

**Version
as at 20 October 2022**



**COVID-19 Public Health Response (Air Border)
Amendment Order (No 6) 2022
(SL 2022/256)**

COVID-19 Public Health Response (Air Border) Amendment Order (No 6) 2022: revoked, at 12.01 am on 20 October 2022, pursuant to clause 3 of the COVID-19 Public Health Response (Air Border) Order Revocation Order 2022 (SL 2022/275).

This order is made by the Minister for COVID-19 Response under sections 11 and 15(1) of the COVID-19 Public Health Response Act 2020 in accordance with section 9 of that Act.

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Note

The Parliamentary Counsel Office has made editorial and format changes to this version using the powers under subpart 2 of Part 3 of the Legislation Act 2019.

Note 4 at the end of this version provides a list of the amendments included in it.

This order is administered by the Ministry of Health.

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Order

1 Title

This order is the COVID-19 Public Health Response (Air Border) Amendment Order (No 6) 2022.

2 Commencement

This order comes into force at 11.59 pm on 12 September 2022.

3 Principal order

This order amends the COVID-19 Public Health Response (Air Border) Order 2021.

4 Clause 4 amended (Interpretation)

In clause 4, revoke the definitions of **associate, board a flight, COVID-19 test, group 1 country, group 2 country, group 3 country, health practitioner, high risk infringement offence, Isolation and Quarantine Order, key safety standards, medical attendant, medical practitioner, medium risk infringement offence, New Zealand citizen, overseas-qualified medical practitioner, place of isolation or quarantine, place of self-isolation, Police escort, relevant family member, relevant worker, route safety plan, scheduled international air service, and specified 14-day period.**

5 Clause 7 amended (COVID-19 provisions apply to person if specified in COVID-19 border requirements schedule that applies to them)

- (1) Replace clause 7(2) and (3) with:

- (2) A COVID-19 provision applies to a person only if it is specified in a COVID-19 border requirements schedule that applies to that person.
 - (2) In clause 7(4)(a), delete “or provision”.
 - (3) Revoke clause 7(5)(d) and (e).
 - (4) Replace clause 7(5)(h) with:
 - (h) Schedule 14 is for general travellers.
 - (5) In clause 7(6), delete “, which may depend on the countries they have been in during the fortnight before they travelled to New Zealand (and, for that purpose, groups of countries are set out in Schedule 2)”.
- 6 Subpart 1 of Part 1 revoked**
Revoke subpart 1 of Part 1.
- 7 Clauses 13 to 22 revoked**
Revoke clauses 13 to 22.
- 8 Clause 25 revoked (Must provide self-isolation information at certain times)**
Revoke clause 25.
- 9 Clauses 27 and 28 revoked**
Revoke clauses 27 and 28.
- 10 Clause 30 amended (Must produce evidence of compliance with COVID-19 provisions)**
Revoke clause 30(5).
- 11 Clauses 32 to 38 revoked**
Revoke clauses 32 to 38 and the cross-heading above clause 32.
- 12 Subpart 3 of Part 1 revoked**
Revoke subpart 3 of Part 1.
- 13 Part 2 revoked**
Revoke Part 2.
- 14 Clause 58 amended (Director-General may grant exemptions)**
Revoke clause 58(1)(aaa) to (c).
- 15 Clause 59 amended (Director-General may specify matters by notice)**
 - (1) In clause 59(4), replace “exemptions” with “notices”.
 - (2) In clause 59(5),—

- (a) replace “An exemption” with “A notice”; and
 - (b) replace “an exemption” with “a notice”; and
 - (c) replace “exemptions” with “notices”; and
 - (d) replace “the exemption” with “the notice”.
- (3) In clause 59(6),—
- (a) replace “the exemption” with “the notice” in each place; and
 - (b) replace “exemptions” with “notices”.

16 Schedule 1 amended

In Schedule 1,—

- (a) insert the Part set out in the Schedule of this order as the last Part; and
- (b) make all necessary consequential amendments.

17 Schedule 2 revoked

Revoke Schedule 2.

18 Schedule 3 amended

In Schedule 3, revoke the item relating to persons arriving on foreign military craft.

19 Schedule 4 amended

- (1) In Schedule 4, Part 2, revoke the item relating to clause 8 and the heading above that item.
- (2) In Schedule 4, Part 2, revoke the item relating to clause 13 and the heading above that item.
- (3) In Schedule 4, Part 2, revoke the items relating to clauses 16A, 17, and 28.
- (4) In Schedule 4, Part 2, revoke the item relating to clause 37 and the heading above that item.
- (5) In Schedule 4, Part 2, revoke the item relating to clause 39 and the heading above that item.

20 Schedule 5 amended

- (1) In Schedule 5, Part 2, revoke the item relating to clause 8 and the heading above that item.
- (2) In Schedule 5, Part 2, revoke the items relating to clauses 10A, 16A, 17, and 28.
- (3) In Schedule 5, Part 2, revoke the item relating to clause 13 and the heading above that item.
- (4) In Schedule 5, Part 2, item relating to clause 24, revoke the item in the third column.

- (5) In Schedule 5, Part 2, revoke the item relating to clause 37 and the heading above that item.
- (6) In Schedule 5, Part 2, revoke the item relating to clause 39 and the heading above that item.

21 Schedule 6 amended

- (1) In Schedule 6, Part 1, guidance note, delete “This may depend on the countries the person has been in during the specified 14-day period.”
- (2) In Schedule 6, Part 2, revoke the item relating to clause 16A and the heading above that item.
- (3) In Schedule 6, Part 2, revoke the items relating to clauses 17, 18, and 28.
- (4) In Schedule 6, Part 2, revoke the item relating to clause 39 and the heading above that item.

22 Schedules 7 and 8 revoked

Revoke Schedules 7 and 8.

23 Schedule 10 amended

- (1) In Schedule 10, Part 1, revoke clause 1(c).
- (2) In Schedule 10, Part 2, revoke the item relating to clause 8 and the heading above that item.
- (3) In Schedule 10, Part 2, revoke the item relating to clause 18 and the heading above that item.
- (4) In Schedule 10, Part 2, revoke the item relating to clause 28.
- (5) In Schedule 10, Part 2, revoke the item relating to clause 37 and the heading above that item.
- (6) In Schedule 10, Part 2, revoke the item relating to clause 39 and the heading above that item.

24 Schedules 11 to 13 revoked

Revoke Schedules 11 to 13.

25 Schedule 14 amended

- (1) In the Schedule 14 heading, delete “—Z”.
- (2) In Schedule 14, Part 2 heading, delete “(Z)”.
- (3) In Schedule 14, Part 2, revoke the item relating to clause 8 and the heading above that item.
- (4) In Schedule 14, Part 2, revoke the items relating to clauses 10A, 13, 16A, 17, 18, 28, and 37.
- (5) In Schedule 14, Part 2, revoke the item relating to clause 35 and the heading above that item.

- (6) In Schedule 14, Part 2, revoke the item relating to clause 39 and the heading above that item.

26 Schedule 15 revoked
Revoke Schedule 15.

Schedule New Part 4 inserted into Schedule 1

cl 16

Part 4 Provisions relating to COVID-19 Public Health Response (Air Border) Amendment Order (No 6) 2022

- 5 Order as amended does not apply to persons or flights that depart before relevant amendments commence**
- (1) This clause applies if a person arrives in New Zealand at or after 11.59 pm on 12 September 2022—
- (a) on a direct flight, if it departed for New Zealand before that time; or
 - (b) on connecting flights to New Zealand, if the first connecting flight departed before that time.
- (2) This order, as in force immediately before the commencement of the amendment order, continues to apply to that person or flight until immediately after the person arrives in New Zealand.
- (3) In this clause, **amendment order** means the COVID-19 Public Health Response (Air Border) Amendment Order (No 6) 2022.

Dated at Wellington this 12th day of September 2022.

Hon Dr Ayesha Verrall,
Minister for COVID-19 Response.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order amends the COVID-19 Public Health Response (Air Border) Order 2021 (the **principal order**). It comes into force at 11.59 pm on 12 September 2022.

The principal order is amended to remove most of the restrictions, and some of the pathways, that can apply to people who arrive in New Zealand by air.

The main effects of the amendments are as follows:

- people no longer need to be vaccinated and asymptomatic before arriving in New Zealand:

- people no longer need to wear a face mask while on board their flight to New Zealand and at the airport at which they arrive:
- there is now only 1 pathway that applies to general travellers (Schedule 14 of the principal order).

Approval by resolution required

This order must be approved by resolution of the House of Representatives before the expiry of the period described in section 16(2) of the COVID-19 Public Health Response Act 2020. If this does not happen, the order is revoked on the expiry of that period.

Issued under the authority of the Legislation Act 2019.
Date of notification in *Gazette*: 12 September 2022.

Notes

1 *General*

This is a consolidation of the COVID-19 Public Health Response (Air Border) Amendment Order (No 6) 2022 that incorporates the amendments made to the legislation so that it shows the law as at its stated date.

2 *Legal status*

A consolidation is taken to correctly state, as at its stated date, the law enacted or made by the legislation consolidated and by the amendments. This presumption applies unless the contrary is shown.

Section 78 of the Legislation Act 2019 provides that this consolidation, published as an electronic version, is an official version. A printed version of legislation that is produced directly from this official electronic version is also an official version.

3 *Editorial and format changes*

The Parliamentary Counsel Office makes editorial and format changes to consolidations using the powers under subpart 2 of Part 3 of the Legislation Act 2019. See also PCO editorial conventions for consolidations.

4 *Amendments incorporated in this consolidation*

COVID-19 Public Health Response (Air Border) Order Revocation Order 2022 (SL 2022/275): clause 3