



## GOBERNACIÓN

Departamento Archipiélago de San Andrés,  
Providencia y Santa Catalina  
*Reserva de Biosfera Scaflower*  
NIT: 892400038-2

Decree Number 0129 - - - /,

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18 MAR 2020

**"By which Public Calamity is declared and sanitary measures and actions are adopted in the Departmental Archipelago of San Andres, Providence and Santa Catalina by cause of Coronavirus (COVID -19), and other provisions are issued"**

**THE GOVERNOR OF THE DEPARTMENTAL ARCHIPELAGO OF SAN ANDRES, PROVIDENCE AND SANTA CATALINA**, in exercise of his legal power, especially those enshrined in the Decree 019 of March 11, 2020, article 325 of the Political Constitution of Colombia, Law 9 of 1979, articles 43 and 45 of Law 715 of 2001, Decree 780 of 2016, and

### CONSIDERING

That the Political Constitution of Colombia, in its article 2, states that the authorities are instituted to protect all the people residing in Colombia in their life, honor, property, beliefs and other rights and freedoms.

That Article 49 of the National Constitution establishes that; "Health care and environmental sanitation are public services in charge of the State. All people are guaranteed access to health promotion, protection and recovery services."

That the article stated above determines, among other aspects, that everyone has the duty to seek comprehensive care for their health and their community. Likewise, article 95 provides that people must *"act in accordance with the principle of social solidarity, responding with humanitarian actions in situations that endanger the life or health of people."*

That Article 5 of Law 1751 of 2015, establishes that the State is responsible for respecting, protecting and guaranteeing the effective enjoyment of the fundamental right to health, as one of the essential elements of the Social Rule of Law.

That Law 9 of 1979, dictates sanitary measures and taking into account Title VII, highlights that it corresponds to the State, as regulator of health matters, to issue the necessary provisions to ensure the adequate hygiene and safety situation in all activities, as well as monitor their compliance through the health authorities.

That article 598 of the same aforementioned law establishes that "Every person must ensure the improvement, conservation and recovery of his/her personal health and the health of the members of his/her household, avoiding harmful actions and omissions and complying with the technical instructions and the obligatory norms that the competent authorities dictate".

That paragraph 1 of article 2.8.8.1.4.3 of Decree 180 of 2016, the only regulation in the health and social protection sector, establishes that "... without prejudice to the aforementioned measures and in the event of epidemics or national or international sanitary emergency situations, urgent measures and other precautions based on scientific principles recommended by experts may be adopted with the aim of limiting the spread of a disease or risk that has spread widely within a group or community or a certain area."

That Law 715 of 2001 in its article 44, numeral 44.3.5, indicates as competence in charge of the municipalities "... to exercise surveillance and sanitary control in their jurisdiction, on risk factors for health in establishments and spaces that may generate risks for the population, such as educational establishments, hospitals, jails, barracks, shelters, kindergartens, nursing homes, ports, airports and land terminals, public transport, swimming pools, stadiums, coliseums, gyms, bars, taverns, supermarkets and similar squares of markets, public supply and animal slaughter plants among others".

That Article 1 of Law 1523 of 2012, states regarding disaster risk management that *"disaster risk management, hereinafter risk management, is a social process aimed at the formulation, execution, monitoring and evaluation of policies, strategies, plans, programs, regulations, instruments, measures and permanent actions for knowledge and risk reduction and for disaster management, with the explicit purpose of contributing to the safety, well-being, and quality of life of people and sustainable development. Likewise, the first paragraph of the aforementioned article indicates that risk management constitutes an essential development policy to ensure sustainability, territorial security, collective rights and interests, improve the quality of life of populations and communities at risk and, therefore, it is intrinsically associated with safe development planning, with sustainable territorial environmental management, at all levels of government and the effective participation of the population"*.

That Article 3 *ibid*, establishes as principles that guide risk management those of protection, social solidarity and self-preservation, among others.

That through a communication dated March 11, 2020, the WORLD HEALTH ORGANIZATION (WHO) expressed that the coronavirus outbreak (COVID-19) can be characterized as a pandemic, essentially due to the speed of its spread, and through a press release announced that, to date in more than 114 countries, distributed on all continents, there are cases of spread and contagion and more than 4,291 deaths; therefore, it urged the States to take urgent and determined actions for the identification, confirmation, isolation, monitoring of possible cases and the treatment of confirmed cases, as well as the dissemination of preventive measures, all of which should result in the mitigation of contagion.

That resolutions numbers 380 and 385 of March 2020, issued by the Ministry of Health and Social Protection by means of which urgent and sanitary preventive measures were adopted, as well as the declaration of emergency in the country due to the coronavirus (COVID- 19).

That, by virtue of the foregoing, it is necessary to activate hospital emergency plans in the public and private network, which allows them to guarantee an immediate, adequate and timely response, in the event of an emergency situation. Likewise, establish a series of measures of prevention, self-protection and collective care against the virus, which will be mandatory for the public and private sector in the Departmental Archipelago of San Andres, Providence and Santa Catalina.

That, at present, there are no medicines or treatments to deal with the virus, therefore, due to its symptoms, it generates serious complications and that, according to the experts' recommendations, the most effective way to avoid the contagion is to have permanent hand hygiene and keep public influx sites properly sterilized.

That according to External Circular No. 015 of 2020, issued by the Ministry of the Interior, it states that specific measures be taken for ethnic groups, indigenous peoples, the NARP communities (Negras, Afrocolombiana, Raizales, and Palenqueras), so It is necessary to establish protocols in order to limit entry to foreign tourists.

That according to External Circular No. 015 of 2020, issued by the Ministry of the Interior, it states that specific measures be taken for ethnic groups, indigenous peoples, the African-Colombian Communities in Spanish the "NARP" communities (Negras, Afrocolombiana, Raizales y Palenqueras), so It is necessary to establish protocols in order to limit entry to foreign tourists.

That the Departmental Health Secretariat recommends the issuance of this administrative act in order to declare and adopt the prevention measures and actions established by the World Health Organization, as well as the contents in their entirety, in Resolutions 380 and 385 of March 2020, by the Ministry of Health and Social Protection in its capacity as national health authority and regulations that add or complement it.

That it is necessary to decree the situation of public calamity and adopt urgent measures and actions to prevent the effects of the coronavirus (COVID-19) in order to ensure adequate health protection of the inhabitants of the Departmental Archipelago of San Andres, Providence and Santa Catalina.

That in act No. 001 dated March 16, 2020, the session of the Departmental Council for Disaster Risk was held. The Governor-in-charge ALEN JAY STEPHENS, put to a vote the declaration of Public Calamity to prevent the effects of the coronavirus (COVID - 19) to the members of the Departmental Council for Disaster Risk Management, being APPROVED by unanimity, the

declaration of Public Calamity in the Departmental Archipelago of San Andres, Providence and Santa Catalina.

In recognition of the above,

## DECREES

**ARTICLE 1. DECREE THE SITUATION OF PUBLIC CALAMITY** in the Departmental Archipelago of San Andrés, Providence and Santa Catalina, until May 30, 2020. The declaration may end before the date indicated here, or when the causes that gave rise to it disappear or, if they persist or increase, it may be extended.

**ARTICLE 2. ADOPT** the measures and health actions in the Departmental Archipelago of San Andres, Providence and Santa Catalina, occasion of the declaration of state of public calamity due to the coronavirus (COVID-19) from the 18th of March 2020.

**ARTICLE 3. ORDER** the following mandatory measures in the territory of the Departmental Archipelago of San Andres, Providence and Santa Catalina, which are intended to prevent and control the spread of the coronavirus (COVID-19) and mitigate its effects.

3.1. Order commercial establishments and markets to implement hygienic measures in contagious spaces or surfaces and hygienic sanitation measures that facilitate the population's access to their hygienic services, as well as those of their workers.

3.2. Prohibit the arrival of foreign-flagged tourist and recreational vessels (yachts, sailboats and / or cruises) or manned by foreigners who come from anywhere in the world and intend to arrive at any dock and / or marina of the Departmental Archipelago of San Andres, Providence and Santa Catalina. Exceptions are those ships of international maritime traffic that due to security conditions in navigation require entering Colombian calm waters for the purpose of repair or protection, without implying the disembarkation or embarkation of its crew and passengers.

3.3. Prohibit the departure of tourist and recreational vessels in all the docks and marinas of the Departmental Archipelago of San Andres, Providence and Santa Catalina. The transportation of passengers between the islands of San Andres and Providence is excepted.

3.4. Prohibit the entry of foreign tourists in the Departmental Archipelago of San Andres, Providence and Santa Catalina until the restrictive measure issued by the national order authorities is maintained.

3.5. Order the administrations of residential centers and similar spaces, adoption of hygienic measures in spaces or areas of infection.

3.6. Order the chiefs, legal representatives, administrators or whoever takes their place, to adopt in the public and private workplaces the prevention and health control measures to prevent the spread of the coronavirus (COVID-19), the provision of the service through telecommuting should be promoted as much as possible.

3.7 Suspend all public and private events and crowds of social, sports, artistic, recreational, cultural, religious, political or any other nature.

3.8. Temporarily prohibit access to sports, tourist and recreational settings for bathers on the different beaches and islets of the archipelago.

3.9. Order commercial establishments (stores, shops and supermarkets) to implement basic hygiene measures in spaces and surfaces that facilitate the population's access to their services in a safe manner.

3.10. Order administrations of buildings and similar spaces to adopt hygienic measures in contagious spaces or surfaces.

3.11. Order those responsible for public and private means of transport and those who operate it, to adopt the corresponding hygienic and other measures to prevent the infection and spread of the coronavirus (COVID-19). Likewise, passenger capacity should be limited to the number of seats available.

3.12. Order the recipients of the circulars that have been issued by national entities for the prevention of the spread of the coronavirus (COVID-19), to comply with them, which are binding.

3.13. Suspend the face-to-face classes in the public and private educational institutions of the Departmental Archipelago of San Andres, Providence and Santa Catalina, in order to protect the health of all, and especially of children and young people.

3.14. To instruct private and public education institutions of the different levels of training, including technical studies, technologists, undergraduate and postgraduate courses, to take preventive measures and alternative and technological mechanisms for the delivery of education in order to supply the face-to-face modality.

3.15. Temporarily prohibit commercial activities in establishments such as discotheques, bars, taverns, nightclubs, movie theaters, casinos, liquor stores, social clubs, gyms, game rooms, recreational centers, billiards, cockpits, motels, canteens, brothels and others alike.

3.16. Instruct restaurant representatives or managers to stimulate and promote among their clients, food delivery and takeaway.

3.17. Suspend commercial tourist activity, in museums, chivas and tourist buses. Likewise, all activity on the urban, rural beaches and islets that make up the Archipelago is prohibited.

3.18. To instruct the Departmental Hospital, health centers and other healthcare centers to restrict visits from family and friends to their patients.

3.19. Establish the following measures regarding shopping centers, supermarkets, and Minimarkets:

3.19.1. Check that the lines to access goods and services in all commercial premises keep a meter of distance between each person. Administrators and / or managers of these places are recommended to enable all checkouts and payment points to speed up the service.

3.19.2. Control in the food courts, that the distance of one meter between each person can be shortened, providing that the occupation of the same cannot exceed 30% of its total capacity.

3.19.3. Control and avoid the crowds in those places and / or areas of sale of input, food, suppliers, distributors, and wholesalers.

3.20. To instruct the banking sector to implement preventive measures to spread the (COVID-19), such as the permanent disinfection of electronic ATMs, stands nearby and electronic service posts, as well as so that in the access lines of banking services, customers keep a minimum distance of one (1) meter between people.

3.21. Temporarily restrict crowding in the Spratt Bight pedestrian sector.

3.22. Temporarily restrict the transit of motorcycles with passengers from 12:00 a.m. to 5:00 a.m. Excepted from this measure are people who transport workers who work during this period, for which they must prove this employment relationship through cards, to those of State security agencies, relief agencies, surveillance companies, escorts, drug stores, professionals of health service on duty, military forces, National Navy, National Police, Prosecutor's Office, CTI, Colombian Migration and Transit Authorities.

3.22. Temporarily restrict the transit of motorcycles with passengers from 12:00 a.m. to 5:00 a.m. Excepted from this measure are people who transport workers who work during this period, for which they must prove this employment relationship through cards, to those of State security agencies, relief agencies, surveillance companies, escorts, drug stores, professionals of health service on duty, military forces, National Navy, National Police, Prosecutor's Office, CTI, Colombian Migration and Transit Authorities.

3.23. To urge all the inhabitants of this Archipelago to inform the health organizations through the telephone line 3106511341 (CRUE) or the emergency line 123, of the situations and conditions of the Population that within their family nucleus are of high risk of the disease (COVID-19), due to its age and medical pre-existing conditions such as diabetes, acute respiratory disease, cancer, cardiovascular diseases and diseases that affect the immune system.

**ARTICLE 4. COMMAND** citizens to adopt the following measures, in order to prevent the spread of CORONAVIRUS (COVID-19).

**I. Of Personal Self-care:**

- a. Every three (3) hours wash your hands with plenty of soap, alcohol or antiseptic gel.
- b. Drink water (Hydrate).
- c. Cover the nose and mouth with the forearm (not with the hand) when sneezing or coughing.
- d. Avoid direct contact, do not say hello or kiss, do not hug.
- e. Avoid attending massive events or events of any kind that are not essential.
- f. In case of the flu wear face masks and stay home.
- g. Call the telephone line 3106511341 (CRUE) or the emergency line 123, before going to the emergency department if you have alarm symptoms (respiratory distress, temperature above 37.5 ° C, axillary for more than two days or wheezing in children). The health system will prioritize home care for these emergencies.
- h. Take special care of adults over 60 years of age, check their daily health, if they have any alarm symptoms (flu, respiratory distress, fever, decline). The health system will prioritize home care for these emergencies.

**II. Of Collective Self-Care:**

- a. Companies and work spaces will adopt the necessary measures to organize the work at home of the employees as possible.
- b. For employees who are required to attend the workplace, at least three shifts of entry and exit must be organized throughout the working day.
- c. In addition to work at home and in and out shifts, universities, educational institutions and colleges should organize the virtualization of classes and activities as much as possible.
- d. All bus stops will be washed and disinfected daily.
- e. During the day, buses and vehicles that provide public services will be disinfected.
- f. The necessary actions must be taken to keep the bottles of water for consumption in optimal aseptic conditions.

These measures are of immediate execution, have a preventive, obligatory and transitory character and will be applied without prejudice to any applicable sanctions.

Paragraph: Violations of the provisions of this article will be subject to corrective measures by the Police Inspectors and Commanders of the Station, Substation or Immediate Attention Center of the National Police and Police officials in accordance with the provisions of the National Code of Security and Citizen Coexistence, and as established in articles 368 and 369 of the Penal Code.

**ARTICLE 5. ORDER** the following mandatory measures in the territory of the Departmental Archipelago of San Andres, Providence and Santa Catalina, which are intended to prevent the spread of the coronavirus (COVID-19).

**ARTICLE 6.** Failure to comply with the measures adopted in this Decree will lead to the imposition of the relevant sanctions.

**Paragraph:** The Administrative Police Authorities, Police officers, Maritime and Traffic Authorities, will monitor and control compliance with these measures; for specific cases, It will be requested support to the military forces.

**ARTICLE 7.** The present Decree is in force as of the date of issue, and shall remain in force until the causes that gave rise to it disappear.

**COMMUNICATE, PUBLISH AND COMPLY**

Given in San Andres Island, on

**18 MAR 2020**

**EVERTH HAWKINS SJOGREEN**  
Governor

Projected: M Moreno / Private S  
Reviewed: M Moreno / Private S  
Archive: Cleotide R. / Private