

PREVENTION AND CONTROL OF DISEASE (COMPULSORY TESTING FOR CERTAIN PERSONS) REGULATION

Compulsory Testing Notice

I hereby exercise the power conferred on me by section 10(1) of the Prevention and Control of Disease (Compulsory Testing for Certain Persons) Regulation (*the Regulation*) (Chapter 599, sub. leg. J) to:—

Category of Persons

(I) specify the following category of persons ^{[Note 1]:—}

- (a) any person who had been present on the following premises in any capacity (including but not limited to full-time, part-time and relief staff, students and visitors) for more than 2 hours at any time during the period from 2 December to 15 December 2021:—
 - (1) Cannan Kindergarten (Tsuen Wan), Unit 4, 1/F, Commercial Complex, Clague Garden Estate, 28 Hoi Shing Road, Tsuen Wan, New Territories, Hong Kong;
 - (2) Hong Kong Society for the Protection of Children Lam Woo Nursery School, 3/F, Fu Heng Neighbourhood Community Centre, Fu Heng Estate, Tai Po, New Territories, Hong Kong;
- (b) any person who had been present at Orange Zone of Level 5 or Orange Zone of Level 6 (Gate 25–71), Terminal 1, Hong Kong International Airport, 1 Cheong Tat Road, Chek Lap Kok, Lantau Island, New Territories, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 24 November to 27 November 2021;
- (c) any person who had been present at BaseHall, LG9, Jardine House, 1 Connaught Place, Central, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 1:00 p.m. to 3:00 p.m. on 6 December 2021;
- (d) any person who had been present at Yue Hwa Chinese Products, 301–309 Nathan Road, Yau Ma Tei, Kowloon, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 1:00 p.m. to 2:00 p.m. on 6 December 2021;
- (e) any person who had been present at Very Good Joyful Banquet, 2/F, Allied Plaza, 760 Nathan Road, Mong Kok, Kowloon, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 12:00 noon to 5:00 p.m. on 5 December 2021;
- (f) any person who had been present at Shake Shack, Shop 4018, Level 4, ifc mall, 8 Finance Street, Central, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 1:00 p.m. to 4:00 p.m. on 26 November 2021;
- (g) any person who had been present at agnès b. LA LOGGIA bis, Shop 3002–3005, Level 3, ifc mall, 8 Finance Street, Central, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 3:00 p.m. to 6:00 p.m. on 26 November 2021;
- (h) any person who had been present at Mannings Plus, Shop 2004, Level 2, ifc mall, 8 Finance Street, Central, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 2:30 p.m. to 4:30 p.m. on 26 November 2021;
- (i) any person who had been present at Brandy Melville, Shop 1098A, Level 1, ifc mall, 8 Finance Street, Central, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 2:30 p.m. to 4:30 p.m. on 26 November 2021;
- (j) any person who had been present at Central Pier No. 6, Man Kwong Street, Central, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff, passengers and visitors) at any time during the period from 11:00 a.m. to 1:00 p.m.

on 26 November 2021, from 6:00 p.m. to 8:00 p.m. on 26 November 2021, from 3:00 p.m. to 5:00 p.m. on 27 November 2021, or from 10:00 p.m. on 27 November 2021 to 0:00 a.m. on 28 November 2021;

- (k) any person who had been present at Mui Wo Ferry Pier, Mui Wo Ferry Pier Road, Mui Wo, Lantau Island, New Territories, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff, passengers and visitors) at any time during the period from 11:00 a.m. to 1:00 p.m. on 26 November 2021, from 6:00 p.m. to 8:00 p.m. on 26 November 2021, from 3:00 p.m. to 5:00 p.m. on 27 November 2021, or from 10:00 p.m. on 27 November 2021 to 0:00 a.m. on 28 November 2021;
- (l) any person who had been present at Auditoria Building, Hong Kong Cultural Centre, 10 Salisbury Road, Tsim Sha Tsui, Kowloon, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 5:00 p.m. to 7:00 p.m. on 27 November 2021;
- (m) any person who had been present at Giàbar Bistro Food & Wine Store, G/F, Wing Yau House, 53 Sai Street, Sheung Wan, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 8:00 p.m. to 11:00 p.m. on 27 November 2021;
- (n) any person who had been present at Oreryu Shio-Ramen, Shop 306, Level 3, Citygate Outlets, 18–20 Tat Tung Road, Tung Chung, Lantau Island, New Territories, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 1:00 p.m. to 4:00 p.m. on 29 November 2021;
- (o) any person who had been present at Deer Horn Restaurant & Bar, Shop 11, G/F, Mui Wo Centre, 3 Ngan Wan Road, Mui Wo, Lantau Island, New Territories, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 6:00 p.m. to 9:00 p.m. on 29 November 2021;
- (p) any person who had been present at Golden Restaurant, 1/F, East Wing, Shun Tak Centre, Sheung Wan, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 12:00 noon to 3:00 p.m. on 30 November 2021;
- (q) any person who had been present at Bahce Turkish Restaurant, Shop 19, G/F, Mui Wo Centre, 3 Ngan Wan Road, Mui Wo, Lantau Island, New Territories, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 5:00 p.m. to 8:00 p.m. on 30 November 2021;
- (r) any person who had been present at Health Foot Spa Massage, Shop C, G/F, Sea View Building, 1 Ngan Wan Road, Mui Wo, Lantau Island, New Territories, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 7:00 p.m. to 10:00 p.m. on 30 November 2021;
- (s) any person who had been present at The Wing, First, Level 7, Terminal 1 near gates 1 to 4, Hong Kong International Airport, 1 Cheong Tat Road, Chek Lap Kok, Lantau Island, New Territories, Hong Kong in any capacity (including but not limited to full-time, part-time and relief staff and visitors) at any time during the period from 8:00 a.m. to 11:00 a.m. on 2 December 2021;

Requirements and Procedure for the Test

(II) require every person who falls within the above category to undergo a polymerase chain reaction-based nucleic acid test for the coronavirus disease 2019 (*the Specified Test*) in compliance with the requirements and procedure set out below ^[Note 2]:—

- (a) for a test at mobile specimen collection stations:—
 - (i) attend one of the mobile specimen collection stations ^[Note 3] set up by the Government on or before 17 December 2021;
 - (ii) undergo the Specified Test, including providing a sample taken through combined nasal and throat swabs, in accordance with the instructions given by the staff at the stations; and

- (iii) keep the SMS (mobile phone text message) notification containing the result of the test, and provide the relevant SMS notification for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test;

OR

- (b) for a test at Community Testing Centres:—

- (i) attend one of the Community Testing Centres ^[Note 4] set up by the Government on or before 17 December 2021 during its opening hours;
- (ii) undergo the Specified Test, including providing a sample taken through combined nasal and throat swabs, in accordance with the instructions given by the staff at the centre; and
- (iii) keep the SMS (mobile phone text message) notification containing the result of the test, and provide the relevant SMS notification for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test;

OR

- (c) for a test using a specimen bottle distributed to the places specified in Part (I) above by the Centre for Health Protection (*CHP*) (only applicable to persons who fall within the category specified in Part (I)(a) above):—

- (i) obtain a specimen bottle from the CHP;
- (ii) collect relevant sample (which must not be deep throat saliva sample) in the aforesaid specimen bottle as per the guidelines in the specimen collection pack;
- (iii) return, by 19 December 2021, the specimen bottle with the sample to one of the designated collection points ^[Note 5]; and
- (iv) keep the SMS (mobile phone text message) notification containing the result of the test, and provide the relevant SMS notification for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test;

OR

- (d) for a self-arranged test:—

- (i) arrange for the carrying out of the Specified Test at a laboratory which is included in the list of recognised laboratories for the Specified Test published at the coronavirus disease 2019 thematic website on https://www.coronavirus.gov.hk/pdf/List_of_recognised_laboratories_RTPCR.pdf and which can issue SMS (mobile phone text message) notifications in respect of test results;
- (ii) undergo, by 17 December 2021, the Specified Test in accordance with the instructions given by the staff of the laboratory, including providing a sample taken through combined nasal and throat swabs; and
- (iii) keep the SMS (mobile phone text message) notification containing the result of the test, and provide the relevant SMS notification for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test;

- (III) require every person who falls within the above category to take appropriate personal disease prevention measures as far as reasonably practicable, including wearing a mask and maintaining hand hygiene; and unless for the purpose of undergoing the Specified Test, stay at his/her place of residence and avoid going out until the test result is ascertained as far as possible;

Period Specified for the Purpose of Section 14(3)(b) of the Regulation

- (IV) specify in relation to the category of persons in Part (I) above the 30-day period from 18 December 2021 to 16 January 2022 or the 30-day period from the day following the Extended Testing Period due to Inclement Weather ^[Note 6] as the period during which a Compulsory Testing Order may be issued under the Regulation upon non-compliance with

this Notice; except for the category of persons in Part (I) above who had undergone the Specified Test in accordance with the requirements and procedure as specified in Part (II)(c) above, the corresponding 30-day period for whom is from 20 December 2021 to 18 January 2022 or the 30-day period from the day following the Extended Testing Period due to Inclement Weather ^[Note 6];

Appointment of Prescribed Officers

(V) appoint members of the Auxiliary Medical Service and all public officers of the Government of the Hong Kong Special Administrative Region to perform a function under the Regulation concerning a requirement specified under this Notice ^[Note 7].

Note 1:—

If a person who falls within the category specified in Part (I) above has previously undergone the Specified Test (in compliance with the requirements and procedure (except the relevant testing deadlines) set out in Part (II) above or Note 2 below) during the period from 13 December to 15 December 2021, he/she would be taken to have complied with the requirements set out in this Notice regardless of whether or not the test was conducted for complying with this Notice.

The category of persons specified in Part (I)(a) do not include a person who has completed a COVID-19 vaccination course. For both the Sinovac COVID-19 vaccine (*CoronaVac vaccine*) and Fosun Pharma/BioNTech COVID-19 vaccine (*Comirnaty vaccine*), completion of the vaccination course in general means having received two doses of COVID-19 vaccine 14 days ago, i.e. having received the second dose of COVID-19 vaccine on or before 3 December 2021, except for persons previously infected with COVID-19 who are to receive one dose of vaccine at least 14 days ago, i.e. having received the first dose of COVID-19 vaccine on or before 3 December 2021. For persons who received COVID-19 vaccines in places outside of Hong Kong and have received the recommended dose(s) as stipulated in relevant guidelines 14 days ago, i.e. having received all of the recommended dose(s) of COVID-19 vaccine on or before 3 December 2021, they will also be regarded to have completed the vaccination course of the relevant COVID-19 vaccine, subject to the vaccine used being included on the list of vaccines recognised for specified purposes as published on https://www.coronavirus.gov.hk/pdf/list_of_recognised_covid19_vaccines.pdf.

Note 2:—

If a person who falls within the category specified in Part (I) above is issued a medical certificate by a registered medical practitioner (*relevant medical certificate*), proving that he/she is unfit to undergo the Specified Test using a sample taken through combined nasal and throat swabs in compliance with the requirements and procedure set out in Part (II) because of health reasons, then he/she may undergo the Specified Test using a deep throat saliva sample in compliance with the requirements and procedure set out below:—

- (a) for a test with a specimen bottle obtained:—
 - (i) obtain a specimen bottle from one of the 121 post offices, 47 general out-patient clinics of the Hospital Authority or vending machines set up at 20 MTR stations ^[Note 5];
 - (ii) collect deep throat saliva sample in the specimen bottle as per the guidelines provided together with the specimen bottle;
 - (iii) return, by 17 December 2021, the specimen bottle with the sample to one of the designated collection points ^[Note 5]; and
 - (iv) keep the SMS (mobile phone text message) notification containing the result of the test and the relevant medical certificate, and provide the relevant SMS notification and relevant medical certificate for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test;

OR

- (b) for a test at general out-patient clinics of the Hospital Authority:—
 - (i) undergo, by 17 December 2021, the Specified Test at general out-patient clinics of the Hospital Authority as instructed by a medical professional of the Hospital Authority; and

- (ii) keep the SMS (mobile phone text message) notification containing the result of the test and the relevant medical certificate, and provide the relevant SMS notification and relevant medical certificate for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test;

OR

- (c) for a self-arranged test using deep throat saliva sample:—
 - (i) arrange for the carrying out of the Specified Test at a laboratory which is included in the list of recognised laboratories for the Specified Test published at the coronavirus disease 2019 thematic website on https://www.coronavirus.gov.hk/pdf/List_of_recognised_laboratories_RTPCR.pdf and which can issue SMS (mobile phone text message) notifications in respect of test results;
 - (ii) undergo, by 17 December 2021, the Specified Test in accordance with the instructions given by the staff of the laboratory; and
 - (iii) keep the SMS (mobile phone text message) notification containing the result of the test and the relevant medical certificate, and provide the relevant SMS notification and relevant medical certificate for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test.

Note 3:—

The location, opening hours and target groups (if applicable) of the mobile specimen collection stations are set out in <https://www.coronavirus.gov.hk/eng/early-testing.html>.

Note 4:—

The location and opening hours of the Community Testing Centres are set out in <https://www.communitytest.gov.hk/en/>.

Note 5:—

The location and opening hours of post offices, general out-patient clinics and MTR stations distributing specimen bottles as well as the specimen collection location and time are set out in <https://www.coronavirus.gov.hk/eng/early-testing.html>.

Note 6:—

If the tropical cyclone signal No. 3 or above is hoisted, or a red/black rainstorm warning signal or “extreme conditions after super typhoons” announced by the Government is/are in force at any time during the period for undergoing the Specified Test, the period for undergoing the Specified Test will be extended for 1 day (*the Extended Testing Period due to Inclement Weather*).

Note 7:—

Under the Regulation, health officers may, without the need of an appointment, perform a function concerning a requirement under a Compulsory Testing Notice.

15 December 2021

Secretary for Food and Health