

PROVINCE OF BRITISH COLUMBIA

ORDER OF THE MINISTER OF PUBLIC SAFETY AND
SOLICITOR GENERAL

Emergency Program Act

Ministerial Order No. M093

WHEREAS a declaration of a state of emergency throughout the whole of the Province of British Columbia was declared on March 18, 2020 because of the COVID-19 pandemic;

AND WHEREAS section 10 (1) of the *Emergency Program Act* provides that I may do all acts and implement all procedures that I consider necessary to prevent, respond to or alleviate the effects of any emergency or disaster;

I, Mike Farnworth, Minister of Public Safety and Solicitor General order that the attached Provincial Compliance Officer (COVID-19) Order is made.

March 31, 2020

Date


Minister of Public Safety and Solicitor General

(This part is for administrative purposes only and is not part of the Order.)

Authority under which Order is made:

Act and section: *Emergency Program Act*, R.S.B.C. 1996, c. 111, s. 10

Other: MO 73/2020

PROVINCIAL COMPLIANCE OFFICER (COVID-19) ORDER

Definitions

1 In this order:

“**health officer**” means the provincial health officer, an environmental health officer or a medical health officer, within the meaning of the *Public Health Act*;

“**provincial compliance officer**” means the following:

- (a) a person authorised to conduct an inspection under section 23, 84 or 89 of the *Cannabis Control and Licencing Act*;
- (b) a person authorised to conduct an inspection under section 13 or 42 of the *Liquor Control and Licencing Act*;
- (c) a person authorised to conduct an audit, inspection or investigation under Division 1 of Part 9 of the *Gaming Control Act*;

“**public health order**” means an order made by a health officer under the *Public Health Act* in respect of the COVID-19 pandemic.

Application

2 This order applies during the period that starts on the date this order is made and ends on the date on which the declaration of a state of emergency made March 18, 2020 under section 9 (1) of the Act expires or is cancelled or, if there is an extension under section 9 (4) of the Act, the date on which the last extension of that declaration expires or is cancelled.

Provincial compliance officers to provide assistance

- 3 (1) In accordance with any direction given by the minister, provincial compliance officers must provide such assistance as may be required for the purposes of enforcing public health orders, including, without limitation, the following:
- (a) monitoring facilities and areas closed to the public, or to which public access is restricted, by a public health order;
 - (b) providing warnings, information and advice to persons in respect of public health orders, including warnings to persons who may be acting in contravention of a public health order;
 - (c) providing health officers with information in respect of potential contraventions of a public health order.
- (2) In providing assistance under this section, a provincial compliance officer is not authorized to
- (a) detain an individual as a result of a contravention or suspected contravention of a public health order, or
 - (b) issue an order, fine or penalty, including an administrative penalty, under the *Public Health Act*.