

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;

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, 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:

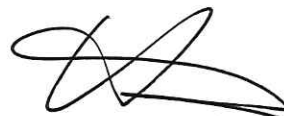
- (a) "household" means the persons who normally reside with an individual.
 - (b) "ordinarily present" means present in the Province for six months or more, and includes transient persons who have not been resident in another province or country for six months or more if they have been resident in the Province continuously for three months or more.
 - (c) "peace officer" includes a police officer or any other person designated or appointed as a peace officer under any law of Prince Edward Island.
 - (d) "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.
 - (e) "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*, RSPEI 1988, c R-4;
 - (f) "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.
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, and answer any such questions 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. Except as permitted under section 5 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.
4. 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.
5. Subject to section 6, the following persons may travel into the Province:

- (a) residents of Prince Edward Island;
 - (b) commercial vehicle drivers delivering goods (driving a commercial vehicle with a gross weight of over 4,500 kilograms);
 - (c) persons travelling for the purposes 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;
 - (d) persons travelling to perform work in the Province;
 - (e) Canadian citizens or permanent residents of Canada who are permanently relocating to the Province to reside in the Province;
 - (f) 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;
 - (g) persons exercising or facilitating custody or access with children;
 - (h) seasonal residents and members of their household;
 - (i) persons travelling to participate in a legal proceeding in the Province whether the accused, victim, witness or party in such proceeding;
 - (j) 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.
6. Persons travelling under clauses 5(d) to (j) 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 issued by a Public Health Official will not be issued to a person who:
- (i) has symptoms of COVID-19 or a diagnosis of COVID-19;
 - (ii) is a close contact of someone who has symptoms of COVID-19 or a diagnosis of COVID-19; or
 - (iii) is subject to a federal, provincial or local public health order requiring them to remain in isolation in another jurisdiction.
7. 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>
8. This Order:
- (a) revokes and replaces my order of November 24, 2020;

- (b) is effective on December 4, 2020 at 12:01 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.
9. 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 4th day of December, 2020.



Dr. Heather Morrison
Chief Public Health Officer