



Saint Lucia GOVERNMENT GAZETTE

EXTRAORDINARY

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GOVERNMENT NOTICE

The following documents are published with and form part of this *Extraordinary Gazette*:

Statutory Instruments

No. 162 of 2021 — Constitution of Saint Lucia - Proclamation for Revocation of Declaration of State of Emergency.

No. 163 of 2021 — COVID-19 (Prevention and Control) (Prohibition of Assembly) (No. 13) Order.

No. 164 of 2021 — COVID-19 (Prevention and Control) (Physical Distancing) (No. 15) Order.

No. 165 of 2021 — Price Control (Amendment) (No. 15) Order.

*Constitution of Saint Lucia - Proclamation for Revocation of
Declaration of State of Emergency*

SAINT LUCIA

STATUTORY INSTRUMENT, 2021, No. 162

[14th October, 2021]

**BY HIS EXCELLENCY THE
GOVERNOR GENERAL**

A PROCLAMATION

**SIR EMMANUEL NEVILLE CENAC
GCSL., GCMG.,
GOVERNOR GENERAL.**

WHEREAS it is enacted by section 17(1) of the Constitution of Saint Lucia, Cap. 1.01 that the Governor General may, by proclamation which shall be published in the *Gazette*, declare that a state of emergency exists for the purposes of Chapter 1 of the Constitution of Saint Lucia, Cap. 1.01;

AND WHEREAS section 17(2) of the Constitution of Saint Lucia, Cap. 1.01 provides that a proclamation under section 17(1) shall not be effective unless it contains a declaration that the Governor General is satisfied —

- (a) that a public emergency has arisen as a result of the imminence of a state of war between Saint Lucia and a foreign state;
- (b) that a public emergency has arisen as a result of the occurrence of any earthquake, hurricane, flood, fire, outbreak of pestilence or of infectious disease, or other calamity whether similar to the foregoing or not; or
- (c) that action has been taken, or is immediately threatened, by any person, of such a nature and on so extensive a scale, as to be likely to endanger the public safety or to deprive the community or any substantial portion of the community of supplies or services essential to life;

*Constitution of Saint Lucia - Proclamation for Revocation of
Declaration of State of Emergency*

AND WHEREAS by virtue of section 17(1) and (2) of the Constitution of Saint Lucia, Cap. 1.01 the Governor General, by proclamation, declared a state of emergency for the purposes of Chapter 1 of the Constitution of Saint Lucia, Cap. 1.01, published in the *Gazette* on the 3rd day of February, 2021 as the Constitution of Saint Lucia – Proclamation for Declaration of State of Emergency, Statutory Instrument, No. 27 of 2021;

AND WHEREAS by virtue of section 17(3) of the Constitution of Saint Lucia, Cap. 1.01 Parliament, approved the declaration of a state of emergency that was published in the *Gazette* on the 3rd day of February, 2021 as Statutory Instrument No. 27 of 2021, by the Constitution of Saint Lucia – Resolution of Parliament Approving Declaration of State of Emergency, Statutory Instrument, No. 38 of 2021;

AND WHEREAS by virtue of section 17(6) of the Constitution of Saint Lucia, Cap. 1.01 Parliament further extended for an additional period, the declaration of a state of emergency that was passed as Statutory Instrument, No. 38 of 2021, by the Constitution of Saint Lucia – Further Extension of Resolution of Parliament Approving Declaration of State of Emergency, Statutory Instrument, No. 77 of 2021;

AND WHEREAS it is enacted by section 17(4) of the Constitution of Saint Lucia, Cap. 1.01 that a declaration of a state of emergency may at any time be revoked by the Governor General by Proclamation published in the *Gazette*;

NOW THEREFORE I, EMMANUEL NEVILLE CENAC, Governor General of Saint Lucia, by this Proclamation do hereby revoke the Constitution of Saint Lucia – Proclamation for Declaration of State of Emergency, Statutory Instrument, No. 27 of 2021.

GIVEN under my hand and the Public Seal of Saint Lucia at Government House in the City of Castries, in the State of Saint Lucia this 14th day of October, 2021 in the seventieth year of the Reign of Her Majesty Queen Elizabeth the Second.

GOD SAVE THE QUEEN

*COVID-19 (Prevention and Control)
(Prohibition of Assembly) (No. 13) Order*

SAINT LUCIA

STATUTORY INSTRUMENT, 2021, No. 163

[14th October, 2021]

In exercise of the power conferred under section 16 of the COVID-19 (Prevention and Control) Act, No. 9 of 2020, the Minister responsible for health, on the advice of the Chief Medical Officer, makes this Order:

Citation and commencement

1.—(1) This Order may be cited as the COVID-19 (Prevention and Control) (Prohibition of Assembly) (No. 13) Order, 2021.

(2) This Order comes into force on the 16th day of October, 2021.

Purpose

2. The purpose of this Order is to prohibit the assembly of two or more persons in a public place in an area specified in this Order in the interest of public health.

Restriction on social activities

3.—(1) A person shall not host or attend —

- (a) a mass crowd event;
- (b) a competitive or high-contact sporting activity, including in-door and out-door training and local competitions;
- (c) a social event, except with no more than ten persons of his or her immediate family or household.

(2) Subsection (1) does not prevent —

- (a) a person from training and exercising, whether indoor or outdoor, through gym workouts, if the physical distancing protocols specified under the COVID-19 (Prevention and Control) (Physical Distancing) Order are complied with in the square footage of the gym;

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(Prohibition of Assembly) (No. 13) Order*

- (b) an athlete from participating in one-on-one coaching or training for contact sports, selective competitions and associated community engagements with permission from the Ministry responsible for sports;
 - (c) a low or medium-contact sporting activity, excluding, spectators and crowds;
 - (d) with the permission of the Ministry responsible for health, a competitive sporting activity within a controlled sporting facility with spectators who are fully vaccinated;
 - (e) inter-island ferry services from Saint Lucia to Martinique and from Martinique to Saint Lucia;
 - (f) recreational or social activities at a certified accommodation provider during the hours as specified under the COVID-19 (Prevention and Control) (Physical Distancing) Order except that water sports and other water related activities, such as boat rides and water skiing are suspended on Sunday the 17th day of October, 2021, the 24th day of October, 2021 and the 31st day of October, 2021.
- (3) A faith-based organization —
- (a) may hold a daily or regular religious ceremony if the physical distancing protocols specified under the COVID-19 (Prevention and Control) (Physical Distancing) Order is complied with within the square footage of the faith-based organization in keeping with a COVID-19 Response Plan approved by the Ministry of Equity, Social Justice and Empowerment;
 - (b) shall not hold special religious rites including baptisms, weddings and funerals by physical attendance, unless there are no more than fifty persons in attendance.
- (4) In this section —
- “fully vaccinated” means that two weeks have passed since a person received —
- (a) a single-dose vaccine, such as, Johnson & Johnson;

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(Prohibition of Assembly) (No. 13) Order*

- (b) the second dose in a two-dose series of Astrazeneca, Pfizer-BioNTech or Moderna; or
- (c) another COVID-19 vaccine approved by the Minister on the advice of the Chief Medical Officer;

“immediate family household”, in relation to an individual, means the spouse, child, relative or other person living with the individual;

“social event” —

(a) includes —

- (i) a birthday celebration,
- (ii) a retirement celebration,
- (iii) a marriage celebration,
- (iv) a wake,
- (v) a beach picnic, or
- (vi) a river party;

(b) does not include a chartered day-time boat excursion.

Expiry

3. This Order expires on the 1st day of November, 2021.

Made this 14th day of October, 2021.

MOSES JN. BAPTISTE,
Minister responsible for health.

*COVID-19 (Prevention and Control)
(Physical Distancing) (No. 15) Order*

SAINT LUCIA

STATUTORY INSTRUMENT, 2021, No. 164

[14th October, 2021]

In exercise of the power conferred under section 17 of the COVID-19 (Prevention and Control) Act, No. 9 of 2020, the Minister responsible for health, on the recommendation of the Chief Medical Officer, makes this Order:

Citation

1. This Order may be cited as the COVID-19 (Prevention and Control) (Physical Distancing) (No. 15) Order, 2021.

Purpose

2. The purpose of this Order is to impose physical distancing on individuals within the entire country in the interest of public health.

Physical distancing

3. In an effort to prevent the spread of COVID-19, a person shall distance himself or herself no less than three feet from another person.

Duty of business, establishment or office

4. A business, establishment or office —
- (a) shall ensure that a customer and staff maintain physical distancing in accordance with section 3 in or outside the business, establishment or office;
 - (b) shall determine the number of persons that may be permitted in the business, establishment or office at any one time by permitting one person for every nine or more square feet of space;
 - (c) may place prominent distance markers, indicating where each customer must stand on a line at a checkout point; and

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(Physical Distancing) (No. 15) Order*

- (d) may place distance markers apart on the outside of the business, establishment or office, indicating where customers must stand while waiting to enter the business, establishment or office.

Operation of educational institutions

5.—(1) An educational institution shall continue to operate within the hours specified under the Education Act, Cap. 18.01.

(2) From the 18th day of October, 2021 and without limiting the generality of subsection (1) —

- (a) an early childhood or pre-K centre may open for face-to-face engagement between a student and a teacher to facilitate structured supervision;
- (b) the following schools may open for face-to-face engagement between a student and a teacher to facilitate structured supervision —
 - (i) a primary school for Grade K and Grade 6,
 - (ii) a secondary school for Form 4 and Form 5,
 - (iii) a special education school;
- (c) all other classes at an educational institution not mentioned in paragraph (b) shall continue to use distributed learning.

(3) In this section, “distributed learning” means non-face-to-face engagement between a student and a teacher, including, online learning, correspondence and prepared learning instruction packages.

Operation of business, establishment or office

6.—(1) A business, establishment or office specified in Schedule 1 —

- (a) may open at minimal operation using a blended approach;
- (b) shall cease operation —
 - (i) from Saturday the 16th day of October, 2021 at 6 p.m. to Monday the 18th day of October, 2021 at 4 a.m.,

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(Physical Distancing) (No. 15) Order*

- (ii) from Monday the 18th day of October, 2021 to Friday the 22nd day of October, 2021 at 6 p.m. to 4 a.m. on each day,
- (iii) from Saturday the 23rd day of October, 2021 at 6 p.m. to Monday the 25th day of October, 2021 at 4 a.m.,
- (iv) from Monday the 25th day of October, 2021 to Friday the 29th day of October, 2021 at 6 p.m. to 4 a.m. on each day,
- (v) from Saturday the 30th day of October, 2021 at 6 p.m. to Monday the 1st day of November, 2021 at 4 a.m.

(2) Subsection (1) does not apply to the essential services, business, establishment or office specified in Schedule 2.

(3) Without prejudice to subsection (1)(a), a restaurant and other food establishments approved by the Ministry responsible for Health and the Ministry responsible for Tourism may provide a dine-in service to persons who are fully vaccinated and allow the sale and disposal of intoxicating liquor at the restaurant and other food establishment.

(4) In this section —

“blended approach” means operations that combine —

- (a) physical attendance;
- (b) working remotely; or
- (c) virtual means;

“fully vaccinated” means that two weeks have passed since a person received —

- (a) a single-dose vaccine, such as Johnson and Johnson;
- (b) the second dose in a two-dose series of Astrazeneca, Pfizer-BioNTech or Moderna; or
- (c) another COVID-19 vaccine approved by the Minister on the advice of the Chief Medical Officer.

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(Physical Distancing) (No. 15) Order*

Suspension of sale and disposal of intoxicating liquor

7.—(1) A liquor licence for the sale and disposal of intoxicating liquor granted under the Liquor Licence Act, Cap. 13.17 to a bar or rum shop is suspended.

(2) Subsection (1) does not apply to —

- (a) the sale and manufacture of hand sanitizers;
- (b) the manufacture of intoxicating liquor for sale outside of Saint Lucia;
- (c) the sale and disposal of intoxicating liquor by a supermarket, gas station or wholesaler granted a liquor licence under the Liquor Licence Act, Cap. 13.17 if the supermarket, gas station or wholesaler does not permit a person to consume the intoxicating liquor on the licensed premises.

(3) A supermarket, gas station or wholesaler with a valid liquor licence under the Liquor Licence Act, Cap. 13.17 that offers for sale or disposes of intoxicating liquor under subsection (2)(c), shall —

- (a) operate within the time specified under section 6(1);
- (b) not operate on Sunday the 17th day of October, 2021, the 24th day of October, 2021 and the 31st day of October, 2021.

(4) In this section, “licensed premises” means a building or place for which a liquor licence has been granted under the Liquor Licence Act, Cap. 13.17.

Confinement to residence

8.—(1) In an effort to prevent the spread of COVID-19, a person shall remain confined to their place of residence to avoid contact outside of their family —

- (a) from Saturday the 16th day of October, 2021 at 7 p.m. to Monday the 18th day of October, 2021 at 4 a.m.;
- (b) from Monday the 18th day of October, 2021 to Friday the 22nd day of October, 2021 at 7 p.m. to 4 a.m. on each day;

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- (c) from Saturday the 23rd day of October, 2021 at 7 p.m. to Monday the 25th day of October, 2021 at 4 a.m.;
 - (d) from Monday the 25th day of October, 2021 to Friday the 29th day of October, 2021 at 7 p.m. to 4 a.m. on each day;
 - (e) from Saturday the 30th day of October, 2021 at 7 p.m. to Monday the 1st day of November, 2021 at 4 a.m.
- (2) Subsection (1) does not prevent —
- (a) travel to the hospital, work by essential service workers or a place by a person authorized by the National Emergency Management Organization;
 - (b) a person from attending a religious ceremony on Sundays except that he or she must return to his or her residence by 1 p.m. on that day; or
 - (c) outdoor exercise, whether alone or together with family members living under the same roof.

(3) In this section, “residence” includes the enclosed yard space of the person’s home.

Expiry

9. This Order expires on the 1st day of November, 2021.

*COVID-19 (Prevention and Control)
(Physical Distancing) (No. 15) Order*

SCHEDULE 1

(Section 6(1)(a))

**BUSINESS, ESTABLISHMENT OR OFFICE TO OPEN AT
MINIMAL OPERATION**

Service/Activity	Component
Financial or Banking Services	Teller Services ATM Services Online Services Counter Services General Administration
Public or private electricity, water, telecommunications and other utility services	Counter Services Data Center General Administration
Supermarkets, minimarts, small shops, bakeries	In Store At location Delivery activities
Hardware Stores	Sale of hardware supplies
Food Supply and preparation services	Supply of raw food
Restaurants	Delivery Take-away Drive-thru
Food trucks and food stalls	Take-away
Hotel and guesthouse restaurants	Service for house guest only
Farming and Fishing Activities	Fresh fruit Raw food Local Butchers Fishing production and distribution activities
Construction	All Services

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Gas Stations and Petroleum Services	Gas station services Cooking Gas including operations and delivery Production Storage Delivery
Telecommunications Services	Operations Maintenance Counter Services Data Centre General Administration
Vending of food or agricultural produce	Operations Delivery
Automobile Garages	All Services
Automobile parts supplies services	All Services
Law Offices	All Services
Accounting Firms	All Services
Hotels	All Services
The Public Service	All services except the services specified in Schedule 2
The Judiciary	All Services

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SCHEDULE 2

(Section 6(2))

**PART I
ESSENTIAL SERVICES**

Health Services	Hospital Clinic Public and Private Pharmacies Medical Shops Dialysis Centre Diagnosis and Lab Services Private Doctor practices Veterinary Services
Police Fire Emergency Services Safety and Security Private Security	All Services
Public Transportation and Taxi Services	All Services
The Public Service	Immigration Customs and Excise Department Department of Infrastructure Department of Transport
The National Emergency Management Organization	All Services
Sanitation and Solid Waste Management Services	Collection Disposal Cleaning operations
Air and Sea Ports	Airport operations, subject to travel restrictions Cargo Services Port Police Security Airport Transfers General Administration

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Customs Brokerage Courier Services Online Commerce	Operations Delivery
Broadcasting and Media	Production Operations and Information Dissemination
Postal Services	All Services
Public or private electricity, water, telecommunications and other utility services	Production Operation Repairs Maintenance
Cleaning services	All Services

**PART II
BUSINESS, ESTABLISHMENT OR OFFICE**

Manufacturing	All Services
COVID-19 Certified Accommodation Provider	All Services
Call Centers	All Services
Farming Activities	All activities carried out by a farmer registered with the Ministry of Agriculture and who presents the identification card issued on registration
Fishing Activities	All activities carried out by a fisherman licensed under the Fisheries Act, Cap. 7.15

Made this 14th day of October, 2021.

MOSES JN. BAPTISTE,
Minister responsible for health.

Price Control (Amendment) (No. 15) Order

SAINT LUCIA

STATUTORY INSTRUMENT, 2021, No. 165

[14th October, 2021]

In exercise of the power conferred under section 29 of the Distribution and Price of Goods Act, Cap. 13.09, the Minister responsible for commerce makes this Order:

Citation and commencement

1. This Order may be cited as the Price Control (Amendment) (No. 15) Order, 2021.

Amendment of Schedule

2. The Schedule of the Price Control Order, No. 54 of 2008 is amended in Section B by inserting under the heading “Goods” the goods specified in the Schedule to this Order and the corresponding “Maximum Price for Ex. Factory Depot, Warehouse Delivery Vehicle or Farm”, “Maximum Wholesale Price” and “Maximum Retail Price”.

*Price Control (Amendment) (No. 15) Order***SCHEDULE**

(Section 2)

Goods	Maximum Price for Ex. Factory Depot, Warehouse Delivery Vehicle or Farm	Maximum Wholesale Price	Maximum Retail Price
REFINED SUGAR Refined Sugar (per bag of 44 lbs.)	EC\$41.90	EC\$44.00	EC\$1.10 per lb.
Refined Sugar (per bag of 125 lbs.)	EC\$119.05	EC\$125.00	EC\$1.10 per lb.

Made this 14th day of October, 2021.

EMMA HIPPOLYTE,
Minister responsible for commerce.