



ALBERTA
HEALTH

Office of the Minister
MLA, Calgary - Acadia

M.O. 606/2020

WHEREAS the Lieutenant Governor in Council made Order in Council 080/2020 under section 52.1(1) of the *Public Health Act* (PHA) on March 17, 2020 declaring a state of public health emergency in Alberta due to pandemic COVID-19 and the significant likelihood of pandemic influenza;

WHEREAS Order in Council 080/2020 has effect for 90 days following March 17, 2020 under section 52.8(1)(a) of the PHA;

WHEREAS, it is the opinion of the Minister that to lessen the impact of the public health emergency, additional public health measures are necessary in respect of passengers returning to Alberta after having travelled internationally who arrive at the Coutts Provincial Checkpoint after passing through the Coutts Alberta/United States land border Port of entry, including requiring a passenger to:

- (a) submit to a health assessment by a provincial officer; and
- (b) complete a self-isolation questionnaire;

WHEREAS section 52.1(2) of the PHA authorizes the Minister of Health to make an order, without consultation, to:

- (a) suspend or modify the application or operation of all or part of an enactment, subject to the terms and conditions the Minister prescribes, or
- (b) specify or set out provisions that apply in addition to, or instead of, any provision of an enactment

if the Minister is satisfied that doing so is in the public interest; and

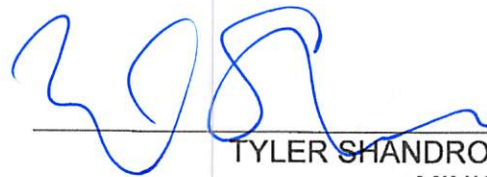
WHEREAS I am satisfied that it is in the public interest to make such an order in respect of the PHA because it is necessary to lessen the impact of the public health emergency;

THEREFORE, I, TYLER SHANDRO, Minister of Health, pursuant to section 52.1(2) of the *Public Health Act* do hereby:

1. Order that the provisions of the *Public Health Act* are amended as set out in Appendix "A" to this Order.
2. This Order comes into effect on the date set out below.

3. This Order lapses, unless it is sooner continued by an order of the Lieutenant Governor in Council under section 52.811(3) of the PHA, at the earliest of the following:
- (a) August 14, 2020;
 - (b) 60 days after Order in Council 080/2020 is terminated by the Lieutenant Governor in Council, if Order in Council 080/2020 is terminated before June 15, 2020;
 - (c) when this Order is terminated by the Minister under section 52.811(2) of the PHA because the Minister is satisfied that this Order is no longer in the public interest; or
 - (d) when this Order is terminated by the Lieutenant Governor in Council under section 52.811(1)(c) of the PHA.

DATED at Edmonton, Alberta this 1st day of June, 2020.



TYLER SHANDRO Q.C.
MINISTER

Appendix A

1. The *Public Health Act* is amended by this Appendix.

2. Section 52.93 is amended:

(a) by adding the following after clause (b):

(b.1) "Coutts Provincial Checkpoint" means the provincial checkpoint located in southern Alberta on Highway 4 on the Canadian side of the Coutts Alberta/United States land border Port of entry;

(b) in clause (e) by striking out "section 52.93" and substituting "section 52.94";

(c) in clause (f) by adding ", if applicable" after "the following information".

3. Section 52.94 is repealed and the following is substituted:

52.94 The Minister may designate any person employed or engaged by the Department or by a regional health authority as a provincial officer for the purposes of this Part.

4. The following is added after section 52.96(1):

(2) Every passenger arriving at Coutts Provincial Checkpoint after June 1 2020 shall, at the request of a provincial officer:

(a) provide a completed self-isolation questionnaire to a provincial officer, and

(b) submit to a health assessment by a provincial officer.

5. Section 52.97 is repealed and the following is substituted:

52.97(1) Despite anything in section 53, the Department may collect, use and disclose, in accordance with this section, individually identifying health information, without the consent of the individual who is the subject of the information.

(2) The Department may collect and use individually identifying health information collected by a provincial officer in accordance with section 52.96 for the purpose of contacting a passenger to:

(a) provide information to a passenger about available Government of Alberta resources or other health services;

(b) collect further information respecting a passenger's isolation or quarantine as required by Record of Decision – CMOH Order 05-2020.

(3) The Department may disclose individually identifying health information collected in a passenger's self-isolation questionnaire to other departments within the Government of Alberta for the purpose of enabling the departments

to provide services to support a passenger in complying with the requirement to isolate or quarantine, as required by Record of Decision – CMOH Order 05-2020.

- (4) The Department may disclose individually identifying health information collected by a provincial officer under section 52.96 to executive officers for the purpose of determining whether a passenger is acting in compliance with the Act.
- (5) The Department may use or disclose individually identifying health information collected in a passenger's self-isolation questionnaire or collected when a passenger is contacted pursuant to section 52.97(2)(b) for the purposes of issuing a violation ticket under Part 3 of the Provincial Offences Procedure Act.
- (6) The requirement to prepare a privacy impact assessment that describes how proposed administrative practices and information systems relating to the collection, use and disclosure of individually identifying health information may affect the privacy of the individual who is the subject of the information, as set out in section 64 of the Health Information Act, does not apply to the new administrative practices or new information systems that may be required in relation to the collection, use or disclosure of information described in this section.