

TRANSLATION
(excerpt)

**Twenty-sixth Corona Control Ordinance Rhineland-Palatinate (26th CoBeLVO)
of 08 September 2021**

Based on § 32 sentence 1 in connection with § 28 para. 1 sentence 1 and 2, § 28a para. 1 and § 29, and § 30 para. 1 sentence 2 of the Infection Prevention and Control Act of 20 July 2000 (Federal Law Gazette, Part I page 1045) as amended by Article 6 of the Act, dated 27 July 2021 (Federal Law Gazette, Part I page 3274), in conjunction with § 1 No. 1 of the State Ordinance on the Implementation of the Infection Prevention and Control Act of 10 March 2010 (State Law/Regulations Gazette page 55), as amended by § 7 of the Act, dated 15 October 2012 (State Law/Regulations Gazette page 341), BS 2126-10, it is decreed:

Part 1
Purpose, Warning Level, General Protective Measures

§ 1
Purpose, Warning Level

- (1) This Ordinance governs the protective measures required to contain and prevent the spread of the SARS-CoV-2 coronavirus, where no deviating regulations have been decreed by the Federal Government in accordance with § 28 c of the Infection Protection Act (IfSG). The assessment of the recent leading indicator trends as outlined below, as well as the number of individuals vaccinated against Coronavirus Disease-2019 (COVID-19) in Rhineland-Palatinate set up the basis for the stipulations of this Ordinance. Current and further measures will be reassessed against these criteria at least every four weeks. In particular, the need for the measures will be reviewed as a whole if the leading indicator values within warning level 1 range at uncritical levels.
- (2) If the provisions under this Ordinance depend on respective warning levels, such levels are to be determined as set forth in paragraphs (3) to (6).
- (3) A warning level enters into effect once at least two of the following three leading indicators reach the value ranges set out in the following table, as per § 2:

Leading Indicator	Warning Level 1	Warning Level 2	Warning Level 3
seven-day incidence rate	up to 100 max.	over 100 up to 200 max.	over 200
seven-day hospitalization incidence	under 5	5 to 10	over 10
ICU beds ratio	under 6 %	6 % to 12 %	over 12 %

- (4) The leading indicator "seven-day incidence rate" refers to the number of new cases of infection per 100,000 inhabitants of a county and an independent city accumulated over the last seven days. The data applied to each county and independent city is to include the figures reported by the respective municipalities within seven days, taking into account the foreign forces stationed in the area as of June 30, 2020.
- (5) The leading indicator "seven-day hospitalization incidence" is determined by the number of newly admitted COVID-19 hospitalization cases per 100,000 inhabitants within the last seven days in relation to the care area as per the Hospital Plan of the State of Rhineland-Palatinate 2019 to 2025. A hospitalization case refers to any patient admitted to a hospital for inpatient treatment on account of COVID-19 disease.
- (6) The "ICU beds ratio" leading indicator is determined by the percentage of ICU beds occupied by COVID-19 patients as a share of the ICU bed capacity within the State of Rhineland-Palatinate.

§ 2

Determining the warning levels for a county or an independent city

- (1) If, on three consecutive work days, with Sundays and public holidays not interrupting the counting of work days ("three-day period"), at least two of the three leading indicators in the area of a county or an independent city exceed the value range specified in this Ordinance, the county or the independent city shall give adequate public announcement of the date as of which the respective warning level is to apply in its area. For this purpose it is irrelevant, which two indicators are exceeded during the three-day period, and any shift between individual exceeded indicators during the three-day period is also irrelevant. The respective warning level shall apply on the second day following the end of the three-day period pursuant to sentence 1. The announcement shall be made immediately after it is evident from the figures as per § 1 (7) published on the website of the State Agency for Consumer and Health Protection (www.lua.rlp.de) that the respective value ranges have been exceeded.
- (2) If two or more of the three leading indicators no longer exceed the value range specified in this Ordinance in the area of a county or an independent city on three consecutive work days, with Sundays and public holidays not interrupting the counting of work days, the county or the independent city shall make an adequate announcement of the date as of which the respective warning level no longer applies in this area. It is irrelevant which indicators have dropped below the threshold during the three-day period, or if there is a shift between individual indicators. The respective warning level no longer applies from the second day after the end of the three-day period pursuant to sentence 1. The announcement shall be made immediately after it is evident from the figures as per § 1 (7) published on the website of the Rhineland-Palatinate State Agency for Consumer and Health Protection (www.lua.rlp.de) that the respective value ranges have dropped below the thresholds.

(3) Counting of the relevant days set forth in paragraphs (1) and (2) shall include the four work days preceding September 12, 2021.

§ 3

General protective measures, terms and definitions

(1) When meeting other persons in public, a minimum distance of 1.5 meters shall be kept, unless otherwise stated in this Ordinance (**distance requirement**). Sentence 1 also applies if a mouth-nose cover is worn. Sentence 1 does not apply to contacts at which persons shortly have to meet, *e.g.*, use of public transportation as well as voluntary work to provide for the population.

(2) Wearing a mouth and nose medical face mask (surgical mask), or a mask of the standards KN95/N95 or FFP2, or a comparable standard is mandatory in enclosed spaces that are open to public access, or to visitor or customer traffic, if not provided otherwise in this Ordinance. In other respects, a mouth-nose covering medical face mask (surgical mask), or a mask of the standards KN95/N95 or FFP2 or a comparable standard, shall be worn where this is stipulated in this regulation (mask requirement).

(3) The distance requirement and the mask requirement do not apply to

1. children up to the age of six.
2. persons for whom wearing a cover over mouth and nose is impossible or unreasonable due to a disability or for health-related reasons; this has to be verified by a medical certificate.
3. communication with persons with a hearing or visual impairment or for identification purposes or in connection with the performance of judicial tasks as long as it is necessary,
4. employees of the facilities, if other appropriate protective measures are taken or as long as there is no contact to customers or visitors.

The mask requirement can be waived for employees of facilities who comply with the testing requirement in § 1 (7) subject to submitting a current-day test. The provisions of occupational health and safety regulations shall remain unaffected.

(4) Where in public or commercial facilities or in the immediate vicinity of such facilities an accumulation of persons can be expected, the proprietor of the facility or the organizer of a meeting, gathering, or other get-together shall take measures to comply with the distance requirement, in particular to control access, for example, by affixing clearly visible distance markings at a distance of at least 1.5 meters. In waiting situations the mask requirement pursuant to para. 2 sentence 2 shall apply.

(5) Insofar as this Ordinance requires a limitation of persons, in a facility there shall be total of no more than 1 person per 5 sqm of customer or visitor accessible store size (**limitation of persons**).

(6) The proprietor of the facility or the initiator of an assembly or other gathering has to ensure contact traceability, where expressly required in this Ordinance. If contact details are provided to the person obliged to collect data, they must be truthful and allow for contact tracking (**contact recording**). Contact details, ensuring accessibility of the person (name, first name,

address, telephone number) as well as the date and time of the person's presence, have to be recorded in compliance with data protection law. The person obligated to collect the data has to verify that the provided contact details are complete and whether they contain obviously incorrect information (**plausibility check**). Persons who refuse to provide their contact details or who provide obviously incorrect or incomplete information shall be excluded from visiting or using the facility or participating in an assembly or get-together by the proprietor of the facility or the initiator of an assembly or other gathering. Those obliged to collect data shall ensure that unauthorized persons do not become aware of the data collected. The data shall not be used for any purpose other than the delivery upon request to the competent health authority and shall be deleted four weeks after collection. Data retention obligations resulting from other laws remain unaffected. The person obligated to conduct the data collection is to offer generally a digital collection of the data referenced in sentence 2; in this case, the obligation to check plausibility pursuant to sentence 3 is waived, provided that the registration system used checks the specified telephone number (*e.g.*, by means of SMS verification). The data protection requirements (especially in the case of the external storage of data) and the complete data protection-compliant deletion of the data after four weeks must be ensured under that person's own responsibility. Additionally, upon request the data shall be made available at any time to the competent health authority free of charge, on request also paper-bound, in a format usable by the agency. Persons who do not consent to digital data collection have to be offered in any case a paper-based data collection. The competent public health authority can demand information about the guests' contact details, insofar as it is necessary to fulfil its duties under the provisions of the Infection Prevention and Control Act (IfSG) and its tasks under this Ordinance; the data has to be released immediately. Data transmitted to the competent public health authority have to be irreversibly deleted by the latter immediately as soon as the data is no longer required for fulfillment of its tasks.

(7) In the cases specified in this Ordinance, in which this provision is referenced, the required test to detect the the Corona Virus SARS CoV-2 shall be carried out

1. by a PoC antigen test by trained personnel (rapid test) approved by the Federal Institute for Medicinal Products and Medical Devices and listed on the website https://www.bfarm.de/DE/Medizinprodukte/Antigentests/_node.html, or

2. by a PoC antigen test for self-application (self-test), approved by the Federal Institute for Medicinal Products and Medical Devices and listed on the website https://www.bfarm.de/DE/Medizinprodukte/Antigentests/_node.html and was carried out no more than 24 hours ago, or

3. laboratory diagnostics by means of nucleic acid detection (PCR, PoC-PCR or other methods of nucleic acid amplification technique) carried out no more than 48 hours ago,

(obligation to test).

If the operator of a facility offers the possibility of testing in accordance with sentence 1 No. 2, the test has to be carried out by the visitor before entering the facility in the presence of a person appointed by the operator of the facility. The operator of the facility shall, upon request, confirm

the result and time of the test pursuant to sentence 1 No. 2 to the visitor. The form attached to this Ordinance as Annex 1 shall be used for confirming test results of the rapid test or self-test.

The test obligation is deemed to have been fulfilled if the patron provides to the operator of the facility a test result pursuant to § 2 No. 7 of the Corona Protective Measures Exemption Ordinance of May 8, 2021 (BA_{nz} AT 08.05.2021 V1) in the respective applicable version. The operator of a facility shall only grant the patron access to the facility upon presentation of a test result pursuant to sentence 5.

The obligation to test specified in this Ordinance pursuant to sentence 1 shall not apply to

1. children up to and including 11 years of age or students, or
2. vaccinated individuals as per § 2 No. 2 of the Corona Protective Measures Exemption Ordinance (SchAusnahmV) or recovered individuals § 2 No. 4 of the Corona Protective Measures Exemption Ordinance (SchAusnahmV).

(8) For the purposes of this Ordinance, children up to and including 11 years of age are considered to have met the requirement where this Ordinance refers to vaccinated or recovered individuals.

(9) For the purposes of this Ordinance, a non-immunized person is a person who is neither vaccinated nor recovered and is not considered on a par with any such person as defined in paragraph 8 of this Ordinance.

(10) The hygiene concepts published on the website of the State government (www.corona.rlp.de) have to be observed as amended. If no hygiene concepts for individual facilities or measures are published on the website of the State government or the departmental ministries, hygiene concepts of comparable facilities or life conditions shall apply accordingly.

(11) Exemptions from the provisions of paragraphs 1 to 7 may, in justified individual cases, be granted, upon request and subject to conditions by the competent district administration, in district-free cities by the city administration as a district regulatory authority, insofar as the level of protection is comparable, this is justifiable from an epidemiological point of view, in particular taking into account the current infections, and the purpose of this ordinance is not affected.

Part 2

Assemblies, events and accumulation of persons

§ 4

Accumulations of persons and assemblies

(1) The stay in public space is permitted with no more than 25 persons; and recovered persons are excluded in determining the number of persons. If warning level 2 is reached

in a county or an independent city, the number of persons is to be limited to ten; if warning level 3 is reached, the number of persons is to be limited to five.

(2) Notwithstanding para. 1, the following are permitted:

1. Meetings for business, professional or official reasons, in which persons must work in close direct contact, including personnel and company meetings and meetings of collective bargaining partners, the necessary management of agricultural and forestry land, as well as for reasons relevant to education, examinations or care
2. Meetings at offices and institutions carrying out public tasks.

The mask requirement pursuant to § 3 para. 2 sentence 2 applies. The mask requirement does not apply if persons occupy a seat or standing place while respecting the distance requirement.

(3) Assemblies based on Article 8 of the German Basic Law are permitted. The competent authority under the Assembly Act can impose conditions, in particular the distance requirement pursuant to § 3 para. 1 sentence 1 as well as the mask requirement pursuant to § 3 para. 2 sentence 2.

(4) Assemblies of persons intended to serve the maintenance of public security and order, the administration of justice (including notaries and law firms), the preparation and conduct of public elections, in particular constituency conferences and representative assemblies, the holding of blood donation appointments, the conduct of examinations at higher education institutions and the conduct of competitions for restricted courses of study, in particular study aptitude tests, or the provision of services of essential supply are permitted taking into account the general protective measures pursuant to § 3. In institutions serving in the administration of justice (including notaries and law firms) and in case of accumulations for the administration of justice, a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn in general when in contact with other persons. In the case of public elections in polling stations and their immediate access, the mask requirement shall apply pursuant to § 3 para. 2 sentence 1; § 3 para. 3 remains unaffected; the mask requirement does not apply if persons are at a fixed place while respecting the distance requirement. At public elections, the Electoral Board has the obligation to record contacts pursuant to § 3 para. 6 sentence 1 for persons who are at the polling station on the basis of the principle of publicity.

(5) Any further assembly of persons in public spaces or in rented or made available rooms, not covered in special provisions of this Ordinance, is prohibited subject to the right of self-organization of the Landtag and the local authorities.

(6) Exceptions to the provisions of paragraphs 1 to 5 may upon request and on a justified case-by-case basis be granted by the competent county administration, in district-free cities by the city administration as a district regulatory authority, insofar as the level of protection is comparable, this is justifiable from an epidemiological point of view, in particular taking into account the current infections, and the purpose of this Ordinance is not affected.

§ 5
Events

(1) Events are permitted in accordance with paragraphs 2 to 5. Events within the meaning of sentence 1 are also funfairs, folk festivals as well as fairs, special markets and flea markets and similar events within the meaning of the State Act on Fairs, Exhibitions and Markets of 3 April 2014 (GVBl. p. 40, BS 711-10) as amended. The advance booking obligation is waived for special markets and flea markets.

(2) Events in enclosed rooms are permitted with up to 250 spectators or participants, who are non-immunized. When warning level 2 is reached in a county or county-free city, the number of persons is reduced to 100, and to 50 persons when warning level 3 is reached. In addition to this group of persons, only vaccinated or recovered persons can participate. At the choice of the organizer apply

1. the distance requirement pursuant to § 3 para. 1 sentence 1; in facilities with a fixed seating arrangement or seating plan, the distance requirement may be complied with by providing a free seat between each occupied seat within a row as well as in front of and behind each occupied seat, or

2. the mask requirement pursuant to § 3 para. 2 sentence 2.

Furthermore, the obligation to record contacts pursuant to § 3 para. 6 sentence 1 and the obligation to test pursuant to § 3 para. 7 apply. The organizer is to provide a hygiene concept that ensures compliance with the requirements in sentence 1 to 5.

(3) Outdoor events are permitted with up to 1,000 spectators or participants, who are non-immunized persons if these are assigned a fixed seat during the event. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 1 is reduced to 400; when warning level 3 is reached the number of persons in sentence 1 is reduced to 200.

If the spectators or participants do not occupy fixed seats, up to 500 non-immunized persons are permitted. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 3 is reduced to 200; when warning level 3 is reached the number of persons in sentence 3 is reduced to 100.

In addition to this group of persons, only vaccinated or recovered persons up to a total of 25,000 persons can participate. At the choice of the organizer apply

1. the distance requirement pursuant to § 3 para. 1 sentence 1; in facilities with a fixed seating arrangement or seating plan, the distance requirement may be complied with by providing a free seat between each occupied seat within a row as well as in front of and behind each occupied seat, or

2. the mask requirement pursuant to § 3 para. 2 sentence 2; the mask requirement is waived in those areas where there are no accumulations of persons and it is ensured that the distance requirement can be observed.

In addition, access control by an advance booking obligation and the test obligation pursuant to § 3 para. 7 apply. The organizer has to provide a hygiene concept that ensures compliance with the requirements in sentence 1 to 6.

- (4) The mask requirement and the distancing requirement do not apply if max. 25 non-immunized individuals as per para. 2 and 3 are simultaneously present at the event among other participants or spectators. Further protection measures defined in para. 2 and 3 remain unaffected. The number of participants is to be limited to ten if warning level 2 is reached, and to five if warning level 3 is reached in a county or an independent city.
- (5) The control of the hygiene concepts pursuant to paragraphs 2 to 3 shall be the responsibility of the competent county administration, in county-free cities by the city administration as county regulatory authority.
- (6) The mask requirement as per § 3 (2) sentence 2 applies at gatherings on account of funerals, the mask requirement does not apply, if the participants take a fixed seat observing the distance requirement.
- (7) Any other event not covered by special provisions of this Ordinance shall be prohibited, subject to the right of self-organization of the State Parliament and local district authorities.
- (8) Exemptions from the provisions of paragraphs 2 to 7 may be granted in individual cases upon application by the competent county administration, in county-free cities by the city administration as county regulatory authority and in consultation with the relevant public health authority, subject to conditions, insofar as the level of protection is comparable, this is justifiable from an epidemiological point of view, in particular taking into account the current incidence of infection, and the purpose of this Ordinance is not impaired.

Part 3 Worship

§ 6

(1) Church services by religious communities or congregations of faith, or meetings that are required for self-organization or legislation as well as events or lessons in preparation for communion, confirmation, or similar occasions are permitted subject to general protective measure, in particular adherence to the distance requirement pursuant to § 3 para. 1 sentence 1. The distance requirement can be maintained by a free seat between each seat within a row and in front of and behind each seat. Community singing is to be reduced to a minimum. Musical

contributions by ensembles are permitted subject to maintaining the distance requirement pursuant to § 3 para. 1 sentence 1.

(2) The religious communities or congregations of faith ensure that chains of infection can be traced quickly and completely for a period of four week. A registration requirement shall be introduced for gatherings where visitor numbers are expected which could lead to reaching full capacity. Religious communities and congregations ensure that gatherings of persons in publicly accessible or reserved areas of the facility, which are used by a majority of persons, are avoided by controlling access. They are obliged to cooperate with the competent public health authority with regard to contact tracking in the event of infections.

(3) In enclosed rooms the mask requirement pursuant to § 3 para. 2 sentence 2 applies to participants. Excluded are clergypersons as well as lecturers, prayer leaders, cantors, pre-singers, and musicians subject to additional safety measures, specified in the infection protection concepts of the religious or faith communities.

(4) If a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons participate in church services, events and lessons in preparation for communion, confirmation or similar occasions, compliance with the distance requirement, and the mask requirement cease to apply. Otherwise the above-stated protective measures remain in force. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 1 is reduced to 10, and to 5 persons when warning level 3 is reached.

(5) The religious communities or congregations of faith or their umbrella organizations create infection protection concepts, which regulate the details of protective measures, in particular ensuring contact tracking, and submit them to the competent public health authority upon request.

Part 4 Economy

§ 7

Conditions for the opening of facilities

Public or commercial establishments are open subject to compliance with the general protective measures, unless otherwise specified in this Ordinance. Subject to the provisions of § 2 para. 4, the distance requirement pursuant to § 3 para. 1 sentence 1, the mask requirement pursuant to § 3 para. 2 sentence 2, and the limitation of persons pursuant to § 3 para. 5. The mask requirement pursuant to § 3 para. 2 sentence 2 also applies in the immediate vicinity of the facility, when it comes to an accumulation of persons. Notwithstanding sentence 2, the limitation of persons pursuant to § 3 para. 5 does not apply to

1. to agencies and institutions performing public service tasks
2. on stands at weekly markets
3. in face-to-face consultations

§ 8

Restrictions on services, ban on operations

(1) In all workplaces and establishments and learning locations pursuant to § 5 para. 2 No. 6 Vocational Training Act (BBiG) of 4 May 2000 (BGB. I p. 920) as amended or § 26 para. 2 No. 6 Handcrafts Code (HwO) amended on 24 September 1998 (BGBl. I p. 3074; 2006 I p. 2095) as amended, the mask requirement pursuant to § 3 para. 2 sentence 2 applies. Sentence 1 does not apply between the persons employed there, provided that a fixed place is occupied. Persons who have not worked for at least five working days in a row, whereby Sundays and public holidays do not interrupt the counting of working days, due to holidays or comparable leave of absence from work, are subject to the obligation to test pursuant to § 3 para. 7.

The obligation to test is deemed to have been fulfilled if the employee carries proof of testing pursuant to § 2 No. 7 Corona Protection Ordinance, stating the respective underlying test has been carried out within the deadlines specified § 3 para. 7 sentence 1, and can submit it upon request. If the start of work takes place in the home office, the obligation according to sentence 3 applies to the first day on which the work takes place in the company or at other places of employment outside one's own home. Occupational health and safety provisions remain unaffected.

(2) Service providers and craftsmen enterprises are permitted to pursue their activities subject to compliance with the general protective measures. The distance requirement pursuant to § 3 para. 1 sentence 1 as well as the mask requirement pursuant to § 3 para. 2 sentence 2 have to be observed.

(3) It is permissible to provide services close to the body, unless otherwise specified in this Ordinance. For these services the following shall apply:

1. the distance requirement pursuant to § 3 para. 1 sentence 1 between customers,
2. the mask requirement pursuant to § 3 para. 2 sentence 2 with the exception of rehabilitation sports and functional training; the mask requirement does not apply if a mask cannot be worn due to the nature of the service
3. the obligation to record contacts pursuant to § 3 para. 6 sentence 1, and
4. the obligation to test pursuant to § 3 para. 7 with the exception of rehabilitation sports and functional training, as well as services provided for medical reasons.

(4) All medical treatments are allowed. Health care facilities remain open under observance of the necessary hygiene and safety measures. In waiting situations together with other persons the mask requirement pursuant to § 3 para. 2 sentence 2 shall apply.

(5) The provision of present sexual services pursuant to § 2 para. of the Prostitute Protection Act (ProstSchG) of 21 October 2016 (Federal Law Gazette I p. 2372) as amended, including the

prostitution industry pursuant to § 2 para. 3 Nos. 1, 2 and 4 ProstSchG, is permissible in compliance with the hygiene concept for sexual services published on the website of the state government (www.corona.rlp.de). The following applies:

1. pursuant to § 1 para 8 sentence 1 the obligation to record contacts of all involved by the operator of the prostitution industry or by the prostitutes in other sexual services; the data provided has to be checked by presenting an official photo ID and confirmed by signature,
2. the obligation to test pursuant to § 3 para. 7
3. indoors when not providing sexual services, the mask requirement pursuant to § 3 para. 2 sentence 2; unless the hygiene concept for sexual services specifies otherwise, and
4. the obligation of the operator to draw up and display an individual protection and hygiene concept shall apply, which shall be submitted to the competent authority on request.

§ 9 Catering trade

(1) Catering facilities, particularly

1. restaurants, eateries, canteens, refectories, bars, pubs, cafes, hookah bars, and similar facilities,
2. ice cream parlors, ice cream cafes and similar establishment,
3. Vinotheques, tasting rooms and similar facilities

are open in accordance with paras. 2 and 3.

For pick-up, delivery and drop-off services as well as street sales and outlet/producer sales the general protective measures, particularly the distance requirement pursuant to § 3 para. 1 sentence 1 and the mask requirement pursuant to § 3 para. 2 sentence 2 apply.

(2) The opening of catering facilities is permitted in compliance with the general protective measures, the maintenance of a hygiene concept and in accordance with sentences 2 to 5. Applicable are

1. to the guests at different tables as well as in waiting situations the distance requirement pursuant to § 3 para. 1 sentence 1,
2. to guests and staff, the mask requirement pursuant to § 3 para. 2 sentence 2; for guests, the mask is expendable directly at the seat.
3. the obligation to record contacts pursuant to § 3 para. 6 sentence 1
4. indoors the obligation to test pursuant to § 3 para. 7; in canteens and refectories, persons employed there or belonging to the institution are exempt from the obligation to test.

(3) If a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons are present at the same time in an institution according to paragraph 1 sentence 1, compliance with the distance requirement, and for visitors the compliance with the mask requirement cease to apply. Otherwise the above-stated protective measures remain in force. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 1 is reduced to 10, and to 5 persons when warning level 3 is reached.

§ 10

Hotel industry, accommodation establishments

(1) Accommodation establishments, particularlyly

1. hotels, hotel garni, guesthouses, inns, and similar facilities
2. holiday homes, holiday apartments, private quarters, and similar facilities
3. hostels, recreation, holiday and training homes, holiday centers, and similar facilities
4. campsites, motorhome pitches, caravan parks and similar facilities.

are open in accordance with paragraphs 2 to 6.

(2) Facilities referred to in paragraph 1 can open on the condition that:

1. for offers of sports and leisure activities, the use of a sauna, wellness and cosmetic offers as well as group offers of a recreational nature, the other provisions of this ordinance apply accordingly,
2. a hygiene concept has to be maintained

(3) The obligation to record contacts pursuant to § 3 para. 6 sentence 1 applies to the contact details of all guests. The obligation to retain pursuant to § 30 para. 4 of the Federal Registration Act remains unaffected.

(4) In all publically accessible areas of the facilities referred to in paragraph 1 the distance requirement pursuant to § 3 para. 1 sentence 1 as well as indoors the mask requirement pursuant to § 3 para. 2 sentence 2 apply. By access control the person who runs the facility has to prevent the accumulation of persons in publically accessible areas of the facility or areas reserved for guests that are used by a majority of persons.

(5) Guests of facilities referred to in paragraph 1 No. 1 and No. 3 are only subject to the obligation to test pursuant to § 3 para. 7 upon arrival. In the case of stays for several days a re-testing shall be carried out every 72 hours from the date of the last test.

(6) The provisions in § 9 shall apply to gastronomic offers of the facility mutatis mutandis with the proviso that for guests of facilities referred to in paragraph 1 No. 1 and No. 3, the obligation to test is determined in accordance with paragraph 5.

§ 11

Use of means of transport, school transport.

(1) General protective measure, in particular the mask requirement pursuant to § 3 para. 2 sentence 2, shall apply when using local and long-distance public transport and commercial passenger traffic at airports and associated facilities like for example staying at stops, on platforms or at air traveler check-ins; the mask requirement does not apply outdoors in those areas where there are no accumulations of persons and it is ensured that the distance requirement can always be observed. Sentence 1 also applies to exempted student transport and other passenger transport in accordance with the Exemption Ordinance of 30 August 1962 as amended as well as to taxi and rental car services. Ticket sales by the driver are only possible if there are separating divider in the vehicles. The sale and consumption of alcoholic beverages on public transportation is prohibited.

(2) Transport of students in accordance with § 69 of the School Act (SchulG) or § 33 of the Private School Act (PrivSchG) shall not be refused on the ground that these do not wear a mask.

(3) Conducting coach tours or boat trips is allowed. The following applies:

1. the mask requirement pursuant to § 3 para. 2 sentence 2; the mask requirement does not apply in outdoor areas and where there is no accumulation of persons and it is ensured that the distance requirement can always be observed,

2. the obligation to record contacts pursuant to § 3 para. 6 sentence 1

3. the obligation to test pursuant to § 3 para. 7 to all participants of multi-day trips by coach or ship with the proviso that retesting shall happen every 72 hours, calculated from the latest test.

If only vaccinated, recovered or equivalent persons take part in a coach or boat trip, compliance with the mask requirement is waived. For gastronomic offers, the provisions of § 9 apply accordingly. For accommodation offers, the provisions of § 10 paras. 1 to 4 apply accordingly.

Part 5 Sports and Leisure Time

§ 12 Sports

(1) Training and competition in amateur and recreational sports are permitted in open air on all public and private uncovered sports facilities (outdoors) and on all public and private covered sports facilities (indoors) if a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons are present when conducting the sporting activity. Indoors the obligation to test pursuant to § 3 para. 7 applies. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 1 is reduced to 10, and to 5 persons when warning level 3 is reached.

(2) It is permitted to open indoor and outdoor swimming and fun pools, thermal baths, saunas and bathing lakes, whereby the maximum number of persons who are allowed to stay at the same time on the premises of the respective facility is limited to half of the usual maximum number of visitors there. Indoors the obligation to record contacts pursuant to § 3 para. 6 sentence 1 and the obligation to test pursuant to § 3 para. 7 apply. If a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons are present at the same time in an institution according to sentence 1, the limit on the number of persons ceases to apply. Otherwise the above-stated protective measures remain in force. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 3 is reduced to 10, and to 5 persons when warning level 3 is reached. A hygiene concept, which in particular also contains regulations on the use of changing rooms, showers and similar common areas concerning the permissible number of visitors, has to be kept in place. The control of the hygiene concepts is the responsibility of the responsible county administration, in county-free cities by the city administration as a county regulatory authority.

(3) When hosting events in amateur and leisure sports as well as in professional and top-class sports, spectators are permitted in accordance with § 5.

(4) Training and competition of professional and top-level sport is permitted outdoors and in public and private sports facilities, provided that a hygiene concept drawn up by the sports federations or league managers is available and complied with. Top-level and professional sport within the meaning of sentence 1 are practiced by:

1. Federal and State squad athletes in Olympic disciplines (Olympic squads, perspective squads, supplementary squads, junior squad 1, junior squad 2, state squads) as well as federal and State squad athletes in Paralympic disciplines (Paralympic squads, perspective squads, supplementary squads, team squads, junior squad 1, junior squads 2, State squads), Federal squad athletes in deaflympian sports (Deaflympicskader, expansion squad, junior squad) as well as federal and state squad athletes in non-Olympic sports (A-squad, B-squad, C-squad and D/C squad), which are recognized by the relevant federal or state federations.

2. teams of all Olympic and Paralympic sports of the 1st-3rd leagues as well as the regional league in men's football. In addition, professional teams in non-Olympic and non-Paralympic sports. Professional sport is the paid full-time activity of professional athletes in corporations or in the commercial enterprises of clubs.

3. teams of the highest leagues of the youth and junior age group U 17 or older as well as players of the Federal and State squads of the age groups U 15 and U 16, provided that the teams or players train at a young professionals performance center certified by the competent top professional association.

4. economically independent, club unaffiliated or association unaffiliated professional athletes without federal squad status, as well as

5. other athletes who have already qualified for the upcoming European and World Championships or who can qualify in 2020 or 2021.

§ 13
Leisure Time

(1) Amusement parks, outdoor climbing centers, minigolf and similar outdoor facilities are open.

1. The distance requirement pursuant to § 3 para. 1 sentence 1,
2. the mask requirement pursuant to § 3 para. 2 sentence 2 as far as the nature of the respective leisure activities allows; the mask requirement does not apply outdoors in those areas where there are no accumulations of persons and it is ensured that the distance requirement can always be observed. The operator of the facility has to identify the areas where the mask requirement applies accordingly.
3. indoors the obligation to record contacts pursuant to § 3 para. 6 sentence 1,
4. indoors the obligation to test pursuant to § 3 para. 7,
5. an advance booking obligation to control access applies to amusement parks and the obligation to maintain a hygiene concept, and
6. indoors, a restriction of the number of visitors to half of the usual maximum number of visitors.

(2) Open are gambling hall, casinos, bet agencies and similar facilities. The following shall apply:

1. the distance requirement pursuant to § 3 para. 1 sentence 1,
2. the mask requirement pursuant to § 3 para. 2 sentence 2; for guests, the mask is expendable directly at the seat,
3. the limitation of persons pursuant to § 3 para. 5
4. the obligation to record contacts pursuant to § 3 para. 6 sentence 1, and
5. the obligation to test pursuant to § 3 para. 7.

If a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons are present at the same time in an institution according to sentence 1, compliance with the distance requirement, and for visitors the compliance with the mask requirement cease to apply. Otherwise the above-stated protective measures remain in force. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 3 is reduced to 10, and to 5 persons when warning level 3 is reached.

(3) Zoological gardens, zoos, botanical gardens and similar facilities are open to the public. The number of persons who may be permitted at the same time on the premises of the facilities referred to in sentence 1 shall be approved in advance by the competent county administration, in county-free cities by the city administration as a county regulatory authority. The following applies:

1. the distance requirement pursuant to § 3 para. 1 sentence 1
2. the mask requirement pursuant to § 3 para. 2 sentence 2; the mask requirement does not apply outdoors in those areas where there are no accumulations of persons and it is ensured that the distance requirement can always be observed. The operator of the facility has to identify the areas where the mask requirement applies accordingly,
3. indoors the obligation to record contacts pursuant to § 3 para. 6 sentence 1, and
4. indoors the obligation to test pursuant to § 3 para. 7.

(4) On playgrounds, the distance requirement pursuant to § 3 para. 1 sentence 1 has to be observed if possible.

Part 6 Education and Culture

§ 14 Schools and State Study Seminars for Teachers

(1) School activities including school sports, summer schools and language courses during vacations shall take place according to the guidelines of the Ministry of Education in agreement with the ministry responsible for health affairs. The "Hygiene Plan-Corona for Schools in Rhineland-Palatinate", published on the website of the Ministry of Education in its current version, is to be applied; this includes the obligation to wear a mask according to § 3 para. 2 sentence 2 bearing in mind the warning level pertaining to § 2 as well as the contact tracing obligation according to § 3 para. 6 sentence 1 in accordance with the "Hygiene Plan Corona for Schools in Rhineland-Palatinate". In-class attendance is permitted only for students and teachers who are recovered, or vaccinated, or test to detect SARS-CoV-2 coronavirus infection twice a week at school utilizing an approved testing method or who provide proof of not having SARS-CoV-2 virus infection by the beginning of the school day; the proof provided is to be current to the day or from the day before, and is equivalent to a qualified statement of a negative test by a parent, guardian, or custodian conducted under their supervision at home current to the day or from the day before. §. 3, para. 7, sentence 7, No. 1 and para. 8 do not apply. All test results are to be anonymously reported to the school supervisory authority in electronic form by the schools on a weekly basis. If the regular lessons cannot be provided as an in-school tuition format due to the requirements laid out in sentences 1 and 2, the schools shall fulfill their educational and training mission through an educational program, which can be partaken in from home. Compulsory school attendance remains in force and is also fulfilled by partaking in the

educational program which can be completed from home. Students, who do not attend on-site classes due to infection protection reasons, are to be provided with an educational program to be completed from home.

(2) Students in special education schools who cannot wear or tolerate a mask due to their special needs are exempt from the mask requirement pursuant to paragraph 1, sentence 2, 2nd half-sentence without further verification. Exemptions from the obligation to wear a mask can be made for reasons of school organization or personal reasons to the extent necessary and for a limited period of time. This applies in particular during sports lessons and during breaks outdoors, for eating, and during examinations and course work. § 3 (3) Nos. 1 to 3 applies accordingly, provided that, in case adherence to the mask requirement is impossible or unreasonable, this shall be shown credibly by a medical certificate which must as a minimum clearly state the reasons of the medical diagnosis and the reasons why the wearing of mouth/nose covering constitutes an unreasonable burden in the specific case. The fact that the medical certificate was presented, the doctor who issued it, and the period of validity of the certificate, if any, of the certificate may be documented in the student's file. Copying is not permitted. In the cases of an exemption for personal reasons IAW with sentence 2, a minimum distance of 1.5 meters to other persons must be maintained. Further details are regulated in the "Corona-Hygiene-Plan for Schools in Rhineland-Palatinate".

(3) The regulations for exemption from the obligation to wear masks apply accordingly to any exemption of students from the obligation to participate in on-site lessons.

(4) Deviations from the regulations stated in paragraph 1 are possible for schools in independent sponsorship; they require the approval of the school authority.

(5) If classroom teaching is prohibited by decree of the local public health authority, emergency school care shall be established. Students with special educational needs, or whose home learning circumstances are not sufficiently supportive, as well as students in grades 1 to 7, for whom care at home cannot be provided or can only be provided in part, can make use of the emergency care. Insofar as students make use of the emergency care in schools, an educational program adapted to the circumstances is to be implemented. Students, teachers and other persons in the emergency care are also subject to mask obligation laid out in § 3 Para. 2 Sentence 2.

(6) The conduct of in-class lectures and examinations at the state teacher education seminars for teachers shall comply to the requirements of the ministry responsible for teacher education and teacher training and shall be carried out in compliance with the "Corona-Hygiene-Plan for the teacher training colleges in Rhineland-Palatinate", published on the website of the Ministry of Education in its current version.

(7) Conducting attendance-oriented courses as part of the continuing education and training of teachers by the State Pedagogical Institute is subject to the regulations of the competent ministry as well as the 'COVID 19-related hygiene plans for schools in Rhineland-Palatinate'.

(8) The provisions of paragraphs 1 to 3 shall apply accordingly to schools for healthcare professions under the State Act on Healthcare Professions of July 7, 2009 (GVBl. p. 265, BS

2124-11), as amended, and to nursing schools under section 1(1) nos. 2 and 3 of the State Act on the Implementation of the Nursing Professions Act of June 3, 2020 (GVBl. p. 212, BS 2124-13), as amended.

§ 15

Day care and nursery facilities for children

(1) All day care centers are to resume their regular operations without any restrictions in the scope of care. The hygiene requirements to be observed in regular operation under paragraphs 4 to 6 shall remain unaffected. If the regular operation pursuant to sentence 1 deviates from the respective concept of the facility, such deviation is to be coordinated between the parties involved on site (sponsor, management, parents' committee). General decrees issued in accordance with § 24 and individual decrees ordering the closure of facilities in the counties and independent cities shall remain unaffected by the above.

(2) If care services are restricted locally for the purposes of § 24, emergency care pursuant to sentences 2 through 4 shall be permitted. Emergency care is primarily available to the following:

1. Children in day care facilities offering therapeutic education, provided that their operation is indispensable for the care and support of children and adolescents with significant impairments;
2. Children whose parents cannot provide care in any other way, in particular if both parents have to work, study or train, and for children of working single parents;
3. Children in families receiving family social education assistance pursuant to Art. 31 of Book Eight of the Social Code or day-care assistance pursuant to Art. 32 of Book Eight of the Social Code;
4. Those children, where the facility management comes to the conclusion that care is necessary in the best interests of the child; their legal guardians should be encouraged to make use of the emergency care.
5. Children requiring further support related to their school enrollment scheduled for the same year (preschool children).

The need for emergency care shall be credibly demonstrated by the parents and other custodians. Written verification is not required. Notwithstanding the above, parents are urged to care for their children at home whenever possible.

(3) Reference is made to the guidelines for operating day care facilities, as well as the fact sheet on handling of cold or illness symptoms of children and teens by daycare facilities and schools in Rhineland-Palatinate and the effective hygiene recommendations, published on the website of the German State Government website (<https://corona.rlp.de/de/themen/schulen-kitas/dokumente-kita/>), in their respective valid versions.

(4) Teenagers and adults accessing the facility for pick-up or drop-off are subject to the mask requirement pursuant to § 3 Para. 2 Sent. 2. In other respects, the mask requirement applies to teenagers and adults in the facility only at warning level 3 and above. All children, regardless of age, are exempt from the mask requirement at their daycare facility.

(5) As per § 4 para. 3 of the State Ordinance on Parental Participation in Day Care Facilities for Children of March 17, 2021 (GVBl. p. 169, BS 216-7-3), as amended, the parents' meeting shall decide whether to hold a postal vote of the parents' committee. The parents' meeting is subject to contact tracing IAW § 3 Para. 6 Sentence 1; and the mask requirement IAW § 3 Para. 2 Sentence 2; § 5 does not apply. If, at the time of this Ordinance taking effect, an election date for the Parents' Committee has already been set as a postal vote, the parents have been informed in good time about the postal vote and the organizational measures for a proper postal vote have been taken, the election may be held as a postal vote and will be valid, provided that the postal vote has been held properly. Elections of the Parents' Committee that have already taken place as a proper postal vote at the time of the entry into force of this Ordinance are valid.

(6) When substituting staff are engaged IAW § 6 (5) of the State Ordinance on the Implementation of the Child Day Care Facilities Act of March 31, 1998 (GVBl. p. 124, BS 216-10-2), as amended, or pursuant to Section 2 (2) Sentence 1 of the State Ordinance on the Implementation of Provisions of the State Act on the Upbringing, Education and Care of Children in Day Care Facilities and in Child Day Care of March 17, 2021 (GVBl. p. 165, BS 216-7-1), as amended, from March 16, 2020 until the end of September 30, 2021, the maximum time allowed under the above-mentioned state ordinances can be exceeded. This shall apply accordingly if, in accordance with the circular of the State Office for Social Affairs, Youth and Supply No. 70/2020 dated October 30, 2020

(https://lsjv.rlp.de/fileadmin/lsjv/Dateien/Aufgaben/Kinder_Jugend_Familie/Kita/Rundschreiben/Kita_RdSchr_LJA_2020_70_Kindertagesbetreuung_sichern.pdf) additional substitute personnel are employed in deviation upward from Section 6 (5) of the State Ordinance on the Implementation of the Child Day Care Act or from Section 25 (2) Sentence 3 of the State Act on the Education, Training and Care of Children in Day Care Facilities and in Child Day Care of September 3, 2019 (GVBl. p. 213, BS 216-7), as amended.

(8) Paragraph 2, with the exception of sentence 2 no. 1, and paragraphs 3, and 4 shall apply accordingly to day care for children. Paragraphs 1, 5 and 6 do not apply to day care for children.

§ 16

Universities, extracurricular education, training and further education

(1) Participation in classroom teaching at universities requires proof of testing for students and teachers pursuant to § 3 para. 7 sentence 1 No. 1; the proof has to be up-to-date or from the day before; the obligation to test pursuant to sentence 1 does not apply to vaccinated or recovered persons. The obligation to test is deemed to have been fulfilled if the student or teacher carries proof of testing pursuant to § 2 No. 7 Corona Protection Ordinance, stating the respective underlying test has been carried out within the deadlines specified in sentence 1, and can submit it upon request. Moreover, in the courses applies either

1. the distance requirement pursuant to § 3 para. 1 sentence 1; the distance requirement can be maintained by a free seat between each occupied seat within a row and in front of and behind each occupied seat, or

2. the mask requirement pursuant to § 3 para. 2 sentence 2.

Moreover, the obligation to record contacts pursuant to § 3 para. 6 sentence 1 applies to all courses. In the case of research activities at universities and publicly funded non-university research institutions, the mask requirement pursuant to § 3 para. 2 sentence 2; the mask requirement is dispensed at the seat. Provisions of occupational health and safety remain unaffected, as far as relevant. The distance requirement pursuant to § 3 para. 1 sentence 1 as well as the mask requirement pursuant to § 3 para. 2 sentence 2 can be deviated from if the research or teaching activity makes this necessary, especially if the subject field contains practical elements for which compliance with the distance requirement is not possible. Furthermore, the universities have to draw up hygiene concepts for their institutions, in which in particular any personal limitations and concrete protective measures are also defined outside the teaching or research activities.

(2) Educational programs offered in public or private institutions are permitted in compliance with the general protective measures, provision of a hygiene concept, and subject to the sentences 2 to 4 in physical presence. The following applies:

1. the mask requirement pursuant to § 3 para. 2 sentence 2; the mask requirement does not apply at the place, insofar as the organizer requires either the distance requirement pursuant to § 3 para. 2 sentence 2 or the test obligation pursuant to § 3 para. 7 for all participants
2. the obligation to record contacts pursuant to § 3 para. 6 sentence 1.

The distance requirement in accordance with sentence 2 No. 1 can be maintained by a free seat between each seat within a row and in front of and behind each seat. § 12 shall apply mutatis mutandis to sports and exercise programs offered in public and private facilities outside of general education and vocational schools.

(3) Paragraph 2 also apply to appropriate educational opportunities for individuals and to measures taken by service providers to provide employment integration benefits in accordance with Title Two of the Social Code or measures of active employment promotion according to Title Three of the Social Code, in addition to labor market policy projects, supported by national funds or funds of European Social Fund.

(4) Permitted in physical presence are

1. offers from driving schools and training providers for professional driver qualification and dangerous goods
2. training and further education of officially recognized experts or examiners for motor vehicle traffic and driving instructors or their auditing.
3. driving safety training

The distance requirement pursuant to § 3 para. 1 sentence 1 as well as the mask requirement pursuant to § 3 para. 2 sentence 2 apply. During theoretical instruction, the mask requirement does not apply if persons occupy a fixed place while maintaining the distance requirement. During practical training, the minimum distance requirement does not apply if it cannot be

complied with. The mask requirement during practical lessons can be waived by mutual agreement. In this case, the obligation to test pursuant to § 3 para. 7 applies. The sentences 1 to 6 apply to the offers from flight schools mutatis mutandis.

(5) Offers of child and youth work, youth social work, and cultural pedagogic are permitted in compliance with the hygiene concept for facilities and services for child and youth work, youth social work, and cultural pedagogic, which is published on the website of the state government (www.corona.rlp.de). Indoors the mask requirement pursuant to § 3 para. 2 sentence 2 applies in general as well as the obligation to record contacts pursuant to § 3 para. 6 sentence 1. For offers lasting several days with and without overnight stays, the obligation to test applies in accordance with the hygiene concept mentioned in sentence 1.

(6) Extracurricular music and art lessons are permitted indoors and outdoors with a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons. Indoors the obligation to test pursuant to § 3 para. 7 applies for activities that lead to increased aerosol emissions, such as singing lessons. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 1 is reduced to 10, and to 5 persons when warning level 3 is reached.

§ 17 Culture

(1) Public and commercial cultural institutions, in particular
1. cinemas, theaters, concert halls, cabarets, and similar facilities
2. circuses and similar facilities.

are open with the proviso of § 5.

(2) The rehearsal and performance of the grassroots and amateur culture is permissible indoors and outdoors if a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons participate. Indoors the obligation to test pursuant to § 3 para. 7 applies for activities that lead to increased aerosol emissions, such as singing. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 1 is reduced to 10, and to 5 persons when warning level 3 is reached.

(3) At performances of the grassroots and amateur culture spectators are permitted in compliance with § 5

(4) Museums, exhibitions, memorials and similar facilities are open to the public. The number of persons who may be permitted at the same time on the premises of the facilities referred to in sentence 1 shall be approved in advance by the competent district administration, in district-free cities by the city administration as a district regulatory authority. The following shall apply:

1. the distance requirement pursuant to § 3 para. 1 sentence 1,

2. the mask requirement pursuant to § 3 para. 2 sentence 2 does not apply outdoors in those areas where there are no accumulations of persons and it is ensured that the distance requirement can always be observed; the operator of the facility has to identify the areas where the mask requirement applies accordingly,

3. the obligation to record contacts pursuant to § 3 para. 6 sentence 1, and

4. indoors the obligation to test pursuant to § 3 para. 7.

If a maximum of 25 non-immunized persons and otherwise only recovered, vaccinated or equivalent persons are present at the same time in an institution according to sentence 1, the limit on the number of persons according to sentence 2, compliance with the distance requirement, and for visitors the compliance with the mask requirement cease to apply. Otherwise the above-stated protective measures remain in force. When warning level 2 is reached in a county or county-free city, the number of persons in sentence 4 is reduced to 10, and to 5 persons when warning level 3 is reached.

Part 7 **Hospitals and similar Institutions**

§ 18

Visiting and access arrangements in special institutions

(1) Access to facilities pursuant to Section 23 (3) No. 1 and 3 to 7 IfSG, as well as hospices, for the purpose of visiting patients is permitted to vaccinated and recovered individuals as well as to those, who tested negative on the day of the visit; § 3 (7) Sent. 7 No. 1 and § 3 (8) do not apply. The respective facilities determine the arrangements of the access procedures within the scope of their own responsibility under consideration of the provision set out in paragraph 3, while maintaining the necessary hygiene requirements.

(2) The management of the respective institution is responsible for determining access to

1. Specialist hospitals for psychiatry with the exception of specialist hospitals for Gerontopsychiatry,

2. Psychosomatic specialist hospitals, and

3. Specialized child and adolescent psychiatric hospitals, each including the associated day hospitals.

(3) In any case, access is permitted to

1. Parents visiting their minor child,

2. The spouse, life partner, fiancée, children or other close relatives or individuals close to the patient (note: The state government states in the applicable FAQ's: "individuals close to the patient" can be neighbors or friends with regular contact to the resident even before the Corona pandemic. This group of people can also include voluntary employees of the facility or an organization outside the facility with whom the resident has close and familiar contact.),
3. Pastoral workers who visit the institution in this function,
4. Lawyers and notaries who visit the institution in this capacity,
5. Legal guardians, insofar as personal contact is required to fulfill the tasks assigned to them in accordance with § 1896 of the German Civil Code; authorized representatives are legal guardians equal,
6. Other persons to whom access must be granted by virtue of sovereign duties,
7. Persons accessing the facility within therapeutic or medically necessary visits.

(4) The following persons are banned from accessing the facility:

1. Close contacts I as defined by the Robert Koch Institute,
2. Are already infected with the coronavirus SARS-CoV-2
3. Show symptoms of a respiratory tract infection, or
4. Have entered the Federal Republic of Germany from a risk area within the meaning of § 2 No. 17 of the German Infection Prevention Act (IfSG), where there is an increased risk of infection with the coronavirus SARS CoV-2, provided that a quarantine requirement is in place; the potential exemptions of § 20 from the quarantine requirement under federal or state law do not apply.

(5) The facilities shall, in individual cases and subject to conditions, permit exceptions to the restriction under paragraphs 1 - 4 if a special legitimate purpose justifies this. A special legitimate interest exists in particular when accompanying the seriously ill or dying or accompanying births. The facilities must take the necessary hygienic protective measures and monitor compliance with them.

(6) Employees of a facility referred to in paragraph 1 who, as part of their work, have direct contact with patients of the facility and

1. Have been in isolation in accordance with the State Ordinance on the Isolation of Persons Infected or Suspected of Being Infected with the SARS-CoV-2 Coronavirus and their Household Members and Contacts, of June 11, 2021 (GVBl. p. 389, BS 2126-17) in the respective applicable version, or
2. are close contacts according to the respective applicable criteria of the Robert Koch Institute or members of the household of a person who has tested positive, but are not included in the

scope of No. 1 due to § 10 SchAusnahmV, may only enter the facility if they have been tested for SARS-CoV-2 coronavirus by means of a molecular biology polymerase chain reaction (PCR test) or a PoC antigen test by trained personnel with a negative result IAW sent. 2 - 5. The proof according to sentence 1 must be provided on paper or in an electronic document, in German, English or French. If sent. 1 no. 1 applies, the smear used as a basis for the test result as per sentence 1 must be taken as follows:

1. if a PCR test was taken, on the first symptom-free day, but no earlier than on the eleventh day of isolation,
2. if a PoC antigen test was taken by trained personnel, on the first symptom-free day, but not earlier than the 14th day of isolation.

Close contacts as defined in sentence 1 no. 2 must be tested using a PCR test immediately after being informed by the competent health authority about their classification as per § 1 no. 5 of the State Ordinance on the Isolation of Persons Infected or Suspected of Being Infected with the SARS-CoV-2 Coronavirus and their household members and contact persons or after becoming aware of this in any other way. In the case of household members as per sentence 1 no. 2, a PCR test must be carried out immediately after becoming aware of the first positive test result of a household member who has tested positive, and at least one PoC antigen test or PCR test must be carried out per week for the following two weeks.

(7) If entry to a facility referred to in paragraph 1 is permitted under the provisions of paragraphs 2, 3 and 5, appropriate measures must nevertheless be taken to ensure that employees and other persons in the respective facilities are not endangered. This includes, in particular, ensuring the contact recording of visitors in accordance with § 3 (6) sentence 1.

§ 19 Hospitals

(1) Hospitals included in the Hospital Plan of the State of Rhineland-Palatinate 2019 to 2025, the University Medical School of Johannes Gutenberg University Mainz and hospitals with a care contract pursuant to Section 109 of Book 5 of the Social Security Law (Sozialgesetzbuch), which were equipped with intensive care beds with ventilation capability as of April 29, 2020, and which are registered and listed in the register of the German Interdisciplinary Association for Intensive Care and Emergency Medicine (DIVI Register), design individual organizational concepts that allow for a dynamic adjustment of capacities to the infection occurrence and communicate them to the Ministry of Science and Health.

(2) If required by an increase in the reproductive rate of infections with the coronavirus SARSCoV-2 according to the determination of the Ministry of Science and Health, the hospitals referred to in paragraph 1 shall, within 72 hours after this determination, organize and maintain additional intensive care beds with ventilation facilities, as well as capacities for standard care in isolation units, including the personnel to the extent necessary respectively, to care and treat patients with a COVID-19 disease, and reduce non-medically necessary scheduled services as directed by the Ministry.

(3) The coordination in the five supply areas according to the Hospital Plan of the State of Rhineland-Palatinate 2019 to 2025, a continuous monitoring of the occurrence of infections, in

particular of the current development of the infection rates, the reproduction rate and the information of the DIVI Registry, as well as the continuous exchange of information with the cooperating hospitals of maximum and priority care in the five supply areas shall be carried out in close coordination with the Ministry of Science and Health, by the hospitals to which this has been delegated by the Ministry of Science and Health in its decision of 30 March 2020 as a special task.

§ 20

Registration of treatment capacities

(1) For the central state-wide information of the state government and for the coordination of the treatment capacities, all institutions active in the inpatient care of patients with a COVID-19 disease have to record continuously, at least once a day, the COVID-19 case numbers, the occupied and available intensive care beds, the occupied and available ventilation beds, as well as the number of ICU and ventilation beds occupied by patients with COVID-19 disease, and report these data daily in an electronic format to the information system "Central Statewide Treatment Capacities (ZLB)" of the states of Rhineland-Palatinate and Saarland and to the COVID-19 Register Rhineland-Palatinate.

(2) The management of facilities in accordance with paragraph 3 which have equipment suitable for the invasive or non-invasive ventilation of humans (ventilators) are obliged to report the following to the health authority responsible for their facility without delay

1. The name and address of the institution
2. The number of their ventilators,
3. The manufacturer and the type designation of their ventilators,
4. Information on the functionality of your ventilators,
5. Contact persons and contact details, so that the equipment is ensured, and
6. Any change with regard to the reported data on numbers 1 to 5. The facilities referred to in paragraph 3 Nos. 4 and 5 shall be exempt from the reporting obligation pursuant to sentence 1 provided that they have already submitted this information in another appropriate form to the Ministry of Science and Health.

(3) Facilities within the meaning of paragraph 2 sentence 1 are in particular:

1. Facilities for outpatient surgery,
2. Inpatient and outpatient preventive or rehabilitation facilities,
3. Dialysis facilities,
4. Authorized hospitals according to § 108 of the Fifth Book of the Social Security Code,

5. Private hospitals in accordance with § 30 para. 1 sentence 1 of the German Trade, Commerce and Industry Regulation Act (Gewerbeordnung), unless they are at the same time an approved hospital in accordance with § 108 of Book 5 of the Social Security Code,
 6. Treatment or supply facilities which are connected to any of the establishments listed in points 1 to 5 or comparable with hospitals,
 7. Facilities for outpatient deliveries according to § 24 f of the Fifth Book of the Social Security Law,
 8. Medical and dental practices,
 9. Practices of other human medical health care professions,
 10. Veterinary hospitals and similar institutions,
 11. Medical supply stores and
 12. Health and nursing care insurance companies.
- (4) The public health authorities are obliged to forward issue notifications according to paragraph 2 sentence 1 No. 6 immediately to the Ministry of Science and Health.

Part 8

Reception centers for asylum seekers, exemptions from the obligation to isolate and group-related measures

§ 21

State reception centers for asylum seekers

[not translated]

§ 22

Exceptions from the obligation to isolate entry-ins
and from the obligation to provide proof.

- (1) Requests for exemption from the obligation to isolate pursuant to § 6 para. 2 sentence 1 No. 2 of the Corona Entry Ordinance are deemed to have been submitted and approved
1. for persons who have been in a risk area for less than 72 hours,
 2. for persons who live in a common household with the persons designated in § 6 para. 1 sentence 1 Nos. 3, 4, 7, 10 and 11 of the Corona Entry Ordinance and who enter together with them

3. for persons who are not cross-border commuters pursuant to § 2 No. 11 lit. a Corona Entry Ordinance only because they do not return to their place of residence at least once a week, but otherwise meet the conditions specified therein and transport persons, goods or merchandise by land, water, or air across borders for professional reasons.

Applications for exemption from the obligation under § 4 para. 2 sentence 3 half-sentence 1 Corona Entry Ordinance, according to which in the case of the transmission of a test proof the underlying test has to have taken place at the earliest five days after entry, are deemed submitted and approved for persons who live in a common household with the persons named in § 6 para. 2 sentence 1 No. 1 lit. a to c Corona Entry Ordinance and enter together with them.

(2) Applications for exemption from the obligation to provide proof pursuant to § 6 para. 3 No. 1 letter b Corona Entry Ordinance shall be deemed to have been submitted and approved for persons who have been for less than 72 hours in an area outside the Federal Republic of Germany.

(3) Paragraphs 1 and 2 do not apply to persons who have been in an area classified as a virus variant area pursuant to § 2 No. 3a of the Corona Entry Ordinance at any time in the 10 days prior to entry.

§ 23

Group-related Measures

In the case of special group-related work and accommodation situations, in particular seasonal workers who work and live in groups or who travel for the purpose of taking up an activity in a group, the employer has to notify the competent authority before work commences. The employer shall take and document special occupational hygiene measures and arrangements for contact avoidance outside the working group based on the relevant technical standards, in particular in accordance with the competent professional association. The competent authority shall verify compliance. Rooms shall only be occupied with a maximum of half the usual occupancy capacity; this restriction does not apply to families.

Part 9

General Decrees

§ 24

General Decrees

(1) General Orders of the county administrations, in district-free cities of the city administration as county regulatory authorities for the control of the Coronavirus SARS-CoV-2 in accordance with the Infection Prevention and Control Act are to be issued in agreement with the competent Ministry dealing with health matters. If the general decrees pursuant to sentence 1 also contain provisions concerning schools or day-care centers, these shall be agreed in advance with the competent supervisory authorities.

(2) Paragraph 1 does not apply to general orders which regulate the local and temporal scope of a mask requirement pursuant to § 1 para. 3 sentence 3.

Part 10
Administrative Fines, Entering into Force, Expiration

§ 25
Administrative offences

An administrative offence within the meaning of § 73 para. 1 (a) No. 24 of the Infection Prevention and Control Act (IfSG) is committed by anyone who intentionally or negligently

[No. 1 to 93. - not translated]

§ 74 IfSG [Infection Prevention and Control Act] remains unaffected.

§ 26
Entry into force, expiration

This Ordinance shall enter into force on 12 September 2021 shall expire at the end of 10 October 2021.

Done at Mainz on 8 September 2021

Clemens Hoch
The Minister for Science and Health