

Order for ACAT's premises under section 50 of the *Court Procedures Act 2004*

Who can attend the ACAT's premises

1. I order that the following parties, representatives, witnesses and other members of the public must **not** be admitted to level 4, 1 Moore Street, Canberra City (ACAT's premises):
 - a) A person who has been diagnosed with COVID-19 and is considered to have an active case of COVID-19;
 - b) A person who is awaiting a test for COVID-19 that is required under a current **public health direction**;
 - c) A person who is awaiting results of a COVID-19 test that was required under a **public health direction**;
 - d) A person who is required to quarantine or self-isolate under a current **public health direction**;
 - e) A person who has no immediate business at ACAT's premises, except:
 - a. a sole support person for a party or a witness who has immediate business at ACAT's premises;
 - b. a journalist reporting on ACAT proceedings; or
 - c. a person who has the permission of an ACAT member or registrar to be admitted.

Requirements of entry and requirement to check-in

2. I order that the following parties, representatives, witnesses and other members of the public must **not** be admitted to **ACAT's premises**:
 - a) a person who has not complied with any ACT Health COVID-19 requirement on entry to 1 Moore Street Canberra City;
 - b) a person who has not checked in to the ACAT at level 4, 1 Moore Street using the "Check In CBR" app or, if unable to do so, by providing contact details on the register at the ACAT.

Requirement to wear a mask in public areas

3. A person who is in a public area at ACAT's premises and is not wearing a **face mask** must leave ACAT's premises immediately, unless the person is:
 - a) expressly excused by an ACAT member, registrar, sheriff, court security officer or ACAT representative because of a **health condition** about which the person provides **sufficient information**;
 - b) actively participating as a party, representative, witness or invited participant while a matter is being conducted by an ACAT member or registrar in a hearing or conference room, unless the ACAT member or registrar directs that the person wears a face mask; or

- c) is aged 12 years or under.

Who must leave ACAT's premises

- 4. A member of the public must leave ACAT's premises if directed to do so by an ACAT member, registrar, sheriff, security personnel or authorised person because of an apparent failure:
 - a) to comply with order 1;
 - b) to comply with an entry requirement as set out in order 2;
 - c) to check in as required by order 2;
 - d) to wear a mask as required by order 3; or
 - e) to maintain a social distance of 1.5 m from other persons.

Penalty for contravention of these orders: 50 penalty units and/or 6 months imprisonment.

- 5. I revoke the previous order made under section 50 of the *Court Procedures Act 2004*, dated 10 January 2022.

In these orders:

ACAT's premises means level 4, 1 Moore Street, Canberra City.

Authorised person means a person authorised under section 154(2)(c) of the *Crimes Act 1900*.

Health condition means a physical or mental health illness or condition or a disability which makes wearing a face mask unsuitable because it is detrimental to the person's condition.

Face mask means a face mask as defined by a current public health direction.

Public health direction means a direction by the Chief Health Officer of the Australian Capital Territory, their delegate, or a person otherwise authorised to give such a direction.

Registrar means the Registrar or a Deputy Legal Registrar of ACAT.

Sheriff means a person appointed under section 46(2) or (4) of the *Supreme Court Act 1933*.

Sufficient information in relation to a health condition includes:

- a) a medical certificate or letter signed by a registered health practitioner (such as a doctor) or disability care provider, or a statutory declaration; or
- b) other information;

that confirms that to wear a face mask is detrimental to the person's condition.



Graeme Neate
President

Date: 1 February 2022