

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 categories of persons who arrive at Hong Kong, and who are three years old or above on the date of arrival at Hong Kong ^[Notes 1 and 2]:—
- (a) any person who on the day the person arrives at Hong Kong, or during the 7 days before that day (*relevant period*), has not stayed in Taiwan or any place outside China;
 - (b) any person who during the relevant period, has not stayed in Taiwan or any place outside China, but has stayed in any place set out on the List of At-risk Places under the Return2hk/Come2hk Scheme ^[Note 3] at the time of the person's arrival;
 - (c) the following persons who during the relevant period have stayed in Taiwan but have not stayed in any place outside China:—
 - (i) any person who arrived at Hong Kong via the Hong Kong International Airport; and
 - (ii) any other person apart from the category of persons in Part (I)(c)(i) above;

Requirements and Procedure for the Test

- (II) require every person who falls within the specified categories in Part (I), as provided under column (1) below, to undergo test(s) for coronavirus disease 2019 (*COVID-19*) (*the Specified Test(s)*) on the corresponding day(s) under column (2) below, in compliance with the corresponding requirements under column (3) below and/or as detailed at the Annex (whichever is applicable) ^[Note 4]:—

(1) Category of persons	(2) Specified testing date(s) ^[Note 2]	(3) Requirements of the test
(I)(a)	2	a test at Community Testing Centres/Community Testing Stations; or a self-arranged test; or a test at ad hoc mobile specimen collection stations
(I)(b)	1, 2	a test at Community Testing Centres/Community Testing Stations; or a self-arranged test; or a test at ad hoc mobile specimen collection stations
(I)(c)(i)	The day of arrival at Hong Kong	a Specified Test at the Hong Kong International Airport in accordance with the instructions given by the staff on site
(I)(c)	2 ^[Note 5]	a test at Community Testing Centres/Community Testing Stations; or a self-arranged test; or a test at ad hoc mobile specimen collection stations
	1, 2, 3, 4, 5	a test using a rapid antigen test kit

- (III) require every person who falls within the specified categories in Parts (I)(a) and (I)(b) to abide by the following requirements from the day of the person's arrival at Hong Kong to the 3rd day (both days inclusive) ^[Note 2] following the person's arrival at Hong Kong:—
- (a) monitor his or her health condition, including taking body temperature twice daily; and
 - (b) take appropriate personal disease prevention measures including wearing a mask and maintaining hand hygiene;
- (IV) require every person who falls within the specified category in Part (I)(c)(i), after undergoing the Specified Test at the Hong Kong International Airport, to proceed directly to the person's place of residence, and only leave the place of residence after the result from the test has been issued;
- (V) require every person who falls within the specified categories in Part (I)(c) to abide by the following requirements from the 1st day to the 5th day (both days inclusive) ^[Note 2] following the person's arrival at Hong Kong:—
- (a) if the person needs to leave the place of residence, must have undergone the Specified Test using a rapid antigen test kit for the day as required by Part (II), and has confirmed the negative result;
 - (b) monitor his or her health condition, including taking body temperature twice daily; and
 - (c) take appropriate personal disease prevention measures including wearing a mask and maintaining hand hygiene;

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

- (VI) specify in relation to:—
- (a) the category of persons in Part (I)(a) above the 30-day period from the 3rd day ^[Note 2] following the person's arrival at Hong Kong or the 30-day period from the day following the Extended Testing Period due to Inclement Weather ^[Note 6];
 - (b) the category of persons in Part (I)(b) above the 30-day periods from the 2nd day and the 3rd day ^[Note 2] following the person's arrival at Hong Kong or the 30-day periods from the day following the Extended Testing Period due to Inclement Weather ^[Note 6]; and
 - (c) the categories of persons in Part (I)(c) above the 30-day periods from the 2nd day, the 3rd day, the 4th day, the 5th day and the 6th day ^[Note 2] respectively following the person's arrival at Hong Kong or the 30-day periods from the day following the Extended Testing Period due to Inclement Weather ^[Note 6]

as the period(s) during which a Compulsory Testing Order may be issued under the Regulation upon non-compliance with this Notice;

Appointment of Prescribed Person

- (VII) 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].

G.N. (E.) 1149 of 2022 will be suspended upon the commencement of the above specifications on 23 December 2022.

Note 1:—

Except for a person who is designated or falls within a category of persons designated under section 4(1) of the Compulsory Quarantine of Persons Arriving at Hong Kong from Foreign Places Regulation (Chapter 599, sub. leg. E) or the Compulsory Quarantine of Certain Persons Arriving at Hong Kong Regulation (Chapter 599, sub. leg. C).

For a person who is placed under isolation by an isolation order pursuant to section 23 of the Prevention and Control of Disease Regulation (Chapter 599, sub. leg. A) (*Cap. 599A*) and a person identified as a contact of COVID-19 who is placed under quarantine by a quarantine order pursuant to section 22 of Cap. 599A between the day of his or her arrival at Hong Kong and the 5th day of his or her arrival at Hong Kong (both days inclusive), this compulsory testing notice is not applicable.

Note 2:—

The numbers denote the dates following the date of arrival at Hong Kong by the categories of persons specified in Part (I) by taking the day following the person's arrival as the 1st day. For example, for a person who arrived at Hong Kong on 1 December 2022, 2 December 2022 is the 1st day and 6 December 2022 is the 5th day.

Note 3:—

Places as set out on the List of At-risk Places under the Return2hk/Come2hk Scheme, at the time of the person's arrival, published by the Department of Health on the Government's COVID-19 thematic website at <https://www.coronavirus.gov.hk/>.

Note 4:—

If a person who falls within the category specified in Part (I) above meets any of the following criteria, that person is not required to undergo the polymerase chain reaction-based nucleic acid test Specified Test:—

- (i) the person has genuine difficulty in undergoing the polymerase chain reaction-based nucleic acid test in compliance with the requirements and procedure set out in Part (II) owing to mobility difficulties or other personal factors (such as age or health condition); or
- (ii) the person has been issued a medical certificate by a medical practitioner (*relevant medical certificate*), proving that he/she is unfit to undergo for a polymerase chain reaction-based nucleic acid test using a sample taken through a throat swab in compliance with the requirements and procedure set out in Part (II) because of health reasons; that person must produce the relevant medical certificate to a prescribed officer.

Note 5:—

Except for a person who is a registered participant of an inbound tour group for which a travel agent licensed under the Travel Industry Ordinance (Chapter 634) has registered with the Travel Industry Council of Hong Kong, and that person is to depart Hong Kong on or before the 3rd day following the person's arrival at Hong Kong ^[Note 2].

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 (for the polymerase chain reaction-based nucleic acid 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.

22 December 2022

Secretary for Health

Annex

PROCEDURE FOR THE SPECIFIED TEST(S)

Polymerase chain reaction-based nucleic acid test(s)

(1) For a test at Community Testing Centres/Community Testing Stations:—

- (a) attend one of the Community Testing Centres/Community Testing Stations ^[Note 1] set up by the Government during its opening hours on the specified testing date(s); and
- (b) undergo the Specified Test(s), including providing a sample taken through combined nasal and throat swabs or a throat swab, in accordance with the instructions given by the staff at the Community Testing Centre/Community Testing Station;

OR

(2) For a self-arranged test:—

- (a) arrange for the carrying out of the Specified Test(s) at a laboratory which is included in the list of recognised laboratories for the Specified Test published on the Government's COVID-19 thematic website at 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; and
- (b) undergo on the specified testing date(s) the Specified Test(s) in accordance with the instructions given by the staff of the laboratory, including providing a sample taken through combined nasal and throat swabs or a throat swab;

OR

(3) For a test at ad hoc mobile specimen collection stations:—

- (a) attend one of the ad hoc mobile specimen collection stations ^[Note 2] set up by the Government on the specified testing date(s); and
- (b) undergo the Specified Test(s), including providing a sample taken through combined nasal and throat swabs or a throat swab, in accordance with the instructions given by the staff at the ad hoc mobile specimen collection station;

AND

(4) keep the SMS (mobile phone text message) notification(s) containing the result(s) of the test(s) for 90 days, and provide the relevant SMS notification(s) for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Test(s).

Rapid antigen tests

(5) For a test using a rapid antigen test (*RAT*) kit:—

- (a) use RAT kits to undergo the Specified Tests as per the guidelines provided together with the RAT kits;
- (b) record the results in the health monitoring checklist; and
- (c) keep photos of the RAT test results for 90 days, and provide the photos for checking by a prescribed officer when the prescribed officer requires the person to provide information about his or her undergoing the Specified Tests.

Note 1:—

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

Note 2:—

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