



## COVERSHEET

<b>Minister</b>	Hon Chris Hipkins	<b>Portfolio</b>	COVID-19 Response
<b>Title of Cabinet paper</b>	Amendments to the COVID-19 Public Health Response (Managed Isolation and Quarantine Charges) Regulations 2020	<b>Date to be published</b>	2 March 2022

### List of documents that have been proactively released

<b>Date</b>	<b>Title</b>	<b>Author</b>
November 2021	Amendments to the COVID-19 Public Health Response (Managed Isolation and Quarantine Charges) Regulations 2020	Office of the Minister for COVID-19 Response
25 November 2021	Amendments to the COVID-19 Public Health Response (Managed Isolation and Quarantine Charges) Regulations 2020 LEG-21-MIN-0210	Cabinet Office

### Information redacted

**NO**

Any information redacted in this document is redacted in accordance with MBIE's policy on Proactive Release and is labelled with the reason for redaction. This may include information that would be redacted if this information was requested under Official Information Act 1982. Where this is the case, the reasons for withholding information are listed below. Where information has been withheld, no public interest has been identified that would outweigh the reasons for withholding it.



# Cabinet Legislation Committee

## Minute of Decision

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### Amendments to the COVID-19 Public Health Response (Managed Isolation and Quarantine Charges) Regulations 2020

Portfolio                      COVID-19 Response

On 25 November 2021, the Cabinet Legislation Committee:

- 1        **noted** that on 15 September 2021, the Cabinet Business Committee agreed to a number of minor and technical amendments to the COVID-19 Public Health Response (Managed Isolation and Quarantine Charges) Regulations 2020, including:
  - 1.1      allowing the Ministry of Business, Innovation and Employment (MBIE) to issue invoices to returnees any time after they enter managed isolation or quarantine (MIQ);
  - 1.2      charging families of up to 12 people based on their travel group as registered in the Managed Isolation Allocation System;
  - 1.3      widening the definition of who is considered a ‘family member’;
  - 1.4      amending the list of groups exempted from MIQ charges;
  - 1.5      clarifying the definition of a ‘supporting agency’ to include a New Zealand-based industry body (such as Horticulture New Zealand in the case of Recognised Seasonal Employees);
  - 1.6      clarifying that the ‘first person in a room’ is the adult who would be charged the least;
  - 1.7      creating a new Ministerial power to exempt classes of people from MIQ charges in specific circumstances;

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- 2        **agreed** to extend the new Ministerial power to exempt classes of people from MIQ charges to include where people enter New Zealand as part of, or for the purpose of assisting with, an international humanitarian relief event, where the Minister of COVID-19 Response deems it appropriate;
- 3        **noted** that the Minister for COVID-19 Response has agreed to delegate authority to the Chief Executive of MBIE to send invoices to groups of ‘other critical workers’ where an organisation has agreed to pay on their behalf;

- 4 **noted** that the COVID-19 Public Health Response (Managed Isolation and Quarantine Charges) Amendment Regulations (No 4) 2021 give effect to above decisions;
- 5 **authorised** the submission to the Executive Council of the COVID-19 Public Health Response (Managed Isolation and Quarantine Charges) Amendment Regulations (No 4) 2021 [PCO 24175/8.0];
- 6 **noted** that the Amendment Regulations will come into force on 23 December 2021;
- 7 **noted** that section 32B and 32C of the of the COVID-19 Public Health Response Act 2020 require that, before making regulations which set charges for MIQ, the responsible Minister must be satisfied of the following matters:
- 7.1 the charges concerned relate to managed isolation or quarantine facility (MIQF) costs (including direct and indirect costs);
  - 7.2 the prescribed charges recover from any class of persons no more than an estimate of the actual and reasonable MIQF costs incurred in relation to that class (including both direct and indirect costs); and
  - 7.3 there is appropriate provision to grant relief from the payment of the prescribed charges in circumstances where payment of the charges would cause undue financial hardship; and
  - 7.4 the prescribed charges do not limit or are justified limits on the rights and freedoms in the New Zealand Bill of Rights Act 1990.
- 8 **noted** the advice of the Minister for COVID-19 Response, that this requirement has been met.

Rebecca Davies  
Committee Secretary

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**Present:**

Hon Chris Hipkins (Chair)  
Hon David Parker  
Hon Poto Williams  
Hon Kris Faafoi  
Hon Jan Tinetti  
Hon Kiri Allan  
Hon Dr David Clark  
Keiran McAnulty, MP (Senior Government Whip)

**Officials present from:**

Office of the Prime Minister  
Officials Committee for LEG