

Letter of Instruction
Kingston, Frontenac, and Lennox & Addington Public Health

MEDICAL OFFICER OF HEALTH

**Made pursuant to Section 2 (2.1) of Schedule 1 of Ontario Regulation 364/20:
Rules for Areas at Step 3 and at the Roadmap Exit Step**

DATE: October 1, 2021

TO: All Owners, Operators and Persons Responsible for businesses and organizations participating in organized sports¹ utilizing the indoor area of facilities located in the City of Kingston, and counties of Frontenac and Lennox & Addington, where organized sports are played or practiced (hereinafter referred to as the “Owners, Operators and Persons Responsible for Facilities”)

Following consultation with the Office of the Chief Medical Officer of Health, these instructions are being provided pursuant to Section 2 (2.1) of Schedule 1 to Ontario Regulation 364/20: Rules for Areas at Step 3 And at the Roadmap Exit Step made under the *Reopening Ontario (A Flexible Response to COVID-19) Act, 2020*, S.O. 2020, c. 17 (the “*Reopening Ontario Act*”), formerly a regulation made under the *Emergency Management and Civil Protection Act* and now a continued section 7.0.2 order under the *Reopening Ontario Act*. Where these instructions impose an additional requirement not set out in the *Reopening Ontario Act*, the requirement under these instructions must be followed.

Activities related to organized sports, particularly those that happen indoors, have the potential to facilitate all five risk factors for COVID-19 transmission which include: close contact, closed spaces, crowded places, prolonged exposure, and forceful exhalation. When coupled with the removal of masks during physical activity, the Delta Variant of COVID-19 has made indoor sports and recreation activities some of the most high-risk settings for COVID-19 transmission.

The new provincial proof of vaccination requirements did not specify proof of vaccination requirements for certain participants of organized sports, including volunteers, coaches, and officials. Volunteers, coaches, and officials are necessary for the operation of organized sports. Given that these individuals will have close and prolonged contact with vulnerable individuals who may be unvaccinated, by way of these instructions, I am requiring proof of vaccination for volunteers, coaches and officials participating or associated with indoor organized sports.

Effective **12:01 a.m. on October 5, 2021**, and until further notice unless otherwise specified, I, Dr. T. Hugh Guan, Acting Medical Officer of Health for Kingston, Frontenac, and Lennox & Addington Public Health, instruct Owners, Operators and Persons Responsible for Facilities to:

1. At the point of entry to the facility, confirm proof of vaccination (or proof of being entitled to a medical exemption) and identification, in the same manner as if prescribed by Ontario Regulation 364/20, Schedule 1, section 2 (2.1), and the Ministry of Health's Proof of Vaccination Guidance for Businesses and Organizations under the Reopening Ontario Act, for all volunteers, coaches, and officials, 12 years and older.
2. Continue to comply with all other public health measures related to screening, physical distancing, use of personal protective equipment, and maintaining a log with contact information of every member of the public who enters the facility, as outlined in Ontario Regulation 364/20.

ENFORCEMENT

You are required to comply with the additional measures above, and pursuant regulations under the *Reopening Ontario Act* including any successor legislation or regulations. As per the *Reopening Ontario Act*, individuals who do not comply with the above noted requirements may be liable for a fine up to a maximum of \$100,000 and for a term of imprisonment of not more than one year; directors or officers of a corporation who do not comply with the above noted requirements may be liable for a fine up to a maximum of \$500,000 and for a term of imprisonment of not more than one year; and in the case of the corporation, a fine up to a maximum of \$10,000,000.

Inquiries regarding these instructions shall be directed to Kingston, Frontenac, and Lennox & Addington Public Health at 613-549-1232 or COVID.enforcement@kflaph.ca

Dr. T. Hugh Guan
Acting Medical Officer of Health
Kingston, Frontenac, and Lennox & Addington Public Health

¹ **Organized sport(s)** are defined as sport(s) and recreation activities including, but not limited to, sports leagues, organized pick-up sports, dance classes, gymnastics, martial arts, and swimming classes, or as otherwise described in the Ministry of Health's Proof of Vaccination Guidance for Businesses and Organizations under the Reopening Ontario Act.