



STATUTORY INSTRUMENTS.

S.I. No. 181 of 2020



HEALTH ACT 1947 (SECTION 31A – TEMPORARY REQUIREMENTS)
(COVID-19 PASSENGER LOCATOR FORM) REGULATIONS 2020

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HEALTH ACT 1947 (SECTION 31A – TEMPORARY REQUIREMENTS)
(COVID-19 PASSENGER LOCATOR FORM) REGULATIONS 2020

The Minister for Health, in exercise of the powers conferred on him by sections 5 and 31A (inserted by section 10 of the Health (Preservation and Protection and other Emergency Measures in the Public Interest) Act 2020 (No. 1 of 2020)) of the Health Act 1947 (No. 28 of 1947) and -

- (a) having regard to the immediate, exceptional and manifest risk posed to human life and public health by the spread of Covid-19 and to the matters specified in subsection (2) of section 31A, and
- (b) having consulted with the Minister for Foreign Affairs and Trade, the Minister for Justice and Equality, the Minister for Business, Enterprise and Innovation and the Minister for Transport, Tourism and Sport,

hereby makes the following regulations:

Citation and commencement

1. (1) These Regulations may be cited as the Health Act 1947 (Section 31A – Temporary Requirements) (Covid-19 Passenger Locator Form) Regulations 2020.

(2) These Regulations shall come into operation on the 28th day of May 2020.

Operation of Regulations

2. These Regulations shall remain in operation until the 18th day of June 2020.

Definitions

3. In these Regulations -
“airport” means any of the following airports:

- (a) Cork Airport;
- (b) Donegal Airport;
- (c) Dublin Airport;
- (d) Ireland West Airport;
- (e) Kerry Airport;
- (f) Shannon Airport;
- (g) Waterford Airport;

“contact details”, in relation to an international passenger, means his or her telephone number and email address;

“Covid-19 Passenger Locator Form” means the form set out in the Schedule;

“international passenger” means a person, other than a child, who arrives in the State at a port or airport from a place outside the State, but does not include:

- (a) a person who arrives in the State from Northern Ireland;
- (b) a person who arrives at the port or airport for the purposes of passing through that port or airport in order to travel to another state, and who does not leave the port or airport;
- (c) an international transport worker who arrives in the State in the course of performing his or her duties;
- (d) an aircraft pilot, other aircrew, maritime master or maritime crew who arrives in the State in the course of performing his or her duties;
- (e) a person to whom the privileges and immunities conferred by -
 - (i) the Vienna Convention on Diplomatic Relations done at Vienna on the 18th day of April 1961, or
 - (ii) the Vienna Convention on Consular Relations done at Vienna on the 24th day of April 1963,
 apply in the State;
- (f) a person to whom the privileges and immunities conferred by an international agreement or arrangement apply in the State, pursuant to the Diplomatic Relations and Immunities Acts 1967 to 2006 or any other enactment;

“international transport worker” means a person -

- (a) who holds a valid annex 3 certificate in accordance with the Communication from the Commission on the implementation of the Green Lanes under the Guidelines for border management measures to protect health and ensure the availability of goods and essential services¹, or
- (b) who is a driver of a heavy goods vehicle;

“place of residence”, in relation to an international passenger, means the place, or places, in the State at which he or she intends to reside during the relevant period;

“port” means any of the following ports:

- (a) Cobh in the Port of Cork;
- (b) Dublin Port;
- (c) Killybegs Harbour;
- (d) Port of Cork;

¹ OJ No. C 96I, 24.3.2020, p. 1

- (e) Port of Galway;
- (f) Port of Waterford;
- (g) Rosslare EuroPort;

“relevant period”, in relation to an international passenger, means -

- (a) the period of 14 days from the date on which he or she arrives in the State, or
- (b) where the duration of his or her stay in the State is less than 14 days, the period of his or her stay;

“relevant person” has the meaning assigned to it by Regulation 4;

“responsible adult” means, in relation to a child who arrives in the State at a port or airport from a place outside the State, an international passenger who is travelling with the child and who is responsible, alone or jointly with another person, for that child for all or part of the journey by which the child arrives in the State.

Relevant persons

4. The following persons (each of whom, in these Regulations, is referred to as a “relevant person”) are specified as relevant persons for the purposes of these Regulations:

- (a) officers of the Minister for Justice and Equality, being immigration officers appointed by that Minister under section 3 of the Immigration Act 2004 (No. 1 of 2004);
- (b) persons appointed by the Health Service Executive under the programme commonly known as the Covid-19 Contact Management Programme.

Covid-19 Passenger Locator Form

5. (1) An international passenger shall -

- (a) on or before his or her arrival in the State, complete a Covid-19 Passenger Locator Form -
 - (i) in respect of himself or herself, and
 - (ii) subject to paragraph (2), in respect of any child in relation to whom the international passenger is a responsible adult,
- (b) on arrival in the State, present himself or herself to a relevant person, and
- (c) give to the relevant person the Covid-19 Passenger Locator Form completed in accordance with paragraph (a).

(2) Where the requirement in paragraph (1)(a)(ii) applies to 2 or more international passengers, in relation to a child, that requirement shall be deemed to be complied with by all such international passengers where a

Covid-19 Passenger Locator Form has been completed in respect of the child by any one of the international passengers.

(3) Where a relevant person suspects, with reasonable cause, that any person in an airport or port who has not completed a Covid-19 Passenger Locator Form is an international passenger, the relevant person may request that person to provide such information or documentation to the relevant person as he or she may reasonably require in order to ascertain whether or not the person is an international passenger.

(4) A person shall comply with a request under paragraph (3).

(5) Paragraphs (1) and (4) are penal provisions for the purpose of section 31A of the Health Act 1947 (No. 28 of 1947).

Provision of information to relevant person

6. (1) Where a relevant person considers it necessary to do so, he or she may request an international passenger to provide such information or documentation as may be required in order to verify any particular stated on a Covid-19 Passenger Locator Form provided by that international passenger.

(2) Where a relevant person suspects, with reasonable cause, that the information provided on a Covid-19 Passenger Locator Form is inaccurate, incomplete or misleading, he or she may request the international passenger who provided the information to clarify the information, or provide such further information or documentation as the relevant person may reasonably require to ensure that the form is completed accurately.

(3) A relevant person may, during a relevant period, request an international passenger to confirm -

- (a) where the international passenger is currently residing, and
- (b) where a child, in relation to whom the international passenger has completed a Covid-19 Passenger Locator Form, is currently residing.

(4) An international passenger shall comply with a request under paragraph (1), (2) or (3).

(5) Subject to paragraph (6), where an international passenger, during a relevant period -

- (a) takes up residence in a place other than the place of residence specified in the Covid-19 Passenger Locator Form,
- (b) changes his or her contact details from those provided in the Covid-19 Passenger Locator Form, or
- (c) is aware that a child in relation to whom he or she has completed a Covid-19 Passenger Locator Form has taken up residence in a place other than the place of residence specified in that form,

such that information provided in the Covid-19 Passenger Locator Form completed by the international passenger is no longer accurate, the international passenger shall make reasonable efforts to provide to a relevant

person, in writing, accurate information as to the new place or contact details, or both, as the case may be.

(6) The information that is to be provided in accordance with paragraph (5) shall be provided to a relevant person by an international passenger -

- (a) in the case of information specified in subparagraphs (5)(a) or (c), before the international passenger, or child as the case may be, has taken up residence in the new place, or as soon as practicable thereafter, or
- (b) in the case of information specified in subparagraph (5)(b), as soon as is practicable after the contact details have changed.

(7) Paragraphs (4), (5) and (6) are penal provisions for the purposes of section 31A of the Health Act 1947.

Data Protection

7. (1) Personal data provided on the Covid-19 Passenger Locator Form, or otherwise provided to a relevant person under Regulation 6, may be processed by the Minister for Health, the Health Service Executive, and one or more relevant persons, for the purposes of -

- (a) recording and verifying information regarding the place of residence of an international passenger, and any child in respect of whom a Covid-19 Passenger Locator Form has been completed, for a period of up to 14 days following the arrival in the State of such a passenger or child, and
- (b) the identification, tracing and contacting of persons who have been in contact with persons who have been diagnosed, or are suspected of having been infected, with Covid-19.

(2) For the purposes of these Regulations the Minister for Health and the Health Service Executive -

- (a) are designated as data controllers in relation to personal data processed for the purposes of these Regulations, and
- (b) shall put in place appropriate data processing contracts with relevant persons processing personal data under these Regulations.

(3) Subject to paragraph (4), personal data collected for the purpose of these Regulations shall be permanently deleted no later than 28 days after the international passenger has given a Covid-19 Passenger Locator Form to a relevant person in accordance with Regulation 5.

(4) Notwithstanding paragraph (3), where personal data collected in accordance with these Regulations are required for the purposes of the prevention, investigation, detection or prosecution of a criminal offence, the data -

- (a) may be processed for as long as they are required for such prevention, investigation, detection or prosecution, and

- (b) shall be permanently deleted after they are no longer required for such prevention, investigation, detection or prosecution.

(5) In this Regulation -

“General Data Protection Regulation” means Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (General Data Protection Regulation)²;

“personal data” has the meaning it has in the General Data Protection Regulation;

“processing”, in relation to personal data, has the meaning it has in the General Data Protection Regulation.

² OJ No. L 119, 4.5.2016, p.1

SCHEDULE

COVID-19 Passenger Locator Form



You are recommended to keep this for information for 14 days after your arrival.

This form is to be filled in by passengers arriving to Ireland from overseas. The information you provide may be used to contact you in the next 14 days for the purposes of verifying the details given on this form. This form may also be used for the purposes of contact tracing in relation to confirmed or suspected cases of Covid-19.

Requirement to complete this form

- Passengers arriving to Ireland from overseas are required to complete this form, including Irish citizens.
- Once completed, the form should be given to an officer at your point of entry to the State.

Exemptions

- Passengers arriving in the State through a port or airport are required to complete this form with the exception of the following:
 - > Passengers arriving from Northern Ireland.
 - > Passengers leaving the State from their port or airport of arrival without otherwise exiting the port or airport.
 - > Holders of a Certificate for International Transport Workers, or drivers of a heavy goods vehicle, who are in the State in the course of performing their duties.
 - > Aircraft crew, including the pilot, who are in the State in the course of performing their duties.
 - > Ship crew, including the maritime master, who are in the State in the course of performing their duties.
 - > Foreign diplomats.

Instructions

- One form should be completed for each passenger aged 16 or older. Details of children under the age of 16 should be included on a form completed by an adult accompanying them.
- If you will be remaining in the State overnight, please complete sections 1 and 2, provide contact details in section 3 and sign and date section 4.
- If you are leaving the State today by aircraft or ferry or travelling to Northern Ireland



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please complete sections 1 and 2, tick the box in section 3 and sign and date section 4.

- If any of the information you provide on this form changes in the next 14 days, you are required to send an email with your complete and updated information to the following email address: **passengerlocatorform@plf.ie**
- You may be contacted during the 14 days following your arrival in the State to verify the information you have given in the form.

Offences and penalties

The following offences are punishable by a fine not exceeding €2,500 or imprisonment for a term not exceeding 6 months, or both.

- It is an offence not to complete this form in the manner specified.
- It is an offence to provide false or misleading information in this form.
- It is an offence not to provide an update if any of the information in section 3 of the form changes in the next 14 days or period of stay, whichever is the shorter.
- It is an offence to fail to give an officer who requests it information required to verify the details on this form.
- In addition to these offences, a member of An Garda Síochána may direct a person who is not complying with the requirements in respect of this form to so comply. Failing to comply with that direction is an offence for which you may be arrested.
- A member of An Garda Síochána who suspects that an offence has been committed may demand the name and address of the person who is suspected of committing the offence. Failure to comply with this demand or the production of a false name and/or address is an offence for which a person may be arrested.

Data Protection

- The Minister for Health and the Health Service Executive are the data controllers for the information provided on this form.
- The information provided on this form, and any updates that you send using the **passengerlocatorform@plf.ie** email address, may be used for the following purposes:
 - > To contact you to verify this information on this form in the 14 days following your arrival.
 - > This form may also be used for the purposes of contact tracing in relation to confirmed or suspected cases of Covid-19.
- Personal data contained in this form may be collected and processed by the following:
 - > Border Management Unit of the Department of Justice and Equality.
 - > Garda Immigration Officers.
 - > Health Service Executive.
- This form and any copies of it, and any updates that you send using the **passengerlocatorform@plf.ie** email address, will be destroyed 28 days after your arrival, unless the form is required for law enforcement purposes.
- If you wish to exercise your rights under the General Data Protection Regulation, you should contact the Data Protection Officer in the Health Service Executive
Email: **DPO@hse.ie**

Foirm Aimsithe Paisinéirí Covid-19



Moltar duit an t-eolas seo a choinneáil ar feadh 14 lá tar éis duit tuirling in Éirinn.

Tá an fhoirm seo le comhlánú ag paisinéirí a thagann chuig an Stát ó thar lear. Féadfar an t-eolas a chuireann tú ar fáil a úsáid chun teagmháil a dhéanamh leat sna 14 lá amach romhainn chun na sonraí a thugtar ar an bhfoirm seo a dheimhniú. Féadfar an fhoirm seo a úsáid freisin chun teagmhálaithe a lorg, i dtaca le cásanna den Covid-19 cinntithe nó amhrasta.

Ceanglas an fhoirm seo a chomhlánú

- Ceanglaítear ar phaisinéirí a thagann chuig an Stát ó thar lear an fhoirm seo a chomhlánú, saoránaigh Éireannacha san áireamh.
- Agus an fhoirm comhlánaithe, ba chóir í a thabhairt d'oifigeach ag do phointe iontrála chuig an Stát.

Díolúintí

Ceanglaítear ar phaisinéirí a thagann sa Stát trí chalafort nó trí aerfort an fhoirm seo a chomhlánú, gan seo a leanas a áireamh:

- > Paisinéirí a thagann ó Thuaisceart Éireann.
- > Paisinéirí atá ag fágáil an Stát ón gcalafort nó ón aerfort inar thuirling siad agus nach bhfágfaidh an calafort sin nó an t-aerfort sin ar shlí eile.
- > Daoine a bhfuil Deimhniú d'Oibrithe Iompair Idirnáisiúnta acu nó tiománaithe feithiclí earraí troma atá sa Stát i mbun a gcuid dualgas.
- > Criú aerárthaí (lena n-áirítear an píolótach) atá sa Stát agus iad i mbun a gcuid dualgas.
- > Criú loinge (lena n-áirítear an máistir muirí) atá sa Stát agus iad i mbun a gcuid dualgas.
- > Taidhleoirí coigríche.

Treoracha

- Ba chóir foirm amháin a chomhlánú do gach paisinéir atá 16 bliain d'aois nó níos sine. I gcás leanaí atá faoi 16 bliain d'aois, ba chóir a sonraí a chur ar fhoirm atá comhlánaithe ag duine fásta atá ag taisteal leo.
- Má tá tú ag fanacht in sa Stát thar oíche, comhlánaigh cuid 1 agus 2, le do thoil. Tabhair sonraí teagmhála i gcuid 3, agus sínigh agus cuir dáta le cuid 4.
- Má tá tú ag fágáil an Stát inniu ar aerárthach nó ar bhád farantóireachta nó ag taisteal go Tuaisceart Éireann, comhlánaigh cuid 1 agus 2 le do thoil, cuir tic sa bhosca i gcuid 3, agus sínigh agus cuir dáta le cuid 4.



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- Má athraíonn aon chuid den fhaisnéis a chuireann tú ar fáil ar an bhfoirm seo sna 14 lá atá romhainn, iarrtar ort ríomhphost a sheoladh le do eolas iomlána nuashonraithe chuig an seoladh ríomhphoist seo a leanas: passengerlocatorform@plf.ie
- Féadfar teagmháil a dhéanamh leat le linn na 14 lá tar éis duit teacht go hÉirinn chun an fhaisnéis a thug tú san fhoirm a dheimhniú.

Cionta agus pionóis

- Tá na cionta seo a leanas inphionóis le fíneáil nach mó ná €2,500 nó le príosúnacht ar feadh téarma nach faide ná 6 mhí, nó iad araon.
- Is cion é gan an fhoirm seo a chomhlánú ar an modh a shonraítear.
- Is cion é faisnéis bhréagach nó mhithreorach a sholáthar san fhoirm seo.
- Is cion é gan nuashonrú a sholáthar má athraíonn aon chuid den fhaisnéis i gcuid 3 den fhoirm seo sna 14 lá amach romhainn, nó i rith do thréimhse chónaithe, pé ceann is giorra.
- Is cion é gan an fhaisnéis a éilítear a thabhairt d'oifigeach a iarrann í chun na sonraí ar an bhfoirm seo a fhíorú.
- De bhreis ar na cionta sin, i gcás duine nach bhfuil ag comhlíonadh na gceanglas maidir leis an bhfoirm seo, féadfaidh ball den Gharda Síochána a ordú dó nó dí na ceanglais sin a chomhlíonadh amhlaidh. Má mhainníonn tú an treoir sin a chomhlíonadh, is cion é sin a bhféadfar tú a ghabháil ina leith.
- Má tá amhras ar bhall den Gharda Síochána go ndearna duine cion, féadfaidh an ball sin ainm agus seoladh an duine sin a éileamh. Is cion é gan an t-éileamh sin a chomhlíonadh nó ainm agus/nó seoladh bréige a thabhairt. Féadfar duine a ghabháil i leith an chiona sin.

Cosaint Sonraí

- Is iad an tAire Sláinte agus Feidhmeannacht na Seirbhíse Sláinte na rialaitheoirí sonraí don fhaisnéis a chuirtear ar fáil ar an bhfoirm seo.
- Féadfar an fhaisnéis a chuirtear ar fáil ar an bhfoirm seo, agus aon nuashonruithe a sheolann tú chuig an seoladh ríomhphoist passengerlocatorform@plf.ie, a úsáid chun na críocha seo a leanas:
 - > Chun teagmháil a dhéanamh leat chun an fhaisnéis ar an bhfoirm seo a dheimhniú sna 14 lá tar éis duit teacht.
 - > Féadfar an fhoirm seo a úsáid freisin chun teagmhálaithe a lorg, i dtaca le cásanna den Covid-19 cinntithe nó amhrasta.
- Féadfaidh na heagraíochtaí seo a leanas sonraí pearsanta san fhoirm seo a bhailiú agus a phróiseáil:
 - > Aonad Bainistíochta Teorann na Roinne Dlí agus Cirt agus Comhionannais.
 - > Oifigigh Inimirce de chuid an Gharda Síochána.
 - > Feidhmeannacht na Seirbhíse Sláinte.
- Scriosfar an fhoirm seo agus aon chóipeanna di agus aon nuashonruithe a sheolann tú chuig an seoladh ríomhphoist passengerlocatorform@plf.ie tar éis 28 lá ó do dháta teachta, mura n-éilítear an fhoirm chun críocha forfheidhmithe dlí.
- Más mian leat do chearta a fheidhmiú faoin Rialachán Ginearálta maidir le Cosaint Sonraí, ba chóir duit teagmháil a dhéanamh leis an Oifigeach Cosanta Sonraí i bhFeidhmeannacht na Seirbhíse Sláinte ríomhphost: DPO@hse.ie

1. Personal Details: <i>Eolas Pearsanta:</i>	
Last name: <i>Sloinne:</i>	First name: <i>Céadainm:</i>
Date of birth: <i>Breithe:</i>	
2. Travel Information: <i>Faisnéis Taistil:</i>	
Carrier name: <i>Ainm an iompróra:</i>	
Date of arrival: <i>Dáta teachta:</i>	
Time of arrival: <i>Am teachta:</i>	
Point of departure: <i>Pointe tosaigh:</i>	
Point of arrival: <i>Pointe is ceann scribe:</i>	
Reason for travel (tick one): <i>Cúis leis an taisteal (cuir tic i gceann amháin):</i>	
Resident in Ireland: <i>Cónaí in Éirinn:</i> <input type="checkbox"/>	
Visiting Family/Friends: <i>Cuairt ar Theaghlach nó Cairde:</i> <input type="checkbox"/>	
Holiday/Travel: <i>Saoire nó Taisteal:</i> <input type="checkbox"/>	
Work: <i>Obair:</i> <input type="checkbox"/>	
Transfer flight: <i>Eitilt Aistrithe:</i> <input type="checkbox"/>	
Transiting to Northern Ireland: <i>Idirthuras go Tuaisceart Éireann:</i> <input type="checkbox"/>	
Relocating to Ireland: <i>Athlonnú go hÉirinn:</i> <input type="checkbox"/>	
Other (please specify): <i>Eile (sonraigh le do thoil):</i> _____	
3. Contact details where you can be reached: <i>Sonraí teagmhála chun teacht ort:</i>	
Exemption / <i>Díolúine</i>	
If you are leaving the port or airport but will not be residing in the State overnight because you are travelling on to Northern Ireland or overseas, you do not need to provide further contact information. You may be asked for evidence in support of this.	
If you wish to claim this exemption please tick here, sign and date the form in part 4. <input type="checkbox"/>	
<i>Má tá tú ag fágáil an phoirt nó an aerfoirt gan bheith i do chónaí sa Stát thar oíche toisc go bhfuil tú ag taisteal ar aghaidh go Tuaisceart Éireann nó thar lear, ní gá duit tuilleadh faisnéise teagmhála a sholáthar. D'fhéadfaí go n-iarrfaí ort fianaise a thacaíonn leis seo a chur ar fáil.</i>	
<i>Más mian leat an díolúine seo a éileamh cuir tic anseo. I gcuid 4, sínigh an fhoirm agus cuir dáta léi.</i> <input type="checkbox"/>	
Mobile: <i>Fón Póca:</i>	Phone: <i>Fón:</i>
Email: <i>Rphost:</i>	

Places and dates of residence for the next 14 days:
 Áiteanna agus dátaí cónaithe don 14 lá amach romhainn:

Address 1: *Seoladh 1:*

From: Ó:

Until: *Go dtí:*

Address 2: *Seoladh 2:*

From: Ó:

Until: *Go dtí:*

Child 1: *Leanbh 1:*

Last name: *Sloinne:*

First name: *Céadainm:*

Date of birth: *Dáta Breithe:*

Address if different from accompanying adult: *Seoladh más éagsúil ó sheoladh an duine fásta:*

Child 2: *Leanbh 2:*

Last name: *Sloinne:*

First name: *Céadainm:*

Date of birth: *Dáta Breithe:*

Address if different from accompanying adult: *Seoladh más éagsúil ó sheoladh an duine fásta:*

Additional details can be provided on a separate form if necessary. *Is féidir leat sonraí breise a chur ar fhoirm ar leithligh más gá.*

4. Sign and date this part of the form: *Sinigh an chuid seo den fhoirm agus cuir dáta léi:*

Signed: *Sínithe:* _____ Date: *Dáta:* _____



GIVEN under the Official Seal of the Minister for Health,
24 May, 2020.

SIMON HARRIS,
Minister for Health.

EXPLANATORY NOTE

(This note is not part of the Instrument and does not purport to be a legal interpretation.)

These Regulations, made under section 31A of the Health Act 1947 (inserted by section 10 of the Health (Preservation and Protection and other Emergency Measures in the Public Interest) Act 2020), provide for the imposition of a requirement that international passengers (including Irish citizens) arriving in the State at a port or airport from a place outside the State complete a COVID-19 Passenger Locator Form for the purposes of recording and verifying information regarding their contact details and place of residence for a period of up to 14 days following arrival.

BAILE ÁTHA CLIATH
ARNA FHOILSIÚ AG OIFIG AN tSOLÁTHAIR
Le ceannach díreach ó
FOILSEACHÁIN RIALTAIS,
52 FAICHE STIABHNA, BAILE ÁTHA CLIATH 2,
D02 DR67.

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