

IN THE MATTER OF the *Public Health Act*, RSPEI 1988, c P-30.1 (the “Act”)

TRAVEL RESTRICTIONS ORDER

WHEREAS a state of public health emergency was declared in Prince Edward Island on March 16, 2020 as a result of the COVID-19 pandemic pursuant to Order in Council EC2020-174, and continued on April 15, 2020 by Order in Council EC2020-254, on May 15, 2020 by Order in Council EC2020-305, on June 15, 2020 by Order in Council EC2020-350, on July 14, 2020 by Order in Council EC2020-435, on August 14, 2020 by Order in Council EC2020-488, on September 13, 2020 by Order in Council EC2020-542, on October 13, 2020 by Order in Council EC2020-603 and on November 12, 2020 by Order in Council EC2020-649, on December 12, 2020 by Order in Council EC2020-724, on January 11, 2021 by Order in Council EC2021-1, on February 10, 2021 by EC2021-71, on March 12, 2021 by Order in Council EC2021-138 and on April 11, 2021 by Order in Council EC2021-271;

AND WHEREAS in consultation with the Lieutenant Governor in Council, I believe it is reasonably necessary to impose restrictions on travel into the Province in order to protect the health of the population;

AND WHEREAS pursuant to subsection 49(2) of the Act, I, as the Chief Public Health Officer, may take special measures to protect the public health of the population of Prince Edward Island;

AND WHEREAS pursuant to clause 49(2)(e) of the Act, I, as the Chief Public Health Officer, may order persons to refrain from travelling to or from any area of the province or on any road, street or highway;

AND WHEREAS pursuant to clause 49(2)(g) of the Act, I, as the Chief Public Health Officer, may order any measure the Chief Public Health Officer reasonably believes is necessary for the protection of the health of the population during the public health emergency;

AND WHEREAS the Government of Canada has imposed restrictions on travel into Canada pursuant to section 58 of the *Quarantine Act* (Canada) with limited exemptions;

AND WHEREAS the reasons for the order are the global COVID-19 pandemic, the health risks posed by the pandemic, including the health risks posed by any new variants of the virus causing COVID-19, exists or may exist in the Province, the necessity to prevent, decrease or eliminate those health risks and the capacity of the Province’s public health and health care systems;

AND WHEREAS pursuant to subsection 56(1) of the Act, I, as the Chief Public Health Officer, may require any person to provide information that the Chief Public Health Officer reasonably considers necessary to:

- (a) assess the threat that a disease presents to public health and plan for and address the threat; or
- (b) evaluate and monitor the health and safety of the general public;

NOW THEREFORE, pursuant to my authority under subsections 49(2) and 56(1) of the Act, I hereby order as follows.

Definitions

1. In this Order:

- (a) "Atlantic Canada" means the provinces of New Brunswick, Newfoundland and Labrador, Nova Scotia and Prince Edward Island.
- (b) "Atlantic Canada Red Zone" means any region or geographical area within Atlantic Canada designated as an area of increased COVID-19 risk by the Chief Public Health Officer on a list that is available to the public, as updated from time to time;
- (c) "family" means, in relation to an individual, a person who is a spouse, common-law partner, child, stepchild, ward, parent, step-parent, guardian, foster parent, person standing in loco parentis, grandchild, brother, sister, grandparent, great grandparent, mother-in-law, father-in-law, daughter-in-law, son-in-law, sister-in-law, brother-in-law, aunt, uncle, niece or nephew to the individual;
- (d) "household" means the persons who normally reside with an individual;
- (e) "negative test result for COVID-19" means, in relation to an individual, a negative result for a COVID-19 molecular test that was performed on a specimen collected from the individual no more than 72 hours prior to the date of the individual entering the Province, which test result must contain
 - (i) the individual's name and date of birth;
 - (ii) the name and civic address of the facility that administered the test;
 - (iii) the date the test was performed;
 - (iv) the type of test that was performed; and
 - (v) the test result;
- (f) "ordinarily present" means present in the Province for six months or more, and includes transient persons who have not been resident in another province or country for six months or more if they have been resident in the Province continuously for three months or more;
- (g) "outside Atlantic Canada", in relation to an individual, means being outside Atlantic Canada in the 14 days or less prior to travelling into the Province;
- (h) "peace officer" includes a police officer or any other person designated or appointed as a peace officer under any law of Prince Edward Island;
- (i) "resident" means a person who is legally entitled to be or to remain in Canada, makes their home in the Province and is ordinarily present in the Province;

- (j) "seasonal resident" means a person who is a resident of a Canadian province or territory other than Prince Edward Island or a Canadian citizen, and who owns, for seasonal use, residential property or a mobile home as defined in subsections 1(o) and 1(h)(i) the *Real Property Assessment Act*, R.S.P.E.I. 1988, Cap. R-4;
- (k) "work" means, for the purposes of this Order, the paid employment performed by a person at the work location provided to a public health official.

Arriving on and travelling into Prince Edward Island

2. Every person arriving on Prince Edward Island at any and all points of entry, including by motor vehicle, airplane, helicopter, marine vessel, or otherwise, shall stop when instructed to do so by a peace officer or public health official, answer any such questions, provide such information (including a negative test result for COVID-19) and undergo such examinations as required by a peace officer, a public health official, or any person assigned by the Chief Public Health Officer to conduct questioning and examinations.
3. Every person who travels into the Province must comply with all applicable orders and directions issued by the Chief Public Health Officer, including the COVID-19 Prevention and Self-Isolation Order, as may be amended from time to time. These orders can be found at:

<https://www.princeedwardisland.ca/en/topic/public-health-orders>
4. Except as permitted under sections 6, 7 and 8 of this Order, all persons arriving at the Province are prohibited from traveling into the Province from any of the following areas:
 - (a) the highway at the entrance to the Confederation Bridge;
 - (b) the highway at the entrance to the Wood Islands ferry terminal;
 - (c) the highway at the entrance to the Souris ferry terminal;
 - (d) the highway or street at the entrance to the Charlottetown airport;
 - (e) any port, harbour, wharf, launching, beach, and any part of the shoreline of the Province; and
 - (f) any and all other points of entry to the Province.
5. Where any person travels into Prince Edward Island in contravention of this Order, a peace officer is hereby authorized and directed to return that person to an interprovincial border and require the person to leave the Province immediately, or at such a time as may be directed.
6. The following persons may travel into the Province:
 - (a) residents of Prince Edward Island ("PEI resident");

- (b) commercial vehicle drivers delivering goods (driving a commercial vehicle with a gross weight of over 4,500 kilograms);
 - (c) persons travelling for the sole purpose of travelling to or from the Magdalen Islands, Quebec who have a letter authorizing travel from the Province of Quebec and, if travelling to the Magdalen Islands, a reservation for the CMTA ferry to the Magdalen Islands either the same day or following day.
7. Subject to section 8, the following persons may travel into the Province with a letter of approval issued by a public health official:
- (a) persons travelling to perform work in the Province from within Atlantic Canada, except from an Atlantic Canada Red Zone;
 - (b) persons travelling to perform work in the Province, after travel outside Atlantic Canada or from an Atlantic Canada Red Zone, who provide a negative test result for COVID-19;
 - (c) Canadian citizens or permanent residents of Canada who are permanently relocating to reside in the Province for work or education who provide a negative test result for COVID-19;
 - (d) persons travelling for emergency medical purposes, including patients and persons necessary to travel with patients, and persons accompanying animals for emergency services at the Atlantic Veterinary College;
 - (e) persons exercising or facilitating custody or access with children under the terms of a written agreement or court order regarding custody, access or parenting;
 - (f) Canadian citizens or permanent residents of Canada who are family of a PEI resident, and members of that family's household, who are travelling into the Province from within Atlantic Canada, except from an Atlantic Canada Red Zone, to connect with the PEI resident for necessary support of the PEI resident ;
 - (g) persons travelling to participate in an in-person court proceeding in the Province whether the accused, victim, witness or party in such proceeding;
 - (h) persons travelling to attend a school in Prince Edward Island that is an *Education Act*, R.S.P.E.I. 1988 Cap. E-.02 public school, a *Private Schools Act*, R.S.P.E.I. 1988 Cap. P-20.01 private school or a post-secondary education and training institution that is listed as a Designated Learning Institution for Prince Edward Island by the Government of Canada for the purposes of any order issued under section 58 of the *Quarantine Act (Canada)*;
 - (i) persons travelling to drop off a student enrolled in a school or institution referred to in clause (h) or to pick up the student from that school or institution, if the person leaves the Province after the drop-off or pick-up;
 - (j) persons travelling after May 17, 2021 for the following reasons:
 - (i) Canadian citizens or permanent residents of Canada who are permanently relocating to reside in the Province for a reason other than for work or education;

- (ii) seasonal residents and members of their household travelling into the Province;
 - (iii) Canadian citizens or permanent residents of Canada who are family of a PEI resident, and members of that family's household, who are travelling into the Province from outside Atlantic Canada or travelling from an Atlantic Canada Red Zone, to connect with the PEI resident or to stay at an unoccupied residence of the PEI resident;
 - (iv) Canadian citizens or permanent residents of Canada who are family of a PEI resident, and members of that family's household, who are travelling into the Province from within Atlantic Canada, except from an Atlantic Canada Red Zone, to connect with the PEI resident for a purpose other than as described in clause 7 (f) or to stay at an unoccupied residence of the PEI resident; or
 - (v) Canadian citizens or permanent residents of Canada who are family of a seasonal resident, and members of that family's household, who are travelling to stay at the residence, as described in 1 (j), of the seasonal resident;
- (k) persons travelling in exceptional circumstances or on compassionate grounds, as determined by the Chief Public Health Officer or her designate, subject to conditions that may be imposed by the Chief Public Health Officer or her designate.
8. Persons travelling under section 7 of this Order are prohibited from travelling into the Province without a letter of approval issued by a public health official. A letter of approval under this Order will not be issued by a public health official to a person who:
- (i) is unable to demonstrate, to a public health official, that the person is travelling under clause (a) to (k) of section 7;
 - (ii) has symptoms of COVID-19 or a diagnosis of COVID-19;
 - (iii) is a close contact of someone who has symptoms of COVID-19 or a diagnosis of COVID-19;
 - (iv) is a person travelling under clause 7 (j) who is travelling into the Province before May 17, 2021; or
 - (v) is a person subject to a federal, provincial or local public health order requiring them to remain in isolation in another jurisdiction.

General

9. This Order:
- (a) revokes and replaces my order of April 19, 2021;
 - (b) is effective on April 24, 2021 at 8:01 a.m, except where stated in this Order to have retroactive effect; and

- (c) shall remain in effect for the duration of the public health emergency in the Province, unless earlier amended or revoked.
10. For greater certainty, nothing in this Order limits the operation of the Act or its regulations or restricts the ability of the Chief Public Health Officer to issue public health orders or other orders or directives, as necessary.

TAKE NOTICE THAT any person who has any questions or inquiries about this Order, or who wishes to apply for an approval or exemption related to this Order, can contact Public Safety at publicsafety@gov.pe.ca and can obtain a copy of this order from <https://www.princeedwardisland.ca/en/topic/public-health-orders>. Failure to comply with this Order is an offence for which you may be liable on summary conviction in accordance with section 66 of the Act.

DATED at Charlottetown in Queens County, Province of Prince Edward Island this 26th day of April, 2021.



Dr. Heather Morrison
Chief Public Health Officer