



## Swimming NSW Limited

# FIELD-OF-PLAY COVID-19 VACCINATION POLICY

### Introduction

This *Field-of-Play Covid-19 Vaccination Policy* (**Policy**) is made by the **Board** of Swimming New South Wales Limited (**Swimming NSW**) in accordance with the Board's powers conferred under Swimming NSW's **Constitution**, and the Board's powers to make rules, regulations and policies consistent with the Constitution.

For the purpose of the Constitution, this *Field-of-Play Covid-19 Vaccination Policy* is a Policy of Swimming NSW. This Policy is made by the Board for the proper advancement, management and administration of Swimming NSW.

This Policy shall come into force on and from 12.01am Australian Eastern Daylight Time on 15 December 2021. This Policy shall thereafter remain in force until such time as it is revoked or modified by the Board.

### Purpose

The purpose of this Policy is to impose certain, necessary obligations on certain persons in relation to the participation of those persons in sporting competitions and other activities organised and controlled by Swimming NSW (**Swimming NSW Competitions**).

An example of a Swimming NSW Competition is the New South Wales Swimming Championships organised and conducted by Swimming NSW.

Specifically, this Policy imposes obligations in relation to vaccination against **COVID-19** and other requirements, in order to address the serious health risks posed by the **SARS-CoV-2** coronavirus and the COVID-19 disease that the SARS-CoV-2 virus can cause.

For the avoidance of doubt, this Policy *does not* apply in relation to sporting competitions and other activities of any nature organised by members or constituent bodies of Swimming NSW, or other third parties, even if those competitions and activities are sanctioned by Swimming NSW, **provided that** Swimming NSW is not involved in the organisation and control of the event or activity.

### Meaning of "Vaccinated for COVID-19", "COVID-19 Vaccine" and "Field of Play"

In this Policy, the term **Vaccinated for COVID-19** means that a person has been, and can prove through acceptable and Australian Government-issued certification, that they have been administered *at least* two (2) doses of any of the following COVID-19 Vaccines approved for use in Australia:

1. Vaxzevria (AstraZeneca).
2. Cominarty (Pfizer).
3. Spikevax (Moderna).

In this Policy, the term **COVID-19 Vaccine** means any of the following COVID-19 Vaccines approved for use in Australia:

1. Vaxzevria (AstraZeneca).
2. Cominarty (Pfizer).
3. Spikevax (Moderna).

In this Policy, the term **Field of Play** means the various places and areas of a venue at which a Swimming NSW Competition is held, where competitors congregate, prepare, warm-up, warm-down and compete, including without limitation:

1. Dressing rooms and change rooms;
2. Marshalling areas;
3. Warm-up and warm-down areas including warm-up/down pools;
4. Treatment and physiotherapy areas;
5. Competition swimming pools and pool deck areas; and
6. Any other area or place that is designated by Swimming NSW to be part of the Field of Play within a venue.

### **Application**

This Policy applies to the following classes of persons in relation to Swimming NSW Competitions, and the entry by those persons into the Field of Play at Swimming NSW Competitions:

1. Swimming NSW employees and agents;
2. Officials.
3. Coaches.
4. Workers.
5. Contractors.
6. Volunteers.
7. Spectators.
8. **Except for those people competing in the relevant Swimming NSW Competition**, any other person aged 12 years and three (3) months of age or older, who attends any Swimming NSW Competition for any reason.

For the purpose of this Policy, a person who falls within any of the above categories in relation to any Swimming NSW Competition is referred to in this Policy as an **Affected Person**.

## Specific Obligations

In addition to any other policy, by-laws or rules applying in relation to any Swimming NSW Competition, any person who is an Affected Person must not under any circumstances enter, or remain in or on the Field of Play at a Swimming NSW Competition in any circumstance where the Affected Person:

1. Is an Affected Person; and
2. Where that Affected Person is not Vaccinated for COVID-19; unless
3. The person is an Exempted Person who otherwise complies with the requirements of this Policy.

## *Vaccination Status*

At any Swimming NSW Competition, Swimming NSW and any person authorised by Swimming NSW shall be entitled to require that an Affected Person show, on demand to any authorised delegate of Swimming NSW, acceptable evidence that the Affected Person is either:

1. Vaccinated for COVID-19; or
2. An **Exempted Person**.

For the purpose of this Policy, a person is an Exempted Person if:

1. The person holds and is able to produce to Swimming NSW (including any delegate authorised by Swimming NSW) acceptable certification, provided by a registered Australian medical practitioner in accordance with the requirements of any applicable policy and guidelines made by the Australian Technical Advisory Group on Immunisation (**ATAGI**), that the person is unable to receive a COVID-19 Vaccine due to:
  - (a) a certified and specified medical contraindication; or
  - (b) An acute medical illness (including where the person has been diagnosed as having been infected with SARS-CoV-2 or as suffering from COVID-19); or
2. The person is classified as a competitor who is competing at the relevant Swimming NSW Competition.
3. Where numbered paragraph 1 above constitutes the basis on which a person qualifies as an Exempted Person, where that person **also** produces to Swimming NSW a negative test result for a COVID-19 PCR test conducted within the preceding 48-hour period, and thereafter **also** produces to Swimming NSW a negative test result for a COVID-19 PCR test conducted no less frequently than every three days or for the duration of the Swimming NSW Competition (in the case of any Swimming NSW Competition that goes for longer than three (3) days).