



PUBLIC HEALTH ORDER
FOOD, BEVERAGE AND LIQUOR SERVING PREMISES
January 12th, 2021

(Under Section 38 and Subsection 45(2) of *The Public Health Act, 1994*)

WHEREAS:

- A. I, Dr. Saqib Shahab, an official with the Ministry of Health and the Chief Medical Health Officer for the Province of Saskatchewan, have been authorized by the Minister of Health to act under section 45 of *The Public Health Act, 1994*;
- B. The transmission of the infectious agent SARS-CoV-2, which has caused cases and outbreaks of a serious communicable disease known as COVID-19 among the population of the Province of Saskatchewan, is a serious public health threat, as defined in *The Public Health Act, 1994*;
- C. A person infected with SARS-CoV-2 can infect other people with whom the infected person is in contact;
- D. The gathering of people in close contact with one another can promote the transmission of SARS-CoV-2 and increase the number of people who develop COVID-19;
- E. COVID-19 is a category I communicable disease;
- F. It is necessary to (a) reduce the probability for transmission of SARS-CoV-2, and (b) reduce the exposure to SARS-CoV-2, to decrease or eliminate the risk to health presented by COVID-19;
- G. I consider the following measures necessary to decrease or eliminate the risk to health presented by COVID-19;
- H. If this order conflicts with my January 15th, 2021 Provincial Order, or any replacement of that order, this order shall prevail to the extent of the conflict;
- I. Effective 12:01 am on January 15th, 2021 I rescind my December 17th, 2020, Food, Beverage, and Liquor Serving Premises Order, and by virtue of the foregoing and under section 38 and 45 of *The Public Health Act, 1994*:

This order applies to all Owners and Operators of a Bar or Public Eating Establishment and all Patrons of a Bar or Public Eating Establishment:

I hereby ORDER and DIRECT:

1. For the purposes of this order:
 - a. “bar” means:
 - i. Any premises issued a tavern permit pursuant to *The Alcohol Control Regulations, 2016*;



- ii. Any premises issued an endorsement pursuant to section 15 or 16 of *The Alcohol Control Regulations, 2016*;
 - iii. Any premises issued a special use permit pursuant to subsection 19(1)(a) and 19(1)(l) of *The Alcohol Control Regulations, 2016*;
 - iv. Any premises issued a manufacturer permit pursuant to *The Alcohol Control Regulations, 2016*;
 - v. A casino as defined in *The Gaming Regulations, 2007*; and includes pubs, bars, lounges, nightclubs, liquor manufacturing facilities that have private tasting rooms, casinos and private clubs.
- b. “patron” means anyone being provided services in a bar or public eating establishment, but does not include staff.
 - c. “physical barrier” means an obstacle that is easily cleaned and effective in preventing the transmission of respiratory droplets between people without impeding ventilation.
 - d. “public eating establishment” means a public eating establishment licensed pursuant to section 5 of *The Food Safety Regulations*, including any premises issued a restaurant permit pursuant to *The Alcohol Control Regulations, 2016*, restaurants, coffee shops, cafes, and cafeterias, but does not include areas in the following locations where food or beverages are not served to the general public:
 - i. Addiction treatment centres, complex care centres, health centres, hospitals, mental health centres, residential treatment centres or special-care homes designated pursuant to *The Provincial Health Authority Act*;
 - ii. Personal care homes licensed pursuant to *The Personal Care Homes Act*;
 - iii. Assisted living facilities;
 - iv. Residential-Service Facilities licensed pursuant to *The Residential-service Facility Regulations*.
- 2. For certainty, this order is not directed at independent living facilities, correctional facilities, and industrial camps. For greater certainty, this order does apply to areas that serve food or beverage to the general public located in the establishments listed in subsections 1(d)(i) to (iv).
 - 3. The sale of alcohol for onsite consumption in all bars and public eating establishments is prohibited between the hours of 10:00pm and 9:30am to all persons, including patrons, staff, and owners.
 - 4. The consumption of alcohol in all bars and public eating establishments is prohibited between the hours of 11:00pm and 9:30am for all persons, including patrons, staff, and owners.
 - 5. All patrons visiting the bar or public eating establishment must be seated at a table, booth, bar, or counter area. Capacity and seating requirements shall adhere to the requirements in the Restaurants and Licensed Establishment Guidelines in the Re-Open Saskatchewan Plan found on the Government of Saskatchewan website (Saskatchewan.ca), as amended from time to time.

6. Patrons who are not in the same party must be seated 2 meters apart from one another if they are separated by a physical barrier, or 3 meters apart from one another if they are not separated by a physical barrier.
7. There must be no more than 4 patrons seated at a table or booth, even if they belong to the same party.
8. If the adjacent tables or booths are separated by physical barriers, there must be a distance of 2 meters between the backs of the seats of patrons seated at adjacent tables or booths, even if members of the same party are seated at adjacent tables or booths. If the adjacent tables or booths are not separated by physical barriers, there must be a distance of 3 meters between the backs of the seats of patrons seated at adjacent tables or booths, even if the members of the same party are seated at adjacent tables or booths.
9. There must be 2 meters between patrons seated at a counter if they are separated by physical barrier, or 3 meters between patrons seated at a counter that are not separated by a physical barrier, unless the patrons are in the same party.
10. If a party of patrons is seated at a counter, there must be no more than 4 members of the party seated less than 2 meters apart from one another. They must be 2 meters from the other members of the party who are seated adjacent to them at the counter if they are separated by a physical barrier, or 3 meters apart from other members of the party who are seated adjacent to them at the counter if they are not separated by a physical barrier.
11. Patrons are to remain seated except to use the washroom facilities or to leave the premises. Patrons must maintain a distance of 2 meters from other patrons if they are not seated. In the case of patrons who require assistance or supervision, a distance of 2 meters is not required to be maintained between them and their caregiver.
12. Owners must collect the first and last name, and telephone number or email address, of all dine-in patrons. Owners must retain this information for thirty days, in case there is a need for contact tracing, in which case the owner must provide the information to the medical health officer upon request.
13. Owners shall ensure that there are a sufficient number of staff at the premises to ensure that patrons remain seated.
14. Music and other background sounds, such as televisions or other sound producing devices, must be kept at a volume lower than 80 decibels that allows patrons and staff to speak at the volume of a normal conversation.
15. No dancing, karaoke, open mic, or similar activities are permitted.
16. Dance floors must be closed with physical barriers that prevent their use or be occupied with tables.
17. The use of hookahs or other types of water pipes in the premises is prohibited.
18. All other applicable requirements in the Re-Open Saskatchewan Plan shall be adhered to. Where the Re-Open Saskatchewan Plan conflicts with this order, the requirements in this order prevail.

This order remains in effect until 12:01 am on January 29th, 2021, or until, in the opinion of the Chief Medical Health Officer, there is no longer a public health threat, whichever shall first occur.

DATED at Regina, Saskatchewan, on the 12th day of January, 2021.



Dr. Saqib Shahab FRCPC
Government of Saskatchewan
Chief Medical Health Officer