

s 22(1)(a)(ii)

From: Moran, Celeste
Sent: Thursday, 21 May 2020 6:38 PM
To: s 22(1)(a) ; s 22(1)(a)(ii)
Subject: FW: S 42
[SEC=OFFICIAL:Sensitive]

OFFICIAL:Sensitive

From: Bouwhuis, Stephen <Stephen.Bouwhuis@Protected.Health.gov.au>
Sent: Thursday, 21 May 2020 5:30 PM
To: Moran, Celeste <Celeste.Moran@pmc.gov.au>
Subject: FW: S 42 [SEC=OFFICIAL:Sensitive]

Hi Celeste

Just fyi:

s 42



From: Bouwhuis, Stephen [<mailto:Stephen.BOUWHUIS@health.gov.au>]
Sent: Tuesday, 19 May 2020 12:23 PM
To: s 22(1)(a)(ii) [@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au); s 22(1)(a)(ii) [@ags.gov.au](mailto:s 22(1)(a)(ii)@ags.gov.au)>
Subject: RE: charging for hotel quarantine [AGSDMS-DMS.FID4077332] [SEC=OFFICIAL:Sensitive]

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Hi both

s 42

Happy to discuss s 22(1)(a)(ii)

Yours sincerely

Stephen Bouwhuis

Assistant Secretary

Legal and Assurance Division | Corporate Group
Legal Advice and Legislation Branch
Australian Government Department of Health
T: s 22(1)(a)(ii) | E: stephen.bouwhuis@health.gov.au
Location: Sirius Building 5.S.110
PO Box 9848, Canberra ACT 2601, Australia

The Department of Health acknowledges the traditional owners of country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to elders both past and present.

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From: s 22(1)(a)(ii) [@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>
Sent: Tuesday, 19 May 2020 11:59 AM
To: s 22(1)(a)(ii) [@ags.gov.au](mailto:s 22(1)(a)(ii)@ags.gov.au)>
Cc: Bouwhuis, Stephen <Stephen.BOUWHUIS@health.gov.au>
Subject: RE: s 42 [AGSDMS-DMS.FID4077332] [SEC=OFFICIAL:Sensitive]

Thanks so much s 22(1)(a)(ii) – this is really helpful.

Stephen – ill leave for you to send (by 4pm). s 42 , s 47C

Many thanks

s 42

From: s 22(1)(a)(ii) @health.gov.au>

Sent: Tuesday, 19 May 2020 10:31 AM

To: Bouwhuis, Stephen <Stephen.BOUWHUIS@health.gov.au>; s 22(1)(a)(ii) @health.gov.au>;

s 22(1)(a)(ii) @health.gov.au>; s 22(1)(a)(ii) @anu.edu.au>

Cc: s 22(1)(a)(ii) @health.gov.au>; s 22(1)(a)(ii) @health.gov.au>; s 22(1)

From: Bouwhuis, Stephen <Stephen.BOUWHUIS@health.gov.au>

Sent: Monday, 18 May 2020 4:30 PM

To: s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>

Cc: s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@health.gov.au](mailto:s 22(1)(a)(ii)@health.gov.au)>

Subject: charging for hotel quarantine [SEC=OFFICIAL:Sensitive]


Hi all

s 42 , s 47B(a)

Yours sincerely

Stephen Bouwhuis

Assistant Secretary



Legal and Assurance Division | Corporate Group
Legal Advice and Legislation Branch
Australian Government Department of Health
T: s 22(1)(a)(ii) | E: stephen.bouwhuis@health.gov.au
Location: Sirius Building 5.S.110
PO Box 9848, Canberra ACT 2601, Australia

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Sent with BlackBerry Work (www.blackberry.com)

From: "Bouwhuis, Stephen" <Stephen.BOUWHUIS@health.gov.au>

Sent: 15 May 2020 5:06 pm

To: s 22(1)(a)(ii) <[REDACTED]@ags.gov.au>

Cc: s 22(1)(a)(ii) <[REDACTED]@ags.gov.au>; s 22(1)(a)(ii) <[REDACTED]@health.gov.au>

Subject: s 42 [SEC=OFFICIAL]

CAUTION: This email originated from outside of the organisation. Do not follow guidance, click links, or open attachments unless you recognise the sender and know the content is safe.

Hi s 22(1)(a)(ii)

Are you able to have a look at the question below.

s 47B(a)

Very best

Stephen Bouwhuis

Assistant Secretary

Legal and Assurance Division | Corporate Group Legal Advice and Legislation Branch Australian Government
Department of Health

T: s 22(1)(a)(ii) | E: stephen.bouwhuis@health.gov.au <<mailto:stephen.bouwhuis@health.gov.au>>

Location: Sirius Building 5.S.110

PO Box 9848, Canberra ACT 2601, Australia

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From: Bouwhuis, Stephen

Sent: Friday, 15 May 2020 5:05 PM

To: MURPHY, Brendan <Brendan.Murphy@health.gov.au>

Cc: s 22(1)(a)(ii) <[REDACTED]@health.gov.au>; s 22(1)(a)(ii) <[REDACTED]@health.gov.au>; AHPPC Secretariat <AHPPC.Secretariat@health.gov.au>; Street, Celia <Celia.Street@health.gov.au>; Kelly, Paul <Paul.Kelly@health.gov.au>; Coatsworth, Nick <Nick.Coatsworth@health.gov.au>; Kidd, Michael <Michael.Kidd@health.gov.au>; Firman, Jenny <Jenny.Firman@health.gov.au>; MCMILLAN, Alison <Alison.MCMILLAN@health.gov.au>; s 22(1)(a)(ii) <[REDACTED]@health.gov.au>; DAVIS, Jackie <Jackie.Davis@health.gov.au>; s 22(1)(a)(ii) <[REDACTED]@health.gov.au>

<Paul.Kelly@health.gov.au>; Coatsworth, Nick <Nick.Coatsworth@health.gov.au>; Kidd, Michael <Michael.Kidd@health.gov.au>; Firman, Jenny <Jenny.Firman@health.gov.au>; MCMILLAN, Alison <Alison.MCMILLAN@health.gov.au>; s 22(1)(a)(ii) <[REDACTED]@health.gov.au>; DAVIS, Jackie <Jackie.Davis@health.gov.au>; s 22(1)(a)(ii) <[REDACTED]@health.gov.au>

Subject: s 42 [SEC=OFFICIAL]

Dear Brendan

We're on to it and will work through [REDACTED] s 42

[REDACTED] s 42 , s 47B(a)

Happy to discuss with anyone [REDACTED] s 22(1)(a)(ii)

Yours sincerely

Stephen Bouwhuis

Assistant Secretary

Legal and Assurance Division | Corporate Group Legal Advice and Legislation Branch Australian Government
Department of Health

T: [REDACTED] s 22(1)(a)(ii) | E: stephen.bouwhuis@health.gov.au<<mailto:stephen.bouwhuis@health.gov.au>>

Location: Sirius Building 5.S.110

PO Box 9848, Canberra ACT 2601, Australia

The Department of Health acknowledges the traditional owners of country throughout Australia, and their continuing connection to land, sea and community. We pay our respects to them and their cultures, and to elders both past and present.

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From: MURPHY, Brendan <Brendan.Murphy@health.gov.au<<mailto:Brendan.Murphy@health.gov.au>>>

Sent: Friday, 15 May 2020 4:50 PM

To: Street, Celia <Celia.Street@health.gov.au<<mailto:Celia.Street@health.gov.au>>>; Kelly, Paul

<Paul.Kelly@health.gov.au<<mailto:Paul.Kelly@health.gov.au>>>; Coatsworth, Nick

<Nick.Coatsworth@health.gov.au<<mailto:Nick.Coatsworth@health.gov.au>>>; Kidd, Michael

<Michael.Kidd@health.gov.au<<mailto:Michael.Kidd@health.gov.au>>>; Firman, Jenny

<Jenny.Firman@health.gov.au<<mailto:Jenny.Firman@health.gov.au>>>; [REDACTED] s 22(1)(a)(ii)

[REDACTED] <[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)<[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)>> [REDACTED] s 22(1)(a)(ii) <[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)>>

Cc: [REDACTED] s 22(1)(a)(ii) <[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)<[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)>> [REDACTED] s 22(1)(a)(ii) <[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)>>; [REDACTED] s 22(1)(a)(ii)

[REDACTED] <[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)<[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)>> [REDACTED] s 22(1)(a)(ii) <[\[REDACTED\]@health.gov.au](mailto:[REDACTED]@health.gov.au)>>; AHPPC Secretariat

<AHPPC.Secretariat@health.gov.au<<mailto:AHPPC.Secretariat@health.gov.au>>>; Bouwhuis, Stephen

<Stephen.BOUWHUIS@health.gov.au<<mailto:Stephen.BOUWHUIS@health.gov.au>>>

Subject: [REDACTED] s 42 [SEC=OFFICIAL]

[REDACTED] s 42 , s 47B(a)

[REDACTED] s 47B(a)

[REDACTED] s 42 , s 47B(a)

[REDACTED] s 47B(a)

s 47B(a)

s 42 , s 47B(a)


Professor Brendan Murphy

MBBS, FRACP, PhD, FAICD, FACHSM (Hon), FAHMS Australian Government Chief Medical Officer Department of Health

Phone: s 22(1)(a)(ii)

s 22(1)(a)(ii)

s 22(1)(a)(ii)



From: Patterson, Cath <Cath.Patterson@pmc.gov.au>

Sent: Friday, 10 July 2020 1:50 PM

To: Firth, Clare <Clare.Firth@pmc.gov.au>; Trease, Roland <Roland.Trease@pmc.gov.au>; Spencer, Nicole <Nicole.Spencer@pmc.gov.au>; Quilty, Genevieve <Genevieve.Quilty@pmc.gov.au>; Colquhoun, Lachlan <Lachlan.Colquhoun@pmc.gov.au>

Cc: Pullen, Victoria <Victoria.Pullen@pmc.gov.au>

Subject: Nat Cab - specific/urgent tasking from today's meeting [SEC=PROTECTED, CAVEAT=SH:CABINET]

PROTECTED//CABINET

All

I will work on the draft Nat Cab outcomes doc and minute this afternoon before I leave the job – but there were a few things that need actioning/urgent advice to other Depts – that are summarised below and I will leave with you to action/talk to other agencies on this afternoon.

FLOW OF INTERNATIONAL PASSENGERS

s 47C , s 47B(a)

s 47C , s 47B(a)

s 47C

s 22(1)(a)(ii)

s 22(1)(a)(ii)

From: Firth, Clare**Sent:** Friday, 10 July 2020 5:21 PM**To:** Spencer, Nicole ; Patterson, Cath ; Trease, Roland ; Quilty, Genevieve ; Colquhoun, Lachlan**Cc:** Pullen, Victoria ; Cass, Yael ; Pregellio, Nina ; Neil, John ; Meagher, Benjamin**Subject:** RE: Nat Cab - specific/urgent tasking from today's meeting [SEC=PROTECTED, CAVEAT=SH:CABINET]**PROTECTED//CABINET**

Further to Nicole's email on hotel quarantine charges, I'll compile a table next week. s 47B(a)

Here's the QLD and NT ones:

	Single adult rate (for 14 days)	Twin adult rate (for 14 days)	Family rate (for 14 days)	Fee contributes to:
NT	\$2,500	\$5,000	\$5,000	Accommodation, food, medical support, policing and security
Qld	\$2,800	\$3,710	\$4,620	Accommodation, food

s 47B(a)

s 22(1)(a)(ii)

Cheers
Clare

From: Spencer, Nicole <Nicole.Spencer@pmc.gov.au>

Sent: Friday, 10 July 2020 2:13 PM

To: Patterson, Cath <Cath.Patterson@pmc.gov.au>; Firth, Clare <Clare.Firth@pmc.gov.au>; Trease, Roland <Roland.Trease@pmc.gov.au>; Quilty, Genevieve <Genevieve.Quilty@pmc.gov.au>; Colquhoun, Lachlan <Lachlan.Colquhoun@pmc.gov.au>

Cc: Pullen, Victoria <Victoria.Pullen@pmc.gov.au>

Subject: RE: Nat Cab - specific/urgent tasking from today's meeting [SEC=PROTECTED, CAVEAT=SH:CABINET]

PROTECTED//CABINET

Thanks Cath

FLOW OF INTERNATIONAL PAX

s 47B(a) , s 47C

s 22(1)(a)(ii)

Thanks!

Nicole

From: Patterson, Cath <Cath.Patterson@pmc.gov.au>

Sent: Friday, 10 July 2020 1:50 PM

To: Firth, Clare <Clare.Firth@pmc.gov.au>; Trease, Roland <Roland.Trease@pmc.gov.au>; Spencer, Nicole <Nicole.Spencer@pmc.gov.au>; Quilty, Genevieve <Genevieve.Quilty@pmc.gov.au>; Colquhoun, Lachlan <Lachlan.Colquhoun@pmc.gov.au>

Cc: Pullen, Victoria <Victoria.Pullen@pmc.gov.au>

Subject: Nat Cab - specific/urgent tasking from today's meeting [SEC=PROTECTED, CAVEAT=SH:CABINET]

PROTECTED//CABINET

All

I will work on the draft Nat Cab outcomes doc and minute this afternoon before I leave the job – but there were a few things that need actioning/urgent advice to other Depts – that are summarised below and I will leave with you to action/talk to other agencies on this afternoon.

FLOW OF INTERNATIONAL PASSENGERS

s 47B(a) , s 47C

s 47B(a) , s 47C

s
47B(a)
, s 47C

s 22(1)(a)(ii)

From: Colquhoun, Lachlan
Sent: Wednesday, 8 July 2020 4:00 PM
To: Burke, Michael
Subject: FW: international arrivals [SEC=PROTECTED, CAVEAT=SH:CABINET]
Attachments: Travellers, by Country, requesting RTA-2020-07-08-12-30-12 (1).xlsx

Importance: High

PROTECTED//CABINET

From: Spencer, Nicole
Sent: Wednesday, 8 July 2020 2:10 PM
To: Duggan, Simon ; Patterson, Cath
Cc: Trease, Roland ; Colquhoun, Lachlan
Subject: FW: international arrivals [SEC=PROTECTED, CAVEAT=SH:CABINET]
Importance: High

PROTECTED//CABINET

FYI

From: Spencer, Nicole
Sent: Wednesday, 8 July 2020 1:54 PM
To: Daffey, Chris <Chris.Daffey@pm.gov.au>
Cc: Trease, Roland <Roland.Trease@pmc.gov.au>; Vohra, Mehak <Mehak.Vohra@pmc.gov.au>; Pankhurst, Adam <Adam.Pankhurst@pmc.gov.au>
Subject: international arrivals [SEC=PROTECTED, CAVEAT=SH:CABINET]
Importance: High

PROTECTED//CABINET**PROTECTED//CABINET**

Daff,

Please see below a table with options for reducing passenger flows to Australia.

s 47C

s 47C

s 22(1)(a)(ii)

PROTECTED//CABINET**From:** Pregellio, Nina <Nina.Pregellio@pmc.gov.au>**Sent:** Tuesday, 26 May 2020 7:20 PM**To:** Firth, Clare <Clare.Firth@pmc.gov.au>; Patterson, Cath <Cath.Patterson@pmc.gov.au>**Cc:** Maddock, Alanna <Alanna.Maddock@pmc.gov.au>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>; Neil, John <John.Neil@pmc.gov.au>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>**Subject:** Re: Outcomes of NCM on hotel quarantining for returning Australians [SEC=PROTECTED, CAVEAT=SH:CABINET]

s 47C

On 26 May 2020, at 5:13 pm, Pregellio, Nina <Nina.Pregellio@pmc.gov.au> wrote:

PROTECTED//CABINET

Thank you very much Clare for this readout.

National Cabinet's in principle agreement to switch to a cost recovery model was subject to a framework for managing hardship cases being developed s 47C , s 47B(a)

Initially when this measure was discussed by National Cabinet it was agreed States and Territories would meet the costs (other than for ABF and ADF support) and determine any contributions required from travellers arriving within their jurisdiction. As David Wilden raises, Cost recovery is a

State and Territory responsibility

s 47C , s 47B(a)

s 47C , s 47(1)(a)

s 47C

The decision to introduce mandatory hotel quarantining was made by the National Cabinet (not the AHPPC). AHPPC advice has been, and I understand continues to be, that international arrivals must quarantine for 14 days.

s 47C

s 47C , s 47B(a)

Kind regards

Nina

From: Firth, Clare <Clare.Firth@pmc.gov.au>

Sent: Tuesday, 26 May 2020 3:27 PM

To: Patterson, Cath <Cath.Patterson@pmc.gov.au>; Pregellio, Nina <Nina.Pregellio@pmc.gov.au>; Jones, Trevor <Trevor.Jones@pmc.gov.au>; Colquhoun, Lachlan <Lachlan.Colquhoun@pmc.gov.au>; Burke, Michael <Michael.Burke@pmc.gov.au>; Flint, Matthew <Matthew.Flint@pmc.gov.au>; Brazier, Roderick <Roderick.Brazier@pmc.gov.au>; Roper, Matthew <Matthew.Roper@pmc.gov.au>; Quilty, Genevieve <Genevieve.Quilty@pmc.gov.au>; Meagher, Benjamin <Benjamin.Meagher@pmc.gov.au>; Wilson, Helen <Helen.Wilson@pmc.gov.au>; Strapp, Matthew <Matthew.Strapp@pmc.gov.au>

Cc: s 22(1)(a)(ii) <[s22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s22(1)(a)(ii)@pmc.gov.au)>; s 22(1)(a)(ii) <[s22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s22(1)(a)(ii)@pmc.gov.au)>; s 22(1)(a)(ii) <[s22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s22(1)(a)(ii)@pmc.gov.au)>; Neil, John <John.Neil@pmc.gov.au>; s 22(1)(a)(ii) <[s22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s22(1)(a)(ii)@pmc.gov.au)>; s 22(1)(a)(ii) <[s22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s22(1)(a)(ii)@pmc.gov.au)>

Subject: Outcomes of NCM on hotel quarantining for returning Australians [SEC=PROTECTED, CAVEAT=SH:CABINET]

PROTECTED//CABINET

Hi all

Below are my notes from the **Managing Returns to Australia NCM** call I sat in on earlier this afternoon. The focus of this NCM was next steps on the Nat Cab decision from 15 May that from 1 June 2020 all returning passengers to Australia will be required to cover their costs of mandatory hotel quarantining, subject to advice from the Commonwealth Department of Health, in consultation with the Australian Border Force and the States and Territories, on a framework for managing hardship cases.

As many of you know, there's a comeback on this on the agenda for Nat Cab this Friday.

s 47C

Cheers
Clare

s 47C

s 22(1)(a)(ii)

From: Meagher, Benjamin
Sent: Thursday, 4 June 2020 9:42 PM
To: s 22(1)(a)(ii)
Subject: Re: Seeking advice on quarantine powers / arrangements [SEC=PROTECTED, CAVEAT=SH:CABINET]

Don't think I ever acknowledged this advice - so thank you 🙏 The pieces are slowly coming together in my mind...

On 28 May 2020, at 5:42 pm, s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)> wrote:

PROTECTED//CABINET

I've checked in with Home Affairs and II&E to see if we had more information on this. There are two powers at play here (noting this is broad advice):

The current hotel quarantining: as previously flagged, this is taking place under state legislation.

s 42

Quarantining/Screening at the airport: The Biosecurity Act gives the Cth power to quarantine for a specific purpose, so for example the power to take someone to another place if they were identified at the airport as having measles

s 47C

In terms of health screening for travellers going forward, the AHPPC paper on preconditions for easing border restrictions supports that this is an Ag officer role: All incoming travellers will be subject to enhanced border screening arrangements, with 100% of arrivals being screened. Screening will be conducted by Department of Agriculture, Water and Environment Biosecurity Officers and may include the administration of a questionnaire, temperature checking, and triage to state and territory healthcare workers for further management as appropriate. Home Affairs also indicated there are issues determining a line agency lead in regards to quarantine, with it currently sitting between Health and Home Affairs.

s 42

Happy to talk further on this.

s 22(1)(a)

From: Meagher, Benjamin <Benjamin.Meagher@pmc.gov.au>

Sent: Tuesday, 26 May 2020 9:26 PM

To: s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>; s 22(1)(a)(ii) <[s 22\(1\)\(a\)\(ii\)@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>

Subject: RE: Seeking advice on quarantine powers / arrangements [SEC=PROTECTED, CAVEAT=SH:CABINET]

PROTECTED//CABINET

Thanks, s 22(1)(a). It would be really good to be specific about the powers – where they sit and who implements them as that would help inform a fact-based conversation about which area might be best placed to lead.

s 47C , s 42

s 47C

Could you please dig a bit more and come back with the high level findings. We can then go back to Matt with advice re legal framework and implementation basis (reflecting ownership of line agencies) to inform the decision about who in PM&C is best placed to lead.

Thanks

Ben Meagher | A/g Assistant Secretary

Education and Immigration Branch

Social Policy Division | Department of the Prime Minister and Cabinet

p. s 22(1)(a)(ii) | m. s 22(1)(a)(ii)

e. benjamin.meagher@pmc.gov.au | w. www.pmc.gov.au

One National Circuit Barton ACT 2600 | PO Box 6500 CANBERRA ACT 2600

Making Flexibility Work - if you receive an email from me outside of normal business hours, I'm sending it at a time that suits me. Unless it's marked urgent, I'm not expecting you to read or reply until normal business hours.

From: s 22(1)(a)(ii) [@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>

Sent: Tuesday, 26 May 2020 12:59 PM

To: s 22(1)(a)(ii) [@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>

Cc: Meagher, Benjamin <Benjamin.Meagher@pmc.gov.au>

Subject: RE: Seeking advice on quarantine powers / arrangements [SEC=PROTECTED, CAVEAT=SH:CABINET]

PROTECTED//CABINET

I haven't discussed this with Home Affairs, it looks like the quarantine arrangements are implemented by each state and territory through their legislation/public health orders.

Broad powers/directions would likely come from the Health Minister through the Biosecurity Act.

From: s 22(1)(a)(ii) [@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>

Sent: Tuesday, 26 May 2020 12:26 PM

To: s 22(1)(a)(ii) [@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)>

Cc: Meagher, Benjamin <Benjamin.Meagher@pmc.gov.au>

Subject: Seeking advice on quarantine powers / arrangements [SEC=PROTECTED, CAVEAT=SH:CABINET]

PROTECTED//CABINET

Hi s 22(1)(a), just had another chat with Ben M re the email trail below. s 47C

Let us know what you find from the Home Affairs docs and discussions with HA and we can redirect this to others.

Kind regards,

s 22(1)(a) | A/g Senior Adviser

Immigration, Multiculturalism, Disaster Recovery and Sport | Education and Immigration Branch

Social Policy Division | Department of the Prime Minister and Cabinet

p. s 22(1)(a)(ii) | m. s 22(1)(a)(ii)

e. s 22(1)(a)(ii) [@pmc.gov.au](mailto:s 22(1)(a)(ii)@pmc.gov.au)

PO Box 6500 CANBERRA ACT 2600

s 22(1)(a)(ii)

s 22(1)(a)(ii)

From: s 22(1)(a)(ii) @homeaffairs.gov.au>
Sent: Tuesday, 2 June 2020 10:09 AM
To: s 22(1)(a)(ii)
Subject: RE: National Cabinet Paper - Future Arrangements for Hotel Quarantine
 [SEC=PROTECTED, DLM=Sensitive:Cabinet] [SEC=PROTECTED]

PROTECTED

Thank you, s 22(1)(a)(ii)

I haven't heard anything yet either!

Warm regards

s

s 22(1)(a)(ii)

A/g Director IPD COVID-19 Team

International Policy Division

Department of Home Affairs

P: s 22(1)(a)(ii) | M: s 22(1)(a)(ii)

E: s 22(1)(a)(ii) @homeaffairs.gov.au

The Department of Home Affairs and the Australian Border Force acknowledge the Traditional Custodians throughout Australia and their continuing connection to land, sea and community. We pay respect to all Aboriginal and Torres Strait Islander peoples, their cultures and to their elders past and present.

From: s 22(1)(a)(ii)
Sent: Friday, 29 May 2020 4:33 PM
To: s 22(1)(a)(ii)
Subject: RE: National Cabinet Paper - Future Arrangements for Hotel Quarantine [SEC=PROTECTED, DLM=Sensitive:Cabinet]

PROTECTED
 Sensitive: Cabinet

Hi s

I just wanted to let you know I'm still chasing regarding the outcomes as per our phone call earlier today (assuming you haven't heard anything otherwise).

I'll come back to you as soon as I can.

Thanks,
 s 22(1)(a)(ii)

s 22(1)(a)(ii) | Adviser

Immigration, Multiculturalism, Disaster Recovery and Sport | Immigration and Education Branch
 Social Policy Division | Department of the Prime Minister and Cabinet

p. s 22(1)(a)(ii) |
e. s 22(1)(a)(ii) @pmc.gov.au | w. www.pmc.gov.au
One National Circuit Barton ACT 2600 | PO Box 6500 CANBERRA ACT 2600

From: s 22(1)(a)(ii)
Sent: Thursday, 28 May 2020 4:10 PM
To: s 22(1)(a)(ii) @homeaffairs.gov.au' s 22(1)(a)(ii) @homeaffairs.gov.au>
Subject: RE: National Cabinet Paper - Future Arrangements for Hotel Quarantine [SEC=PROTECTED, DLM=Sensitive:Cabinet]

PROTECTED
Sensitive: Cabinet

Hi s

Thanks for your time on the phone just now, appreciate the background and I'll see if I can follow up some of the issues raised.

Feel free to get in touch if there is anything we can assist with in this space.

Thanks,
s 22(1)(a)

s 22(1)(a)(ii) | Adviser
Immigration, Multiculturalism, Disaster Recovery and Sport | Immigration and Education Branch
Social Policy Division | Department of the Prime Minister and Cabinet
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One National Circuit Barton ACT 2600 | PO Box 6500 CANBERRA ACT 2600

From: s 22(1)(a)(ii) @homeaffairs.gov.au>
Sent: Thursday, 28 May 2020 10:35 AM
To: s 22(1)(a)(ii) @pmc.gov.au>
Cc: Firth, Clare <Clare.Firth@pmc.gov.au>; s 22(1)(a)(ii) @pmc.gov.au>; s 22(1)(a)(ii) @pmc.gov.au>; s 22(1)(a)(ii) @pmc.gov.au>; National Cabinet <NationalCabinet@pmc.gov.au>; s 22(1)(a)(ii) @homeaffairs.gov.au>; s 22(1)(a)(ii) @homeaffairs.gov.au>
Subject: National Cabinet Paper - Future Arrangements for Hotel Quarantine [SEC=PROTECTED, DLM=Sensitive:Cabinet]

PROTECTED, Sensitive:Cabinet

Hi s 22(1)

I understand you are preparing the Prime Minister's briefing materials on the National Cabinet Paper – Future Arrangements for Hotel Quarantine. We have now lodged our cleared version through our Cabinet Liaison Office. **Attached** to this email is a copy.

Further to your brief, I wanted to provide some relevant materials:

Please find **attached** consolidated consultation inputs from stakeholders.

s 47B(a)

Happy to discuss if you require anything further.

Regards

S

s 22(1)(a)(ii)

A/g Director IPD COVID-19 Team

International Policy Division

Department of Home Affairs

P: s 22(1)(a)(ii) | M: s 22(1)(a)(ii)

E: s 22(1)(a)(ii) [@homeaffairs.gov.au](mailto:s 22(1)(a)(ii)@homeaffairs.gov.au)

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<DocNo>

Australian, State and Territory
Governments

National Cabinet for Australia's Coronavirus Response

Submission

Title	Future Arrangements for Hotel Quarantine
Sponsoring Minister(s)	Prime Minister

Summary

Proposed Action

Following National Cabinet's decision of 15 May 2020 to give in-principle approval that from 1 June 2020 all returning passengers to Australia will be required to cover the costs of mandatory hotel quarantining (SM20/0266/NATCAB), States and Territories have identified a range of challenges that need to be addressed before application of such a charge would be feasible. s 47B(a) , s 47C

Key reasons

Noting in-principle agreement by National Cabinet (SM20/0266/NATCAB) to begin charging a quarantine fee, a nationally consistent approach is essential to avoid situations where returning Australians may avoid more costly jurisdictions, and other scenarios that undermine the national approach to managing returning Australians. A consistent approach also ensures the announcement and messaging to Australians overseas is managed to prevent a spike in travellers before the fee comes into effect.

Further consideration is required on whether implementation of a nationally consistent approach to a quarantine fee could be overtaken by changes to health advice and options concerning the future of hotel quarantine arrangements as border restrictions are eased.

s 47B(a) , s 47C

1 Proposed Actions

I recommend the National Coronavirus Cabinet:

s 47B(a) , s 47C

- (c) The Commonwealth does not currently have a legislative basis to charge, collect and distribute funds in regards to quarantine fee.
- 3. Note the AHPPC does not view the issue of a quarantine fee as a health issue.
- 4. Agree the AHPPC will provide advice to National Cabinet on the existing quarantine models in the context of the current epidemiological situation and easing borders.

s 47B(a) , s 47C

- 7. Agree a comeback to National Cabinet with a proposed model once the matters above have been addressed.
 - (a) This would include detailed requirements by States and Territories to implement a nationally consistent framework, including considerations to their administrative mechanisms to manage hardship cases and exemptions.

2 Detail of Proposal

Consistency in implementing a fee for quarantine

2.1 States and Territories are currently covering the costs associated with quarantine for returning passengers.

2.1.1. The rate of returns remains consistent – around 5,600 people per week – with the majority of passengers undertaking quarantine in New South Wales (over 18,000 persons) and Victoria (almost 13,000 persons).

2.2 On 15 May 2020, National Cabinet approved in-principle that States and Territories implement a quarantine fee effective 1 June 2020 (SM20/0266/NATCAB).

2.3 There is currently no agreed position between States and Territories on the nature, timing and substance of a regime for charging for quarantine.

2.3.1. Further consideration by States and Territories of the legislative and administrative mechanisms to achieve this within each jurisdiction is required.

2.4 States and Territories will continue to work through the National Coordination Mechanism towards a nationally consistent approach to implementing a quarantine fee. A nationally consistent approach is essential in ensuring gains made through the implementation of the national approach for managing returning Australians are not inadvertently undermined.

2.4.1. Inconsistent domestic application of a quarantine fee may result in travellers seeking to preference arrival into one jurisdiction over another, thus creating the risk that quarantine resources in certain States or Territories may be overwhelmed.

2.4.2. It is also likely that an announcement of the impending implementation of a quarantine fee nationally, or in the larger states, will see an increase in people attempting to travel to Australia before the measure come into effect. This will likewise create the risk that existing quarantine resources will be overwhelmed.

2.5 As a first priority, it is proposed that States and Territory Treasurers explore the option of implementing a burden-sharing regime whereby the quarantining State or Territory is reimbursed costs by the person's jurisdiction of residence.

2.5.1. This should seek to address the current uneven distribution of quarantine across larger jurisdictions.

Legislative considerations

2.6 While there is in-principle support for a nationally consistent approach, s 47B(a)

[REDACTED]

2.6.1. Further consideration of the legislative basis for a quarantine fee is required, and individual jurisdictions have flagged the possible need to alter their

legislative frameworks and, where relevant, to consider legislative changes against relevant Human Rights legislation. This is likely to be an extended process that cannot be implemented by 1 June 2020.

2.7 States and Territories have suggested the Commonwealth facilitate collection of quarantine fees on behalf of States and Territories. The Commonwealth does not have primary legislation to collect a charge on behalf of a State or Territory under State and Territory legislation for this type of fee.

2.8 It is appropriate the States and Territories, under whose legislation the quarantine requirements are imposed, also impose the proposed quarantine fee.

2.9 If States and Territories implement a quarantine fee, it will be important that a communication strategy is ready to explain the policy to those returning. Commonwealth agencies can assist with communicating the changes to Australian citizens, including via Australian diplomatic missions overseas and through relevant digital channels, such as Smartraveller. The Australian Border Force can also assist with communication at border points.

2.8.1 Prior to any announcement of the change, clarity of arrangements will be essential.

2.8.2 A viable advance notice period – for example, 10 days – will also be crucial to ensure that Australians with an intent to return, as well as industry, are aware of the change of policy.

Management of hardship cases and exemptions

s 47B(a)

2.10.1. It was noted at a National Coordination Mechanism meeting on 26 May 2020, there may be a high probability of returnees seeking exemptions or variations that will add to the administrative workload of States and Territories.

2.10.2. Further consideration will be required on the management of exemption or variations where persons have financial difficulty in meeting the costs due to hardship, or their stay in quarantine accommodation is varied due to changes in personal circumstances, safety and wellbeing issues, or hospitalisation.

2.11 On 21 May 2020, the Australian Health Protection Principal Committee (AHPPC) considered the issue of a quarantine fee. The Committee does not consider this a health issue.

2.11.1. AHPPC considers some form of quarantine of international arrivals to be an effective tool in preventing the spread of COVID-19 into Australia; however, extended periods in quarantine can affect mental health wellbeing.

2.11.2. AHPPC noted that vulnerable cohorts such as those with English as a second language, pregnant woman, those with newborn babies,

unaccompanied minors and those with no home in Australia, are already in a very stressful situation. The added burden of payment may exacerbate mental health issues already highlighted.

2.11.3. AHPPC recommended a cost benefit analysis of hotel quarantine, taking into consideration all of the aforementioned factors.

Sustainability of current quarantine models

2.12 As domestic restrictions are relaxed across Australia, there are concerns from States and Territories that the currently model for quarantine will not be sustainable and alternative models, such as home-based quarantine, will need to be examined.

2.13 The eventual easing of international border restrictions, followed by the return of cohorts, such as international students, will likely also require changes to existing quarantine processes.

2.14 Changes to current quarantine arrangements for returning Australians may render the need to implement a quarantine fee model moot.

2.14.1. Care will also need to be taken to ensure returning Australians are not subject to more stringent or costly quarantine processes than other cohorts due to competing frameworks being enacted.

2.15 Existing quarantine models will be considered by AHPPC in the context of the reopening of Australia.

3 Risks and sensitivities

s 47C

s 47B(a) , s 47C

3.2 The Department of Foreign Affairs and Trade advise that a change in policy will lead to a strong negative reaction by some Australians who remain overseas with an intent to return home. Many amongst this cohort have no access to scheduled commercial flights, including to international hubs, and are reliant on government-facilitated flights.

3.3 A move to a cost-share arrangement could also lead to increased numbers of Australians remaining in high-risk environments rather than taking facilitated or commercial flights home – potentially exposing themselves to risk and leading to an increased consular caseload. It could also lead to a greater demand for loans for subsistence, needs to shelter in place.

4 Impacts

- 4.1 Imposition of a quarantine fee without due consideration of the management of exemption processes for vulnerable cohorts, and appropriate communication and transition time will likely result in adverse outcomes, and will potentially generate adverse media coverage for Australian, State and Territory governments.
-

Attachments

Attachments

Nil

**Australian Government****SM20/0266/NATCAB/3****27 March 2020**

CABINET MINUTE

NATIONAL CABINET

Oral Update	SM20/0266	CORONAVIRUS HEALTH UPDATE
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The National Cabinet for Australia's Coronavirus Response ('the National Cabinet'):

1. Noted the oral update by the Prime Minister on the G20 Leaders' discussions overnight and the development of a third Commonwealth Government economic package.
2. Noted the oral presentation by the Secretary of the Commonwealth Treasury Department on the potential economic and workforce implications arising from different levels of social distancing restrictions and business closures.
3. Agreed that Treasurers, through the Heads of Treasuries process, share and refine work on the economic impacts of COVID-19 responses, including additional analysis of the interactions between health and economic assumptions and modelling.
4. Agreed:
 - (a) assistance provided to commercial tenants should be guided by the underlying principle of 'business hibernation'
 - (b) Treasurers be tasked with finalising agreed proposals on commercial and residential tenancies for National Cabinet consideration at its next meeting.

5. Noted the Coronavirus health update by the Chief Medical Officer (CMO) and his advice that returning international travellers remain the most significant vector for the spread of Coronavirus in Australia.

6. Agreed that:

- (a) as soon as possible, but no later than 11:59pm AEDT Saturday 28 March 2020, all travellers arriving in Australia will be required to undertake mandatory 14 day self-isolation at designated facilities (for example, a hotel) in the city in which they entered Australia, notwithstanding their state of residence
- (b) travellers will be transported directly to designated facilities after appropriate immigration, customs and enhanced health checks
- (c) designated facilities will be determined by the relevant State or Territory government; while ordinarily they will be in the city of entry where the traveller has cleared immigration, facilities in other areas may be used in extenuating circumstances
- (d) these requirements will be implemented under State and Territory legislation and will be enforced by State and Territory governments, with the support of the Australian Border Force (ABF) and the Australian Defence Force (ADF) where necessary and according to need across Australia
- (e) States and Territories would meet the costs (other than for ABF and ADF support) and determine any contributions required from travellers arriving within their jurisdictions.

7. Agreed that the ADF will begin assisting State and Territory governments to undertake quarantine compliance checks of those who are required to be in mandatory isolation after returning from overseas, with enforcement remaining the responsibility of States and Territories.

8. Agreed that the Commonwealth would ensure ABF declaration card information on returning international travellers who reside in jurisdictions other than their city of arrival is provided to the appropriate jurisdiction.

9. Noted:

- (a) the advice provided by all jurisdictions on their current enforcement regimes and activities and agreed the importance of continued strong enforcement of existing social isolation and social distancing measures
- (b) the advice from the Commonwealth, New South Wales, Victorian and Queensland Chief Health Officers on next step measures.

10. Agreed:

- (a) Queensland, New South Wales and Victoria will develop options for further restrictions to support social distancing and reduce community transmission for consideration at the next meeting
- (b) Western Australia will convene a discussion with Tasmania, South Australia and the Northern Territory to consider options for further restrictions that might be appropriate for jurisdictions with different epidemiological and geographic circumstances
- (c) the importance of ensuring that any further restrictions on business be accompanied by further economic support measures.

11. Noted:

- (a) the further advice from the Australian Health Protection Principal Committee in relation to the supply of intensive care unit (ICU) beds nation-wide and surge capacity (including related equipment, consumables and workforce)
- (b) the CMO's advice that ICU surge capacity is likely to meet predicted need.

12. Agreed that a paper setting out principles and protocols for the allocation and sharing of critical medical supplies be provided to the National Cabinet for consideration at its next meeting.

13. Agreed the statement on schools.

14. Agreed that States and Territories urgently finalise arrangements with private hospitals under the COVID-19 National Partnership Agreement and report on outcomes at the National Cabinet meeting on 29 March 2020.

Cabinet Secretary