

Law Gazette
of the
Free Hanseatic City of Bremen

2020	Published on 16 October	No. 116
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Third Ordinance amending the Eighteenth Ordinance on Protection against New Infections with Coronavirus SARS-CoV-2

of 16 October 2020

On the basis of § 32 sentences 1 and 2 of the German Infection Protection Act of 20 July 2000 (German Federal Gazette I p. 1045), most recently amended by Article 5 of the law dated 19 June 2020 (German Federal Gazette I p. 1385), in connection with § 6 sentence 1 of the Ordinance on Competent Authorities under the German Infection Protection Act of 11 September 2018 (Bremen Law Gazette p. 425 - 2126-e-1), which has been amended by the Ordinance dated 12 May 2020 (Bremen Law Gazette p. 292), it is decreed:

Article 1

§ 22a of the Eighteenth Corona Ordinance dated 6 October 2020 (Bremen Law Gazette p. 1086), which has been amended by the Ordinance dated 13 October 2020 (Bremen Law Gazette p. 1113), is worded as follows:

§ 22a

Local measures and complementary orders

(1) The locally competent authorities pursuant to § 4 (1) and (1a) of the Ordinance on Competent Authorities under the German Infection Protection Act may issue more far-reaching orders insofar as this is absolutely necessary for the sake of public health protection.

(2) If, according to publications of the Robert Koch Institute, the number of new infections with coronavirus SARS-CoV-2 in the municipality of Bremen or in the municipality Bremerhaven exceeds 35 per 100,000 inhabitants within seven days (incidence value), the public order office for the municipality of Bremen, the Hanseatic Port Authority of Bremen for the Bremen port district or the municipal government for the municipality of Bremerhaven shall order in by general decree, notwithstanding subsection 1, that

1. events in closed rooms and in the open air are only permitted with up to a maximum of 150 participating persons, notwithstanding § 2 (2) and (3),

2. private celebrations are only permitted
 - a) in public or rented rooms with up to a maximum of 25 participating persons, notwithstanding § 2 (2) and (3),
 - b) in apartments and the enclosed property with up to a maximum of 15 participating persons, notwithstanding § 2 (1) to (3).
3. within the framework of weekly farmer's markets according to § 67 of the German Industrial Code and in specific public places with a higher-than-average presence of people, in which violations of the distance requirement pursuant to § 1 (1) sentence 1 are to be expected, there is an obligation to wear a mouth-and-nose cover pursuant to § 3 (2) and (3),
4. the competent public health department may allow exceptions from no. 1, upon application, provided that a suitable protection and hygiene concept in accordance with § 7 (1) or, in the case of events at a company, pursuant to § 7 (2) is presented; the approval may be subject to conditions for the purpose of preventing and combating coronavirus SARS-CoV-2.

(3) If, according to publications of the Robert Koch Institute, the number of new infections with coronavirus SARS-CoV-2 in the municipality of Bremen or in the municipality Bremerhaven exceeds 50 per 100,000 inhabitants within seven days (incidence value), the public order office for the municipality of Bremen, the Hanseatic Port Authority of Bremen for the Bremen port district or the municipal government for the municipality of Bremerhaven shall order in by general decree, notwithstanding subsections (1) and (2), that

1. meetings and gatherings are only permitted with up to a maximum of five persons, notwithstanding § 2 (1), except for meetings between members of two households,
2. events in closed rooms and in the open air are only permitted with up to a maximum of 100 participating persons, notwithstanding § 2 (2) and (3),
3. private celebrations within the meaning of (2) no. 2 are permitted with up to a maximum of ten participating persons, with limitation to two households being urgently recommended,
4. selling and serving alcoholic beverages is only permitted in the time from 6:00 am to 11:00 pm,
5. gastronomic establishments are only allowed to open in the time from 6:00 am to 11:00 pm,
6. there is an obligation to wear a mouth-and-nose cover in accordance with § 3 (2) and (3) within buildings of public service institutions and authorities, when entering circulation areas such as entrance areas, staircases, corridors and elevators, as well as when staying in sanitary facilities and waiting rooms; exempt from this requirement are courts, prisons, police enforcement facilities and the institutions covered by Part 2 and Part 3,

7. the competent public health department may allow exceptions from no. 2, upon application, provided that a suitable protection and hygiene concept in accordance with § 7 (1) or, in the case of events at a company, pursuant to § 7 (2) is presented; the approval may be subject to conditions for the purpose of preventing and combating coronavirus SARS-CoV-2.

(4) The general decree pursuant to Subsection 2 or 3 shall be limited in time. It shall be repealed if new infection numbers fell short of the respective incidence value on seven consecutive days.”

Article 2

This Ordinance shall enter into force on the day after its publication.

Bremen, 16 October 2020

The Federal State Minister for Health,
Women and Consumer Protection

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