

LEGAL NOTICE No. 148

REPUBLIC OF TRINIDAD AND TOBAGO

THE PUBLIC HEALTH ORDINANCE, CH. 12 No. 4

REGULATIONS

MADE BY THE MINISTER UNDER SECTION 105 AND CONFIRMED BY THE  
PRESIDENT UNDER SECTION 167 OF THE PUBLIC HEALTH ORDINANCE

THE PUBLIC HEALTH [2019 NOVEL CORONAVIRUS  
(2019-nCoV)] (NO. 2) REGULATIONS, 2023

1. These Regulations may be cited as the Public Health [2019 Novel  
Coronavirus (2019-nCoV)] (No. 2) Regulations, 2023.

2. In these Regulations—

Interpretation

“Act” means the Public Health Ordinance;

“face covering” means a covering of any type which covers the  
nose, mouth and chin of the person wearing it;

“medical clinic” means an organised medical service which  
provides diagnostic, preventative and therapeutic services on  
an out-patient basis, including dental services; and

3. (1) No person shall, without reasonable excuse, be at a—

Requirement  
to wear masks  
in private or  
public hospital  
Chap. 29:03

(a) private hospital registered under the Private Hospitals  
Act;

(b) public hospital; or

(c) private or public medical clinic,

without wearing a facemask, face shield or face covering in a manner  
which covers his mouth, nose and chin.

(2) Where the person under this regulation is a child accompanied  
by an individual who has responsibility for the child, the individual shall  
provide and ensure that the child has and wears the face mask, face shield  
or face covering as required by this regulation.

(3) For the purposes of subregulation (1), the circumstances in  
which a person has a reasonable excuse include those where—

(a) the person cannot put on, wear or remove a face mask,  
face shield or face covering—

(i) because of any physical or mental illness or impairment,  
or disability; or

(ii) without severe distress;

- (b) the person is travelling with, or providing assistance to, another person and such other person relies on lip reading to communicate with the first person;
- (c) the person removes their face mask, face shield or face covering to avoid harm or injury, or the risk of harm or injury, to himself or others;
- (d) the person is travelling to avoid injury, or to escape a risk of harm, and does not have a face mask, face shield or face covering with him;
- (e) if it is reasonably necessary for the person to eat or drink, the person removes his face mask, face shield or face covering to eat or drink;
- (f) the person has to remove his face mask, face shield or face covering to take medication;
- (g) a request is made of that the person to remove his face mask, face shield or face covering temporarily for security and identification purposes, if necessary, for the purpose of receiving services; or
- (h) the circumstances provided for in guidelines issued by the Ministry of Health.

Schedule 2      (4) A person who contravenes this regulation commits an offence  
 Chap. 4:20      and is liable to a fixed penalty fine set out in Schedule 2 in addition to  
                      such administrative fees as may be determined by the Chief Justice under  
                      section 21A of the Summary Courts Act, and on failure to pay the fixed  
                      penalty may be liable on summary conviction to a fine of five thousand  
                      dollars and to a term of imprisonment for a term of three days.

(5) A person who wishes to challenge the issuance of a Fixed Penalty Notice under this regulation may, upon payment of the relevant penalty, appeal to a Magistrate in the District in which the fixed penalty notice was issued.

(6) Sections 105A to 105H of the Act apply to an offence under this regulation and—

- Form A                      (a) the relevant fixed penalty notice shall be in the form set  
 Schedule 1                      out as Form A in Schedule 1; and
- Schedule 2                      (b) the relevant fixed penalty shall be the fine specified in  
    Schedule 2.

Form B                      (7) For the purposes of section 105A(6) of the Act, a person filing an  
 Schedule 1                      appeal shall use the form set out as Form B in Schedule 1.



4. The Minister of Health may, for the purpose of the operation of Ministry  
these Regulations, issue such guidelines as he may deem necessary and may issue  
breach of such guidelines shall not constitute an offence. guidelines

5. The Public Health [2019 Novel Coronavirus (2019-nCoV)] Regulations, 2023 are revoked. Revocation of  
L.N. No. 84 of  
2023

6. These Regulations shall have effect from 13th May, 2023 to Duration  
31st July, 2023.

*Public Health [2019 Novel Coronavirus (2019-nCoV)]  
(No. 2) Regulations, 2023*

ORIGINAL

SCHEDULE 1—FORM A



REPUBLIC OF TRINIDAD AND TOBAGO  
THE PUBLIC HEALTH ORDINANCE, CH. 12 No. 4

**A**

(Sections 105, 105A, 105B and 105C)

## PUBLIC HEALTH FIXED PENALTY NOTICE

DATE AND TIME		dd/mm/yyyy		a.m./p.m.	
LOCATION					
<b>VIOLATION</b>	<input type="checkbox"/> Failure to wear mask* in a public hospital or private hospital		<input type="checkbox"/> Failure to wear mask* in a public or private medical clinic		<b>HOW TO PAY THIS FINE</b>  This penalty must be paid to the District Courts or if the violator is under the age of 18, to the Children Court.  To get instructions on how to pay, contact the Court by:  Telephone: <b>224-5182</b>  Or Email: <b>health.fine@ttlawcourts.org</b>  Or go to the website: <b>https://CourtPay.ttlawcourts.org</b>
	<input type="checkbox"/> Failure to ensure child wears mask* in a public hospital or private hospital		<input type="checkbox"/> Failure to ensure child wears mask* in a public or private medical clinic		
<b>VIOLATOR INFORMATION</b>	Name				
	Sex		<input type="checkbox"/> Male		<input type="checkbox"/> Female
	Date of Birth		dd/mm/yyyy		
	Address (Line 1)				
	(Line 2)				
	(Line 3)				
	(Line 4)				
	Phone number(s)				
	Email				
	ID:-DP/PP/ID card				
ID:-other					
Number of previous violations		<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3	<input type="checkbox"/> More than 3
<b>IF UNDER 18, PARENTAL INFO</b>	Name of Responsible Adult				
	Address				
	Phone number(s)				
	Email				
	Adult's (DP/PP/ID)				
I affirm that the personal information I have provided is accurate.					
Signed: _____					
<b>PENALTY</b>	Fixed Penalty Amount				
	Details of violation				
<b>POLICE INFO</b>	Name				
	Rank and Number				
	Officer's Signature				
<b>TO BE COMPLETED BY VIOLATOR WHEN BEING PAID:</b>  Name: _____  Date: _____  Amount: _____  If you pay this fine within 14 days of the date of the notice, you may appeal to the Magistrate in the District. <b>Sec. 105A(6).</b>  <b>COURT LOCATIONS:</b>  *Trinidad North District Court: Corner of St.Vincent and Duke Streets Port-of-Spain  *Trinidad South District Court: Court Street, San Fernando  *Tobago District Court: Bacolet Street, Scarborough  *Children Court North: 6, Elizabeth Street, St. Clair Port-of-Spain  *Children Court South: Corner Delhi and Fyzabad Main Road  *Children Court Tobago: Bacolet Street, Scarborough  <b>*In this form "mask" means face mask , face shield or face covering</b>					
If you fail to pay the fixed penalty before the end of fourteen (14) days from the above date you are hereby required to appear before the ..... District Court/Children Court on <b>Tuesday</b> the ..... day of ....., 20 ..... at 9.00 a.m. as the defendant in this matter. You are expected to appear by virtual hearing. To make arrangements for this, <b>you are required to contact the court on or before the Thursday prior to the date of hearing.</b> It is your responsibility to make arrangements to ensure your appearance. <b>If you fail to appear an order may be made in your absence.</b> If you are under the age of 18 years, you must be accompanied by your parent/guardian/person with responsibility for you, who is also responsible for ensuring that arrangements are made for you to appear. <b>If you fail to appear an order may be made in your absence.</b>					

*Public Health [2019 Novel Coronavirus (2019-nCoV)]  
(No. 2) Regulations, 2023*

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SCHEDULE 1—FORM B



REPUBLIC OF TRINIDAD AND TOBAGO  
PUBLIC HEALTH ORDINANCE CH. 12 No. 4

Sections 105, 105A, 105B and 105C

**NOTICE OF APPEAL OF FIXED PENALTY NOTICE**  
*[Pursuant to section 105A(6)]*

TAKE NOTICE that the applicant (being the person to whom the Fixed Penalty Notice was issued/being an interested party/parent/guardian/person with responsibility for the child) hereby appeals to the Magistrate/Children Court Master against the decision of the Constable who issued the Fixed Penalty Notice.

**Signed:**

**Name:**

**Date:**

TICKET NO.: PH		TICKET PAYMENT RECEIPT NO.:	
DATE AND TIME	dd/mm/yyyy	a.m./p.m.	
LOCATION			
<b>VIOLATION</b>	<input type="checkbox"/> Failure to wear mask* in a public hospital or private hospital	<input type="checkbox"/> Failure to wear mask* in a public or private medical clinic	
	<input type="checkbox"/> Failure to ensure child wears mask* in a public hospital or private hospital	<input type="checkbox"/> Failure to ensure child wears mask* in a public or private medical clinic	
<b>APPLICANT INFORMATION:</b>			
Name			
Sex <input type="checkbox"/> Male <input type="checkbox"/> Female			
Date of Birth dd/mm/yyyy			
Address (Line 1)			
(Line 2)			
(Line 3)			
(Line 4)			
Phone number(s)			
Email			
ID:-DP/PP/ID card			
ID:-other			
Number of previous violations	<input type="checkbox"/> 1	<input type="checkbox"/> 2	<input type="checkbox"/> 3 <input type="checkbox"/> More than 3
<b>IF UNDER 18/PERSON WITH DISABILITY, PARENT/GUARDIAN/PERSON WITH RESPONSIBILITY:</b>			
Name of Responsible Adult			
Address			
Phone number(s)			
Email			
ID of Adult DP/PP/ID			
I affirm that the personal information I have provided is accurate.			
Signed:			
<b>POLICE INFORMATION:</b>			
Name			
Rank and Number			

\*In this form "mask", means face mask, face shield or face covering.

[over]

**\*\*Reason(s) for Appealing the Fixed Penalty Notice**

I/[patient]/[child] was unable to [put on]/[wear] a mask/face shield/face covering] for one or more of the reasons set out below—

- ☐ Due to a medical, physical or mental illness or impairment, or disability which inhibits [my/his/her] ability to wear a face mask, face shield or face covering;
- ☐ [I/he/she] was travelling with/providing assistance to, a person who relies on lip reading to communicate with [me/him/her];
- ☐ I removed my face mask, face shield or face covering [he/she] removed [his/her] face mask, face shield or face covering to avoid harm or injury/or avoid the risk of harm or injury, to [me/himself/herself/others];
- ☐ [I/he/she] was travelling to avoid injury/to escape a risk of harm, and [I/he/she] did not have a face mask, face shield or face covering with [me/him/her] at the time;
- ☐ [I/he/she] removed [my/his/her] face mask, face shield or face covering to eat/drink.
- ☐ I removed [my/his/her] face mask, face shield or face covering to take medication;
- ☐ [I/he/she] removed [my/his/her] face mask, face shield or face covering temporarily for security and identification purposes as this was necessary for the purpose of receiving services;
- ☐ Other circumstances provided for in guidelines issued by the Ministry of Health.

**\*\*Select all reasons relevant to your application.**

**Please set out brief particulars for your record(s) for appeal in the area provided below.**

**Evidence in support of application:**

SCHEDULE 2

(Regulation 3)

No	OFFENCE	ENACTMENT	FIXED PENALTY
1	Failure to wear mask in a public hospital or private hospital	Regulation 3	\$2,000.00
2	Failure to wear mask in a public clinic or private medical clinic	Regulation 3	\$2,000.00
3	Failure to ensure that a child wears a mask in a public hospital or private hospital	Regulation 3	\$1,000.00
4	Failure to ensure that a child wears a mask in a public clinic or private medical clinic	Regulation 3	\$1,000.00

Made this 11th day of May, 2023.

T. DEYALSINGH  
*Minister of Health*