

DIRECTION

Direction notice made in accordance with Regulation 10(5) of the Public Health Protection (Coronavirus) Regulations 2020

WHEREAS the Public Health Protection Regulations 2020 ("the Regulations"), in regulation 11, impose a prohibition from entering the Island;

AND WHEREAS regulation 10(5) of the Regulations authorises the Department of Infrastructure to make a direction exempting persons who enter an exempt area that is secured for the purpose of transportation;

AND WHEREAS the areas of the Peel Breakwater, the Victoria Pier, the King Edward VIII Pier and the Battery Pier are designated areas under Orders made under section 30 of the Harbours Act 2010;

AND WHEREAS those designated areas are shown in red on the maps at Annex 1 and are areas that the Department of Infrastructure considers are secure exempt areas for the purpose of transportation ("secure exempt areas");

AND WHEREAS by Section 31 of the Harbours Act 2010 no person shall

- (a) go, with or without a vessel or vehicle, into a restricted area of a harbour except with the permission of the Department or an officer of the Department and in accordance with any conditions subject to which that permission is granted; or
- (b) remain in a restricted area after being requested to leave by the Department or an officer of the Department.

NOW, THEREFORE, I Nick Black, **Chief Executive Officer**, direct as follows:

1. If under Section 31 of the Harbours Act 2010
 - a. the Department or an officer of the Department permits the crew of a fishing vessel that is not registered in the Isle of Man, but that is in possession of a sea fishing licence issued by Department of Environment, Food & Agriculture with a permit to fish scallops ("non-Manx crew"), to enter a secure transportation area,
 - b. the non-Manx crew enters that area for the purpose only of landing catches of scallops, refuelling and remaining in a port of safe refuge,

that area is an exempt area for the purpose of regulation 10(5) of the Regulations in relation to that crew, provided that when landing catches, refuelling or remaining in the area a member of the non-Manx crew must not leave the vessel at any time,



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- with the exception of doing so for the purpose only securing or releasing a mooring line on land; and if the person leaves the vessel for such a purpose the person must immediately go back on board the vessel after securing or releasing the mooring line.
2. If under Section 31 of the Harbours Act 2010 the Department or an officer of the Department permits the crew of an Isle of Man registered fishing vessel ("Manx crew") to enter a secure transportation areas, at all times when Manx crews and non-Manx crews are simultaneously in the that area, the non-Manx crews must keep a safe distance from all other crews and moor vessels a minimum of 2 metres apart.
 3. This Direction takes effect immediately and will remain in effect until modified or discontinued.

DATED this 23rd day of December 2020, at 17:00

N J BLACK
CHIEF EXECUTIVE OFFICER
DEPARTMENT OF INFRASTRUCTURE

NOTE: Failure to comply with this direction is an offence under regulation 36 of the Public Health Protection (Coronavirus) Regulations 2020. (Maximum Penalty on summary conviction - 3 months' custody and a fine not exceeding 4 times level 5 on the standard scale.)



