



CLASS ORDER

Kingston, Frontenac, and Lennox & Addington Public Health

MEDICAL OFFICER OF HEALTH

**Made pursuant to Section 22 (5.0.1)
of the *Health Protection and Promotion Act, R.S.O. 1990, c. H.7***

DATE: November 26, 2021

TO: All persons in the City of Kingston and the Counties of Frontenac and Lennox & Addington:

I, Dr. Piotr Oglaza, Medical Officer of Health for Kingston, Frontenac, and Lennox & Addington (KFL&A) Public Health, order all persons in the City of Kingston and the Counties of Frontenac and Lennox & Addington to take the following actions, effective 12:01 a.m. on Saturday, November 27, 2021:

- 1) No person shall attend or host an indoor social gathering in a private dwelling with more than 10 people, including residents of the private dwelling and social gathering attendees.
- 2) Persons responsible for hosting an indoor social gathering in a private dwelling shall maintain a list of names and contact information for guests and, upon request, provide KFL&A Public Health with this information within 24 hours of the request, or other time specified, for the purposes of COVID-19 case and contact tracing.
- 3) Persons responsible for hosting an indoor social gathering in a private dwelling shall provide KFL&A Public Health with other information regarding the social gathering as requested by KFL&A Public Health within 24 hours of the request, or other time specified, for the purposes of COVID-19 case and contact tracing.
- 4) Comply with the requirements set out under the *Reopening Ontario (A Flexible Response to COVID-19) Act, 2020* (the "ROA") and applicable regulations, as well as the requirements under this Order. Where this Order imposes an additional requirement not set out in the ROA, the requirement under this Order must be followed.

REASONS FOR THIS ORDER:

- 1) COVID-19 has been designated as a communicable disease under Ontario Regulation 135/18 as amended. COVID-19 has been declared a pandemic by the World Health Organization.

Kingston, Frontenac and Lennox & Addington Public Health

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- 2) COVID-19 is present in the City of Kingston and the counties of Frontenac and Lennox & Addington and therefore poses a risk to the health of the residents of KFL&A Public Health through community transmission. The COVID-19 virus is spread from an infected person to a close contact primarily by direct contact or when respiratory secretions from the infected person enter the eyes, nose, or mouth of another person.
- 3) KFL&A Public Health case contact management investigations demonstrate nearly half of COVID-19 spread in the KFL&A Public Health region is attributed to a household setting.

I am of the opinion, on reasonable and probable grounds, that:

- a) A communicable disease exists or may exist or there is an immediate risk of an outbreak of a communicable disease in the health unit served by me; and
- b) The communicable disease presents a risk to the health of persons in the health units served by me; and
- c) The requirements specified in this Order are necessary to decrease or eliminate the risk to the health presented by the communicable disease.

I am also of the opinion that the delivery of notice of this Order to each and every member of the class is likely to cause a delay that could significantly increase the risk to the health of any person residing in the health unit, so notice shall be provided through the public media and the internet via posting on the KFL&A Public Health website.


NOTICE

Take notice that each member of the class is entitled to a hearing by the Health Services Appeal and Review Board if the member has delivered to me and to the Health Services Appeal and Review Board, 151 Bloor Street West, 9th Floor, Toronto, Ontario, M5S 1S4, notice in writing, requesting a hearing within 15 days after publication of this Order or otherwise in accordance with applicable law.

At the time of this Order, all request for appeal and review, submissions, materials, and inquiries must be sent to the Health Services Appeal and Review Board by e-mail to hsarb@ontario.ca or faxed at 416-327-8524.

And take further notice that although a hearing may be requested this Order takes effect when it is delivered to a member of the class or brought to the attention of a member of the class.

Failure to comply with this Order is an offence in accordance with section 100 of the Health Protection and Promotion Act for which you may be liable, on conviction, to a fine of not more than \$5,000 for every day or part of each day on which the offence occurs or continues.


Dr. Piotr Oglaza, MD, CPHI (C), MPH, CCFP, FRCPC
Medical Officer of Health / Chief Executive Officer
KFL&A Public Health
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