

PREVENTION AND CONTROL OF DISEASE (VACCINE PASS) REGULATION

Vaccine Pass Direction in Relation to Catering Business Premises and Scheduled Premises

Part (1): Premises Subject to Active Checking of Vaccine Pass

I hereby exercise the power conferred on me by section 3(1) of the Prevention and Control of Disease (Vaccine Pass) Regulation (Chapter 599, sub. leg. L) (“the Regulation”) to issue, in relation to these premises subject to active checking of Vaccine Pass:—

- (1) catering business premises (including bar/pub);
- (2) amusement game centre;
- (3) bathhouse;
- (4) fitness centre;
- (5) place of amusement;
- (6) place of public entertainment;
- (7) party room;
- (8) beauty parlour;
- (9) clubhouse;
- (10) club/nightclub;
- (11) karaoke establishment;
- (12) mahjong-tin kau premises;
- (13) massage establishment;
- (14) sports premises;
- (15) swimming pool;
- (16) cruise ship;
- (17) event premises;
- (18) hair salon/barber shop; and
- (19) religious premises,

as defined in the Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation (Cap. 599, sub. leg. F), the following direction for the purposes of the Regulation to:—

- (a) require that every person who enters or remains on the premises to have received vaccine(s) for the coronavirus disease 2019 (COVID-19 vaccine) (the “Vaccine Pass requirements”) in the manner specified in **Annex 1**^[Note 1], unless he/she is exempted from the Vaccine Pass requirements^[Note 2], to carry at all times his/her vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable), and to show it for inspection by the person-in-charge of the premises (“person-in-charge”) and on the request of an authorized officer;
- (b) require the person-in-charge^[Note 3] to inspect the relevant vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable) of any person entering or remaining on the premises to ensure that the person meets the Vaccine Pass requirements or is exempted from the Vaccine Pass requirements;
- (c) for persons entering or remaining on the premises^[Note 3], other than staff members involved in the operation of the premises, if the vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable) presented under sub-paragraph (b) contains or is in form of a QR code, require the person-in-charge to use the latest version of the “QR Code Verification Scanner” mobile application developed by the Government to scan the QR code of vaccination record or COVID-19 Vaccination Medical Exemption Certificate and keep the log record for 31 days;
- (d) for persons entering or remaining on the premises^[Note 3], other than staff members involved in the operation of the premises, whose vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable) presented under

sub-paragraph (b) does not contain or is not presented in a form of a QR code, and for children aged below 12 not accompanied by an adult, require the person-in-charge to require such persons to make a declaration or provide their contact information using the specified form available on the COVID-19 Thematic Website/relevant website of the Food and Environmental Hygiene Department to collect the name, telephone number, date and time of visit of such persons entering or remaining on the premises and to keep the declaration or information collected for 31 days;

- (e) for staff members involved in the operation of the premises, require the person-in-charge to collect and retain the vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable) of his/her staff members for inspection on the request of an authorized officer;
- (f) require the person-in-charge ^[Note 3], on the request of an authorized officer (including a health officer or a police officer) and for identifying and tracing of any person who may have been exposed to the risk of contracting COVID-19, to upload the log record mentioned in sub-paragraph (c) to an information system specified by the Government for storing and retrieving such record for the aforementioned purpose; and
- (g) require the person-in-charge of the premises to display a copy of the notice specified in **Annex 2 or 3** (as applicable) in a prominent position at or near every entrance to the premises with a size not less than 210 x 297 mm (A4 size).

Part (2): Premises Subject to Passive Checking of Vaccine Pass

I hereby exercise the power conferred on me by section 3(1) of the Regulation to issue, in relation to these premises subject to passive checking of Vaccine Pass:—

- (1) shopping mall;
- (2) department store;
- (3) market; and
- (4) supermarket,

as defined in the Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation (Cap. 599, sub. leg. F), the following direction for the purposes of the Regulation to:—

- (a) require that every person who enters or remains on the premises to have received COVID-19 vaccine in the manner specified in **Annex 1**, to carry at all times his/her vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable), and to show it for inspection on the request of an authorized officer;
- (b) for staff members involved in the operation of the premises, require the person-in-charge to collect and retain the vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable) of his/her staff members for inspection on the request of an authorized officer; and
- (c) require the person-in-charge to display a copy of the notice specified in **Annex 4** in a prominent position at or near every entrance to the premises with a size not less than 210 x 297 mm (A4 size).

Part (3): Hotel/guesthouse

I hereby exercise the power conferred on me by section 3(1) of the Regulation to issue, in relation to hotel/guesthouse as defined in the Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation (Cap. 599, sub. leg. F), the following direction for the purposes of the Regulation to:—

- (a) require that every staff member involved in the operation of any hotel/guesthouse to have received COVID-19 vaccine in the manner specified in **Annex 1**; and
- (b) require the person-in-charge to collect and retain the vaccination record or COVID-19 Vaccination Medical Exemption Certificate (as applicable) of his/her staff members for inspection on the request of an authorized officer.

The above directions take effect on 4 March 2022 and supersede the directions issued on 21 February 2022.

Note 1:—

For a person who is also subject to vaccination requirements under any directions issued pursuant to the Prevention and Control of Disease (Requirements and Directions) (Business and Premises) Regulation (Cap. 599, sub. leg. F) apart from these directions issued pursuant to the Prevention and Control of Disease (Vaccine Pass) Regulation (Chapter 599, sub. leg. L), the vaccination requirements under the relevant directions issued under the former Regulation prevail.

Note 2:—

A person exempted from the Vaccine Pass requirements includes the following:—

- (1) a person aged below 12;
- (2) a person holding a COVID-19 Vaccination Medical Exemption Certificate;
- (3) a person entering a premises only for placing an order for takeaway of food or drink, or taking such food or drink, on the premises;
- (4) a person delivering or picking up an article on the premises;
- (5) a person performing necessary repairs on the premises;
- (6) a person entering or passing through a premises for receiving vaccination, medical treatment, COVID-19 testing, receiving essential Government services, or participating in legal proceedings; or
- (7) a person who has lawful authority or reasonable excuse for entering or remaining on the premises without having been vaccinated in the manner that meets the Vaccine Pass Requirements.

For details on applicable scenarios of the exemptions, please visit the COVID-19 Thematic Website (https://www.coronavirus.gov.hk/pdf/vp_t2_ENG.pdf).

Note 3:—

For (1) outdoor place of public entertainment, (2) outdoor sports premises, and (3) outdoor event premises, the person-in-charge of any of these outdoor premises is only required to visually inspect the vaccination record and COVID-19 Vaccination Medical Exemption Certificate (as applicable) of any person entering or remaining on the premises as far as feasible, and the requirements in sub-paragraphs (b), (c), (d) and (f) are not applicable. For the requirement in sub-paragraph (g), the person-in-charge of these outdoor premises is to display a copy of the notice specified in **Annex 3** in a prominent position at or near every entrance to the premises with a size not less than 210 x 297 mm (A4 size).

Annex 1: Vaccine Pass Requirements ^[Note 4]

Implementation Date/Category of Persons	From 24 February to 29 April 2022	From 30 April to 29 June 2022	From 30 June 2022 onwards
(A) Persons Aged 18 or above ^[Note 5]	1st dose	2nd dose	(i) 2nd dose, if within 9 months from 2nd dose (ii) 3rd dose, if after 9 months from 2nd dose
(B) Persons Aged 12 to 17 ^[Note 6]	1st dose	(i) 1st dose, if within 6 months from 1st dose (ii) 2nd dose, if after 6 months from 1st dose	(i) 2nd dose, if within 9 months from 2nd dose (ii) 3rd dose, if after 9 months from 2nd dose
(C) Recovered Patients (applicable to those aged 12 or above)	(i) nil, if within 6 months from date of discharge or recovery (whichever is later) (ii) 1st dose, if after 6 months from date of discharge or recovery (whichever is later)	(i) nil, if within 6 months from date of discharge or recovery (whichever is later) (ii) 1st dose, if after 6 months from date of discharge or recovery (whichever is later) and within 9 months subsequently (iii) 2nd dose, if after 9 months from 1st dose	

Note 4:—

A person who received a “full course” COVID-19 vaccination outside Hong Kong will be deemed to have fulfilled the requirement for the 2nd dose, provided that the vaccine is on the list of recognised vaccines (“the List”) on the Government’s COVID-19 Thematic Website (https://www.coronavirus.gov.hk/pdf/list_of_recognised_covid19_vaccines.pdf), and the person has received the “dose(s) required” stipulated under the List. For any 2nd or 3rd dose received by the person in Hong Kong, eligibility for Vaccine Pass will be determined accordingly. A person who has received the Anhui Zhifei Longcom Biopharmaceutical, Bharat Biotech, the Gamaleya National Center of Epidemiology and Microbiology or Novavax (i.e. Nuvaxovid/Covovax) vaccines will be deemed to have completed the third dose under the Vaccine Pass requirements provided that the “dose(s) required” stipulated under the List has been satisfied.

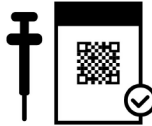
Note 5:—

For a person who will turn 18, he/she will be given a 3-month window, counting from his/her 18th birthday, during which his/her eligibility will follow category (B), and thereafter his/her eligibility will follow category (A).

Note 6:—

For a person who will turn 12, he/she will be given a 3-month window, counting from his/her 12th birthday, during which he/she will be exempted from Vaccine Pass requirements, and thereafter his/her eligibility will follow category (B).

Annex 2: Notice to be Displayed at Premises Subject to Active Checking of Vaccine Pass except Outdoor Place of Public Entertainment, Outdoor Sports Premises, and Outdoor Event Premises



Vaccine Pass Applicable Premises

This is a premises subject to active checking of Vaccine Pass under the Vaccine Pass Direction issued by the Secretary for Food and Health pursuant to the Prevention and Control of Disease (Vaccine Pass) Regulation (Cap. 599, sub. leg. L). Every person who enters or remains on this premises is required under the law to have been vaccinated in the manner specified in the Direction, unless he/she is an exempted person. For details, please visit the COVID-19 Thematic Website.

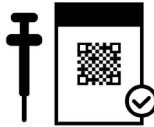
The person-in-charge of this premises is required under the law to –

- ensure that every person who enters or remains on this premises (“the person”) to have been vaccinated in the manner specified in the Direction, unless he/she is an exempted person;
- collect the name and telephone number, as well as the date and time of visit of children aged below 12 not accompanied by an adult;
- require the person whose vaccination record or COVID-19 Vaccination Medical Exemption Certificate is not presented in the form or does not contain a QR code (“the relevant QR code”) to make a written declaration;
- scan the relevant QR code by using the “QR Code Verification Scanner” mobile application and keep the log record for 31 days; and

Note: Information from the relevant QR Code including name and ID card number (which are partially masked and hashed); the vaccination dates (or expiry date of a medical exemption certificate); and the scanning date and time, will be encrypted and stored in the mobile application. It is not possible to use the information to identify any of the individuals concerned. The staff of the premises will not have access to the information.

- on request of an authorized officer (including a health officer or a police officer) and for identifying and tracing of any person who may have been exposed to the risk of contracting COVID-19, provide the said log record to the Department of Health.

Annex 3: Notice to be Displayed at Outdoor Place of Public Entertainment, Outdoor Sports Premises, and Outdoor Event Premises

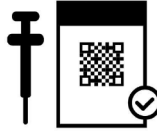


Vaccine Pass Applicable Premises

This is a premises subject to active checking of Vaccine Pass under the Vaccine Pass Direction issued by the Secretary for Food and Health pursuant to the Prevention and Control of Disease (Vaccine Pass) Regulation (Cap. 599, sub. leg. L). Every person who enters or remains on this premises is required under the law to have been vaccinated in the manner specified in the Direction, unless he/she is an exempted person. For details, please visit the COVID-19 Thematic Website.

The person-in-charge of this premises is required under the law to visually inspect the vaccination record and COVID-19 Vaccination Medical Exemption Certificate (as applicable) of any person entering or remaining on the premises.

Annex 4: Notice to be Displayed at Premises Subject to Passive Checking of Vaccine Pass



Vaccine Pass Applicable Premises

This is a premises subject to passive checking of Vaccine Pass under the Vaccine Pass Direction issued by the Secretary for Food and Health pursuant to the Prevention and Control of Disease (Vaccine Pass) Regulation (Cap. 599, sub. leg. L).

Every person who enters or remains on this premises is required under the law to have been vaccinated in the manner specified in the Direction, unless he/she is an exempted person. For details, please visit the Government's COVID-19 Thematic Website.

4 March 2022

Secretary for Food and Health