (Line 1)		TO BE COMPLETED BY VIOLATOR WHEN BEING PAID:	
(Line 2)			
(Line 3)			
(Line 4)			
Phone number(s)		Name:	
Email		Date:	
ID-DP/PP/ID card		Amount:	
ID-other		If you pay this fine within 14 days of the date of the notice, you may appeal to the Magistrate in the District. Sec. 105A(6).	
Number of previous violations <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> More than 3			
IF UNDER 18, PARENTAL INFORMATION			
Name of Responsible Adult		COURT LOCATIONS: *Trinidad North District Court: Corner of St.Vincent and Duke Streets Port-of-Spain *Trinidad South District Court: Court Street, San Fernando *Tobago District Court: Bacolet Street, Scarborough *Children Court North: 6, Elizabeth Street, St. Clair Port-of-Spain *Children Court South: Corner Delhi and Fyzabad Main Road *Children Court Tobago: Bacolet Street, Scarborough	
Address			
Phone number(s)			
Email			
ID of Adult (DP/PP/ID)			
I affirm that the personal information I have provided is accurate. Signed:			
PENALTY			
Fixed penalty amount			
Details of violation			
POLICE OFFICER INFORMATION			
Name			
Rank and Number			
Signature of Officer			

*In this form "mask", means face mask, face shield or face covering.

If you fail to pay the fixed penalty before the end of fourteen (14) days from the above date, you are hereby required to appear before the District Court/Children Court on **Tuesday** the day of....., 20 at 9.00 a.m. as the defendant in the matter. You are expected to appear by virtual hearing. To make arrangements for this, **you are required to contact the court on or before the Thursday prior to the date of hearing.** It is your responsibility to make arrangements to ensure your appearance. **If you fail to appear an order may be made in your absence.** If you are under the age of 18 years, you must be accompanied by your parent/guardian/person with responsibility for you, who is also responsible for ensuring that arrangements are made for you to appear. **If you fail to appear an order may be made in your absence.**



REPUBLIC OF TRINIDAD AND TOBAGO
PUBLIC HEALTH ORDINANCE CH 12 No. 4

Sections 105, 105A, 105B and 105C

NOTICE OF APPEAL OF FIXED PENALTY NOTICE

[Pursuant to section 105A(6)]

TAKE NOTICE that the applicant (being the person to whom the Fixed Penalty Notice was issued/being an interested party/parent/guardian/person with responsibility for the child) hereby appeals to the Magistrate/Children Court Master against the decision of the Constable who issued the Fixed Penalty Notice.

Signed:

Name:

Date:

TICKET NO.: PH		TICKET PAYMENT RECEIPT NO.:	
DATE AND TIME	dd/mm/yyyy	a.m./p.m.	
LOCATION			
VIOLATION:	<input type="checkbox"/> Failure to wear mask* in public	<input type="checkbox"/> Failure to wear mask* in a vehicle	<input type="checkbox"/> Failure to wear mask* in a vessel
	<input type="checkbox"/> Failure to ensure child wears mask* in public	<input type="checkbox"/> Failure to ensure child wears mask* in a vehicle	<input type="checkbox"/> Failure to ensure child wears mask* in a vessel
	<input type="checkbox"/> Failure of owner or occupier of a business to comply with requirements for entry into the business	<input type="checkbox"/> Failure of person who is not the owner or occupier of a business to comply with requirements for entry into the business	
	<input type="checkbox"/> Failure of owner or occupier of a business to comply with permission to consume alcohol	<input type="checkbox"/> Illegal consumption of alcohol within precincts of business	
APPLICANT INFORMATION:			
Name			
Sex		<input type="checkbox"/> Male	<input type="checkbox"/> Female
Date of Birth		dd/mm/yyyy	
Address (Line 1)			
(Line 2)			
(Line 3)			
(Line 4)			
Phone number(s)			
Email			
ID: DP/PP/ID card			
ID: other			
Number of previous violations		<input type="checkbox"/> 1	<input type="checkbox"/> 2
		<input type="checkbox"/> 3	<input type="checkbox"/> More than 3
IF UNDER 18/PERSON WITH DISABILITY, PARENT/GUARDIAN/PERSON WITH RESPONSIBILITY:			
Name of Responsible Adult			
Address			
Phone number(s)			
Email			
ID of Adult DP/PP/ID			
I affirm that the personal information I have provided is accurate.			
Signed:			
POLICE INFORMATION:			
Name			
Rank and Number			

*In this form "mask", means face mask, face shield or face covering.

****Reason(s) for Appealing the Fixed Penalty Notice**

- A. I/[patient]/[child] was unable to [put on]/[wear] a mask/face shield/face covering] for one or more of the reasons set out below—
- Due to a medical, physical or mental illness or impairment, or disability which inhibits [my/his/her] ability to wear a face mask, face shield or face covering;
 - [I/he/she] was travelling with/providing assistance to, a person who relies on lip reading to communicate with [me/him/her];
 - I removed my face mask, face shield or face covering [he/she] removed [his/her] face mask, face shield or face covering to avoid harm or injury/or avoid the risk of harm or injury, to [me/himself/herself/others];
 - [I/he/she] was travelling to avoid injury/to escape a risk of harm, and [I/he/she] did not have a face mask, face shield or face covering with [me/him/her] at the time;
 - [I/he/she] removed [my/his/her] face mask, face shield or face covering to eat/drink.
- B. (Provide reasons in relation to breach of regulation 6.)
- I removed [my/his/her] face mask, face shield or face covering to take medication;
 - [I/he/she] removed [my/his/her] face mask, face shield or face covering temporarily for security and identification purposes as this was necessary for the purpose of receiving services;
 - Other circumstances provided for in guidelines issued by the Ministry of Health.

****Select all reasons relevant to your application.**

Please set out brief particulars for your record(s) for appeal in the area provided below.

Evidence in support of application:

SCHEDULE 2

(Regulations 8 and 9)

No	OFFENCE	ENACTMENT	FIXED PENALTY
1	Failure to wear a mask in vehicle or vessel	Regulation 5	\$2,000.00
2	Failure to ensure child wears a mask in vehicle or vessel	Regulation 5	\$1,000.00
3	Failure to wear a mask in public	Regulation 6	\$1,000.00
4	Failure to ensure a child wears a mask in public	Regulation 6	\$1,000.00
5	Failure of owner or occupier of a business to comply with requirements for entry into the business	Regulation 8(8)	\$25,000.00
6	Entry into premises without being vaccinated	Regulation 8(9)	\$5,000.00
7	Illegal consumption of alcohol in a public place	Regulation 8(10)	\$5,000.00

SCHEDULE 3

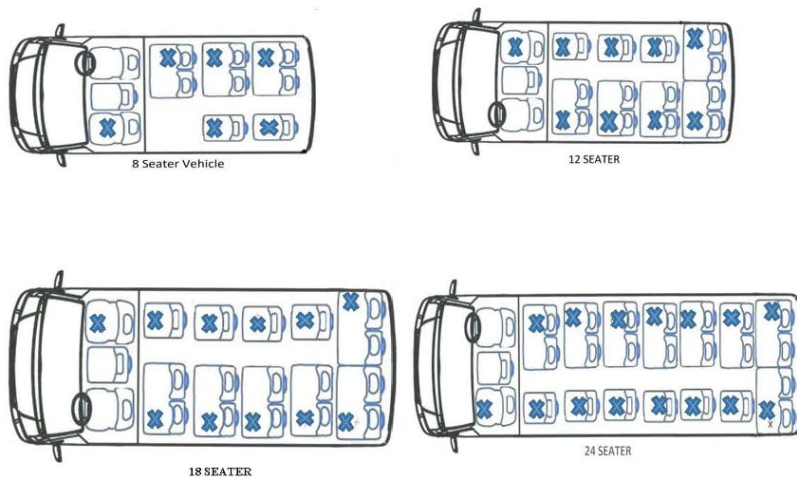
Regulation 10

Public transportation vehicles may be allowed to transport only as many passengers as can be afforded window-seating, in accordance with the size and make of the vehicle.

This guideline therefore would preclude the occupation of any middle-seat spaces in any vehicle with seating extending across the width of the passenger cabin.

In all instances, passengers are to be required to wear face-coverings (preferably masks) for the duration of their journey; and windows are to be kept fully opened, as far as practicable, to allow for optimal circulation of air through the vehicle.

The following diagrams set out the seating requirements for maxi taxis with **X** indicating where passengers are to be seated:



Made this 19th day of December, 2021.

T. DEYALSINGH
Minister of Health