

TIER OF OFFENCES AND PENALTIES

TIER OF OFFENCES

PENALTY

TIER 1 OFFENCES

Three thousand dollars (\$3,000.00)

1. Offence of using a river outside of the times specified

TIER 2 OFFENCES

Five thousand dollars (\$5,000.00)

1. Failure to wear a mask in a public place
2. Failure of a person who is part of a gathering, to adhere to health protocols, including wearing a mask, maintaining a distance of 182.88 centimetres (6 feet) (“social distancing”) from another person
3. Offence of permitting a visit to a patient in a hospital or nursing home, in contravention of the restrictions
4. Contravention of restrictions applicable to the operation of a business
5. Contravention of restrictions applicable to the operation of public transportation
6. Offence of using a river for unspecified purposes
7. Offence of vending in an area not designated for vending

TIER 3 OFFENCES

Ten thousand dollars (\$10,000.00)

1. Failure of a person to remain at an abode, or place of residence (including the yard) during a curfew

2. Failure of a person who is ill with a respiratory illness or flu-like illness to remain at home until recovered

TIER 4 OFFENCES

Twenty thousand dollars (\$20,000.00)

1. Operating a gym outside of the times specified
2. Offence of holding a small outdoor event
3. Failure by operator in the business outsourcing sector to furnish daily report to the Director-General
4. Offence of publishing information which discloses the identity of –
 - (a) a person who has tested positive for, or who is suspected to have SARS CoV-2 (Coronavirus COVID-19, or another person who is a family member of that person; or
 - (b) a person conducting any health examination, contact tracing or health investigation, in respect of any person mentioned in paragraph (a)

TIER 5 OFFENCES

Twenty-five thousand dollars (\$25,000.00)

1. Failure to comply with a direction given or requirement imposed under Regulations made under this Act or by –
 - (a) a Medical Officer (Health), a Medical officer, a public health officer or a nurse registered under the Nurses and Midwives Act; or
 - (b) an authorized officer, to remain at an abode or place of residence or in quarantine.

2. Failure of a person seeking to enter Jamaica, who is ordinarily resident in Jamaica, to remain in quarantine or to comply with the
 - (a) directions given and requirements imposed by an authorized officer; or
 - (b) provisions of the regulations
3. Offence of being a part of a gathering that exceeds the specified number of persons
4. Contravention of requirements applicable to seafarers

TIER 6 OFFENCES

Thirty thousand dollars (\$30,000.00)

1. Failure of person who is not ordinarily resident in Jamaica or who is a tourist (who is permitted to enter Jamaica on condition of staying in the Resilient Corridor) to stay in the Resilient Corridor
2. Failure of person who is not ordinarily resident in Jamaica or who is a tourist, to comply with directions given or requirements imposed by an authorized officer
3. Offence of employer who –
 - (a) requires an employee who exhibits flu-like symptoms or respiratory symptoms to attend for work; or
 - (b) fails to report to the Ministry responsible for health and wellness, that an employee who attended at work is exhibiting flu-like symptoms or respiratory symptoms

TIER 7 OFFENCES

Fifty thousand dollars (\$50,000.00)

1. Failure of person who is ill

with SARS-CoV-2 (Coronavirus COVID-19) to remain in quarantine

2. Failure of an employer to comply with the specified workplace requirements

TIER 8 OFFENCES

One hundred Thousand Dollars (\$100,000.00)

1. Offence of conducting funeral or other worship service, burial, or wedding ceremony in contravention of specified requirements
2. Offence of holding crusade, conference or convention outside of time specified
3. Offence of operating a bar outside of the times specified
4. Failure to comply with the requirements for bars having a town retail licence, town-off licence, tavern licence or a village licence under the *Spirit Licence Act*

TIER 9 OFFENCES

Two hundred and fifty thousand dollars (\$250,000.00)

1. Offence of operating beach, zoo or park outside of the times specified
2. Failure to comply with the requirements for the operation of a beach, zoo, park, gym, bar, nightclub, daycare centre or an establishment offering dining facilities for the consumption of food or beverages
3. Offence of operating an Amusement arcade in contravention of the requirements specified

4. Failure to comply with the requirements for bars having a hotel licence or a special licence under the *Spirit Licence Act*

TIER 10 OFFENCES

Five hundred thousand dollars (\$500,000.00)

1. Offence of operating a hotel or resort cottage that is not –
 - (a) licensed under the Tourist Board Act;
 - (b) certified by the Tourism Product Development Company; or
 - (c) located within the area of the Resilient Corridor
2. Failure to operate a hotel or resort cottage in accordance with the *COVID-19 Ministry of Tourism Health and Safety Protocols – Protocols for the Jamaica Tourism Sector 2020*
3. Offence of operating a bar, nightclub, amusement arcade, amusement park, water park or water attraction or other place of amusement, during a period prohibited
4. Offence of operating an amusement park, water park or water attraction outside of the times specified
5. Offence of operating an indoor cinema, drive-in cinema or an establishment at which any theatrical play or other live artistic performance is staged or directed, in contravention of the requirements specified
6. Failure to comply –
 - (a) in the case of gaming lounges, with the *Guidelines for Operators*

of Gaming Machines – Gaming Lounges & Operators with up to 19 gaming machines Re-opening and Operating Protocols to reduce the level of risk for exposure to and spread of the Covid-19 virus, dated June 16, 2020, issued by the Betting Gaming and Lotteries Commission; and

- (b) in the case of other such establishments, with the *Re-opening and Operating protocols for Off Track Betting Parlours (OTBs) Licensed Betting Offices (LBOs), Betting Lounges & Sports Betting Outlets*, dated June 15, 2020, issued by the Betting, Gaming and Lotteries Commission, operating an establishment licensed under the Betting, Gaming and Lotteries Act

7. Offence of operating a business in the business outsourcing sector, that is not certified by the Director-General
8. Failure by an operator of a business in the business outsourcing sector to comply with the workplace requirement specified