

TRANSLATION

(excerpt)

Twenty-second Corona Control Ordinance Rhineland-Palatinate (22nd CoBeLVO) of 1 June 2021

Based on § 32 sentence 1 in connection with § 28 para. 1 sentence 1 and 2, § 28a para. 1 and § 28b para. 3 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 07 May 2021 (Federal Law Gazette, Part I page 850), 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 General Protective Measures

§ 1

(1) Each person is encouraged to reduce to a minimum closer and longer contacts to other persons and to keep the circle of persons to whom closer or longer contacts as constant as possible. Private gatherings held in one's own dwelling or other closed premises are to be limited to members of their own household or to no more than 5 persons from different households, excluded in determining the number of persons are children up to and including the age of 14 in these households and vaccinated persons pursuant to § 2 No. 2 of the COVID-19 Exemption from Protective Measures Ordinance (CoSchAusnahmVO) of 8 May 2021 (BAZz AT 08.05.202021 V1) as amended (vaccinated person) and recovered persons pursuant to § 2 No. 4 CoSchAusnahmVO (recovered persons). Household includes the spouse or partner, not residing in the same household. The parent not living in a domestic community is permitted to continue exercising his parental visitation right. Insofar as required by compelling personal reasons, in particular if adequate care for minors or persons in need of care is not feasible, taking full advantage of all reasonable possibilities, the presence of several persons of another household is permitted. Where possible, assemblies should preferably be held outdoors. Persons with symptoms of a respiratory infection (in particular cough, cold symptoms, fever) should stay at home if possible, they are generally to be denied access to facilities, events, and gatherings.

(2) When meeting other persons in public, a minimum distance of 1.5 meters shall be kept, unless otherwise stated in this Ordinance (**distance requirement**). Sentences 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.

(3) A mouth-nose covering shall be worn in enclosed rooms, which are publically accessible or open to visitors or customers. Additionally, this applies to all places open to the public, including in open-air public spaces, where people meet either in a confined space or not only temporarily.

The determination of the places referred to in sentence 2 and the determination of a temporal scope of the obligation to wear a mouth-nose covering is the responsibility of the competent district administration, in district-free cities of the city administration as a county regulatory authority. Besides that a mouth-nose covering shall be worn insofar as this Ordinance stipulates it (**mask requirement**).

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

1. children up to the age of six are exempt.
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.

(5) 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 § 1 para. 3 sentence 4 shall apply.

(6) In public or commercial facilities special hygiene measures should be provided, such as the provision of disinfectants, increased cleaning intervals, separating devices and similar measures.

(7) Insofar as this Ordinance requires a limitation of persons, in a facility

- 1) having a customer or visitor accessible store size of up to 800 sqm, there is total of no more than 1 person per 10 sqm of customer accessible store size, and
- 2) having a customer or visitor accessible store size of more than 801, there is on a size of 800 sqm no more than 1 person per 10 sqm of customer or visitor accessible store size, and on the size exceeding 800 sqm no more than 1 person per 20 sqm of customer or visitor accessible store size.

(limitation of persons)

(8) 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.

(9) In the cases specified in this Ordinance, in which this provision is referenced, the required test for the presence of 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

(obligation to test).

When this Ordinance specifies a test obligation pursuant to sentence 1, it does not apply to children up to and including the age of five. In the case of testing pursuant to sentence 1 No. 1, the test shall not have been carried out more than 24 hours ago and the result has to be confirmed by the body carrying out the test; the confirmation has to be presented before entering the facility.

In the case of a test pursuant to sentence 1 No. 2, the test shall be carried out by the patron in the presence of a person appointed by the operator of the establishment, before entering 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 patron.

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 COVID-19 Protective Measures Exemption Ordinance. The operator of a facility shall only grant the patron access to the facility upon presentation of a test result pursuant to sentence 7.

(10) Insofar as this ordinance refers to a seven-day incidence and does not provide for anything different, the number of new infections with the coronavirus SARS-CoV-2 per 100,000 inhabitants within seven days published by the Rhineland-Palatinate State Investigation Office for each county and each county-free city is decisive, taking into account the foreign forces stationed in the territorial area as of 30 June 2020.

(11) 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.

(12) Exemptions from the provisions of paragraphs 2 to 9 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.

(13) Provisions pursuant to § 28 b IfSG and federal ordinances pursuant to § 28c IfSG precede the provisions of this Ordinance. According to § 28 b para. 5 IfSG, further protective measures regulated in this ordinance remain unaffected.

Part 2

Assemblies, events and accumulation of persons

§ 2

(1) The stay in public space is only permitted

1. alone or with members of one's own household or
2. with no more than 5 persons from different households;

children up to and including the age of 14 in these households and vaccinated and recovered persons are excluded in determining the number of persons. Household includes the spouse or partner, not residing in the same household. The parent not living in a domestic community is permitted to continue exercising his parental visitation right. § 1 para. 2 sentence 1 does not apply. Insofar as required by compelling personal reasons, in particular if adequate care for minors or persons in need of care is not feasible, taking full advantage of all reasonable possibilities, the presence of several minor persons of another household is permitted.

(2) Permitted are:

1. assemblies 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. assemblies at offices and institutions carrying out public tasks.

§ 1 para. 2 sentence 1 does not apply to assemblies pursuant to sentence 1. The mask requirement pursuant to § 1 para. 3 sentence 4 applies. In written examinations lasting several hours in the context of state examinations, which take place in person, the mask requirement at the seat may be waived following the decision of the examining body; in this case, the distance requirement shall apply pursuant to § 1 para. 2 sentence 1.

(3) Subject to conditions, in particular the distance requirement pursuant to § 1 para. 2 sentence 1 as well as the mask requirement pursuant to § 1 para. 3 sentence 4, gatherings in open air may be permitted by the competent authority under the Assembly Act, provided that this is justifiable in individual cases from an epidemiological point of view.

(4) Assemblies of persons intended to serve the maintenance of public security and order, the administration of justice (including Notars 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 § 1. 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 § 1 para. 3 sentence 4, provided that a medical mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard has to be worn; § 1 para. 4 remains unaffected. At public elections, the Electoral Board has the obligation to record contacts pursuant to § 1 para. 8 sentence 1 for persons who are at the polling station on the basis of the principle of publicity.

(5) At accumulations of persons, the following persons may participate as mourners at funerals:

1. the deceased's spouse, civil partner or companion, fiancée or fiancé
2. persons who are related to the deceased in the first or second degrees as well as their spouses, or civil partners,
3. persons of one other household. and
4. persons who were officially appointed as a guardian for the deceased or were social workers providing care.

In addition to the group of persons referred to in sentence 1, other persons may also participate if compliance with the limitation of persons pursuant to § 1 para. 7 is ensured. The mask requirement pursuant to § 1 para. 3 sentence 4 shall apply. Gatherings beyond the funeral are prohibited.

(6) In addition to the persons to be wed, the registrar, other persons required for the marriage and two marriage witnesses, the following persons may participate at civil weddings:

1. persons who are related to the newlyweds in the first or second degrees as well as their spouses, or civil partners, and
2. persons of one other household.

In addition to the group of persons referred to in sentence 1, other persons may also participate if compliance with the limitation of persons pursuant to § 1 para. 7 is ensured; for these persons, the obligation to test pursuant to § 1 para. 9 applies. All persons present, with the exception of the persons to be wed, are subject to the mask requirement pursuant to § 1 para. 3 sentence 4. The respective house master's authority remains unaffected.

(7) Meetings of self-help groups belonging to

1. a welfare association of the LIGA of Free Welfare Care in Rhineland-Palatinate e.V.
2. registered in the databases of the Members of the KISS LAG
3. member organizations of the State Working Group on Self-Help for Disabled People Rhineland-Palatinate e.V. or
4. organizations of persons with disabilities in accordance with § 3 para. 5 of the State Inclusion Act of 17 December 2020 (GVBl. p. 719, BS 87-1) as amended.

and deal with coping mental stress situations, an own illness or a relative's illness are allowed subject to compliance with the general protective measures. The distance requirement pursuant to § 1 para. 2 sentence 1, the mask requirement pursuant to § 1 para. 3 sentence 4 and the obligation to record contacts pursuant to § 1 para. 8 sentence 1 shall apply.

(8) Events in enclosed rooms that do not have the character of a private celebration are permitted with up to 100 persons present at the same time, taking into account the general protective measures. In particular, the distance requirement pursuant to § 1 para. 2 sentence 1, the mask requirement pursuant to § 1 para. 3 sentence 4, the obligation to record contacts pursuant to § 1 para. 8 sentence 1 and the obligation to test pursuant to § 1 para. 9 apply. If the persons present do not have assigned seats, the limitations of persons pursuant to § 1 para. 7 applies. The mask requirement pursuant to § 1 para. 3 sentence 4 is dispensed at the place. For outdoor events, sentences 1 to 4 apply accordingly with the proviso that up to 250 persons present at the same time are permissible and the obligation to test pursuant to § 1 para. 9 is omitted.

(9) Any further assembly of persons or events 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.

(10) Exceptions to the provisions of paragraphs 1 to 9 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.

Part 3 Worship

§ 3

(1) Church services by religious communities or congregations of faith, or meetings that are required for self-organization or legislation are permitted subject to general protective measure, in particular adherence to the distance requirement pursuant to § 1 para. 2 sentence 1. Community singing is only permitted outdoors. If several services are held in succession, a period of at least one hour between the end and the beginning of the respective service should be kept free. Musical contributions by smaller ensembles are permitted.

(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 § 1 para. 3 sentence 4 applies, subject to the proviso that a medical face mask (OP mask) or mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn by the 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) Events and lessons in preparation for communion, confirmation or similar occasions are permitted in physical presence format. The distance requirement pursuant to § 1 para. 2 sentence 1, indoors the mask requirement pursuant to § 1 para. 3 sentence 4 with the proviso that a medical face mask (OP mask) or mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn, and the obligation to record contacts pursuant § 1 para. 8 sentence 1 apply. Singing together is only permitted outdoors.

(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

§ 4

Prohibition of opening or carry out

It is prohibited to open or to carry out

1. clubs, discotheques, and similar facilities.
2. Fairgrounds, fairs and similar facilities,
3. prostitution trade within the meaning of § 2 para. 3 of the Prostitute Protection Act (ProstSchG) of 21 October 2016 (Federal Law Gazette Part I p. 2372) as amended.

§ 5

Conditions for opening up of establishments

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 § 1 para. 2 sentence 1, the mask requirement pursuant to § 1 para. 3 sentence 4, with the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard shall be worn, and the limitation of persons pursuant to § 1 para. 7. The mask requirement pursuant to § 1 para. 3 sentence 4 also applies in the immediate vicinity of the facility or in parking lots. Notwithstanding sentence 2, the limitation of persons pursuant to § 1 para. 7 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, if only persons belonging to a maximum of two households are in one room

§ 6

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 § 1 para. 3 sentence 4 applies. Sentence 1 does not apply between the persons employed there, provided that the minimum distance of 1.5 meters within the meaning of § 1 para. 2 can be observed at the respective place of work or permanent establishment. 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 § 1 para. 2 sentence 1 as well as the mask requirement pursuant to § 1 para. 3 sentence 4 have to be observed.

(3) It is permissible to provide services close to the body for medical and hygienic reasons, such as, in particular, those of opticians, hearing care professionals, barbers, hairdressers, foot care and podiatry, physiotherapy, occupational and speech therapy, rehabilitation sports and functional training within the meaning of § 64 para. 1 No. 3 and 4 of the Ninth Book of the Social Code or the like. In addition to sentence 1, services in the field of personal care are permitted, such as in nail salons, beauty salons, massage parlors, tattoo studios, piercing studios and similar facilities. For services in accordance with sentences 1 and 2, the distance requirement pursuant to § 1 para. 2 sentence 1 between customers, with the exception of rehabilitation sports and functional training the mask requirement pursuant to § 1 para. 3 sentence 4, with the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn, as well as the obligation to record contacts pursuant to § 1 para. 8 sentence 1 shall apply.

(4) If a mask cannot be worn because of the nature of a service referred to in paragraph 3, such as in certain cosmetic applications or beard shaving, the obligation to test pursuant to § 1 para. 9 applies. In addition, a test concept for the staff is required. Sentence 1 does not apply to services provided for medical reasons.

(5) 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 § 1 para. 3 sentence 4 shall apply, subject to the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn.

§ 7 Catering trade

(1) Catering facilities, particularly

1. restaurants, eateries, 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,
4. Offers of day trips on excursion boats, including the gastronomic offer, and similar facilities.

are open in accordance with para. 2.

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 § 1 para. 2 sentence 1 and the mask requirement pursuant to § 1 para. 3 sentence 4 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 § 1 para. 2 sentence 1,

2. to guests and staff, the mask obligation pursuant to § 1 para. 3 sentence 4 subject to the proviso that a medical mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is worn; for guests, the mask is expendable directly at the seat.

3. the obligation to record contacts pursuant to § 1 para. 8 sentence 1

4. for guests hosted indoors, access control by way of advance booking, and

5. for guests hosted indoors, the obligation to test pursuant to § 1 para. 9.

Catering can only take place at the table with a fixed seat number and in compliance with the contact restrictions pursuant to § 2 para. 1. Catering at the counter is not permitted. Only the pick up of food and drinks by guests from the counter for subsequent consumption at the fixed seat is allowed. When catering to long-distance bus drivers and long-distance truck drivers who transport goods or merchandise by road for professional reasons and who can prove this in each case by means of an employer's certificate, or when providing hospitality to homeless people sentences 2 Nos. 4 and 5 do not apply.

(3) Canteens and refectories which exclusively supply the facility concerned are open only in accordance with the sentences 2 to 6 and subject to observing the general protective measures. Consumption of food and beverages on the premises of the canteen or refectory in daycare centers and schools shall be permitted in accordance with the protective measures in force in those establishments. Otherwise, this is only permitted if the working procedures or the spatial situation of the establishment or facility so require. In the cases referred to in sentence 3, the distance requirement pursuant to § 1 para. 2 sentence 1, the mask requirement pursuant to § 1 para. 3 sentence 4 and the obligation to record contacts pursuant to § 1 para. 8 sentence 1 shall apply. The mask obligation pursuant to § 1 para. 3 sentence 4 is only waived at the seat. Otherwise, paragraph 1 sentence 2 and 3 apply accordingly.

§ 8

Hotel industry, accommodation establishments

(1) Accommodation establishments, particularly

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. every housing unit used for accommodation is only occupied with persons allowed to stay in public pursuant to § 2 para. 1
2. every housing unit used for accommodation has its own sanitary equipment,

3. all community sections, apart from those in Nos 4 and 5, are closed,
4. for offers of sports and leisure activities, the use of a sauna as well as group offers of a recreational nature, the provisions of § 10 apply accordingly; with regard to an obligation to test, paragraph 5 applies,
5. the use of wellness and cosmetic offers as well as the use of an indoor pool may only be carried out by persons who are guests of the respective facility in accordance with paragraph 1 and who in the event of simultaneous use are allowed to stay in public pursuant to § 2 para. 1, and a prior reservation of the respective period of use takes place; with regard to an obligation to test, paragraph 5 applies,
6. a hygiene concept has to be maintained

(3) The obligation to record contacts pursuant to § 1 para. 8 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 § 1 para. 2 sentence 1 as well as indoors the mask requirement pursuant to § 1 para. 3 sentence 4 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) The test obligation pursuant to § 1 para. 9 applies to all guests of facilities referred to in paragraph 1 No. 1 and No. 3, In the case of multi-day stays, retesting shall happen every 48 hours, calculated from the latest test.

(6) The provisions in § 7 shall apply mutatis mutandis to gastronomic offers of the facility, with the proviso that

1. for guests of facilities referred to in paragraph 1 No. 1 and 3, the obligation to test is regulated by para. 5, and

2. in the facilities referred to in paragraph 1 No. 1 and 3, breakfast offers are also permitted in the form of a buffet.

§ 9

Use of means of transport, school transport.

(1) General protective measure, in particular the mask requirement pursuant to § 1 para. 3 sentence 4 subject to the proviso that a medical face mask (OP mask) or mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn, 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. 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 multi-day boat trips are prohibited.

(4) If the seven-day incidence exceeds the threshold of 100 for three consecutive days in a county or county-free city, on the day after next passengers in a private motor vehicle carrying persons from different households are subject to the mask requirement pursuant to § 1 para. 3 sentence 4 with the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard shall be worn. This requirement does not apply to the driver of the vehicle.

Part 5

Sports and Leisure Time

§ 10 Sports

(1) Training and competition in amateur and recreational sports are prohibited, unless otherwise specified in this Ordinance. Notwithstanding sentence 1, sporting activities are permitted as follows:

1. outdoors and on all public and private uncovered as well as covered sports facilities, if the practice is conducted individually or in a group, which is permitted to stay in public pursuant to § 2 para. 1, in the case of a guided training, also plus a trainer; all other group offers are prohibited, or

2. outdoors and on all public and private uncovered sports facilities in a group of a maximum of 10 participants from different households, if the sports practice is guided by a trainer, vaccinated persons and recovered persons are not taken into account in determining the number of persons, or

3. outdoors and on all public and private uncovered sports facilities, if the training is guided and takes place in groups of up to 25 children up to and including 14 years of age plus a trainer.

Group offers beyond sentence 2 are prohibited.

(2) When exercising pursuant to paragraph 1 sentence 2

1. in the cases referred to in Nos. 1 and 2, a minimum distance of three meters is to be kept between persons who do not belong to a group referred to therein; the obligation to record contacts pursuant to § 1 para. 8 sentence 1 as well as on all public and private uncovered sports facilities the obligation to test pursuant to § 1 para. 9 apply; only one person per started 20 sqm of total training area shall be granted access to the total training area; outdoors and on all public and private uncovered sport facilities the obligation to record contacts pursuant to § 1 para. 8

sentence 1 only applies to guided sporting activities pursuant to paragraph 1 sentence 2 No. 2 and rests with the trainer,

2. in all cases of No. 3 a sufficient distance between several groups shall be ensured by means of corresponding separations; the obligation to record contacts pursuant to § 1 para. 8 sentence 1 applies,

3. spectators are not allowed; except for first or second degree relatives at sporting activities of minors.

4. the individual use of common areas, including rooms for changing and showers, and restrooms is permitted.

5. apart from the sporting activity the mask requirement pursuant to 1 para. 3 sentence 4 applies.

(3) The opening of fitness studios, dance schools and similar facilities is permitted under the conditions set forth in paragraphs 1 and 2. A hygiene concept has to be retained. Swimming pools and fun pools, saunas, thermal baths, and similar facilities are closed.

Notwithstanding sentence 3, the opening of outdoor pools and bathing lakes is permitted, whereby the maximum number of persons who are allowed to stay at the same time on the grounds of the respective outdoor pool or bathing lake is limited to half of the usual maximum number of visitors. The obligation to record contacts pursuant to § 1 para. 8 sentence 1 applies.

A hygiene concept, which in particular also contains regulations on the use of changing rooms, showers, and similar common areas for the permissible number of visitors has to be maintained. The control of the hygiene concepts is the responsibility of the competent county administration, in county-free cities of the city administration as the county regulatory authority. The opening of saunas is permitted with the proviso that the maximum number of persons allowed to stay within the facility is limited to half of the usual maximum number of visitors.

In the saunas, the obligation to record contacts pursuant to § 1 para. 8 sentence 1 and the obligation to test pursuant to § 1 para. 9 applies. Sentences 6 and 7 shall apply accordingly.

(4) If the seven-day incidence falls below the threshold of 50 for five consecutive business days in a county or a county-free city, on the day after next, additional sporting activity in amateur and recreational sports shall be permitted as follows:

1. outdoors on all public and private uncovered sports facilities in groups up to a maximum of 20 persons plus a trainer, vaccinated persons and recovered persons are not taken into account in determining the number of persons,

2. contactless on all public and private uncovered sports facilities in groups up to a maximum of 10 persons from different households if the sporting activity is guided by a trainer; vaccinated persons and recovered persons are not taken into account in determining the number of persons, or

3. on all public and private uncovered sports facilities if the training is conducted in groups of up to 25 children up to and including 14 years of age by a trainer.

The other provisions of paragraphs 1 to 3 remain unaffected.

(5) Training and competition of professional and top-level sport is permitted on public and private sports facilities, provided that a hygiene concept drawn up by the sports federations or league managers is available and complied with. Up to 100 spectators are allowed outdoors. The spectators are subject to:

1. the distance requirement pursuant to § 1 para. 2 sentence 1,
2. the mask obligation pursuant to § 1 para. 3 sentence 4 subject to the proviso that a medical mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is worn; for guests,
3. the obligation to record contacts pursuant to § 1 para. 8 sentence 1,
4. indoors the obligation to test pursuant to § 1 para. 9.

The mask is expendable directly at the seat. In compliance with the distance requirement pursuant to § 1 paragraph 2 sentence 1, every spectator shall be allocated a seat in a personalized way on the basis of a seating plan. This shall be documented by the operator. In facilities with a fixed seating or a fixed seating plan, the distance requirement pursuant to § 1 para. 2 sentence 1 can be maintained by a free seat between each seat within a row and in front of and behind each seat. The distance requirement pursuant to § 1 para. 2 sentence 1 does not apply to persons belonging to the same household. Beyond that, only persons required for competition or training operations or for media coverage. Are allowed access. 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.

(6) If the seven-day incidence falls below the threshold of 50 in a county or county-free city on five consecutive business days, on the day after next, up to 250 spectators shall be permitted outdoors notwithstanding para. 5 sentence 2. Paragraph 5 sentences 3 to 8 apply mutatis mutandis.

§ 11 Leisure Time

(1) Unless otherwise specified in this Ordinance, the following facilities shall be closed.

1. trade fairs, special markets, and similar facilities
2. amusement parks and similar facilities

(2) Notwithstanding sentence 1 No. 2, amusement parks, outdoor climbing centers, minigolf and similar outdoor facilities are open; the distance requirement pursuant to § 1 para. 2 sentence 1, the mask requirement pursuant to § 1 para. 3 sentence 4 as far as the nature of the respective leisure activities allows, and the obligation to record contacts pursuant to § 1 para. 8 sentence 1. Furthermore, an advance booking obligation to control access applies to amusement parks and the obligation to maintain a hygiene concept.

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

1. the distance requirement pursuant to § 1 para. 2 sentence 1,
2. the mask obligation pursuant to § 1 para. 3 sentence 4 subject to the proviso that a medical mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is worn; for guests, the mask is expendable directly at the seat,
3. the limitation of persons pursuant o § 1 para. 7
4. the obligation to record contacts pursuant to § 1 para. 8 sentence 1,
5. the obligation to test pursuant § 1 para. 9

(4) Zoological gardens, zoos, botanical gardens and similar facilities are open to the public. An advance booking obligation applies in order to control access. 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 distance requirement pursuant to § 1 para. 2

sentence 1 and the mask requirement pursuant to § 1 para. 3 sentence 4 with the proviso that 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 the interior of the respective facility and the obligation to record contacts pursuant to § 1 para. 8 sentence 1.

(5) On playgrounds, the distance requirement pursuant to § 1 para. 2 sentence 1 has to be observed if possible. The mask requirement pursuant to § 1 para. 3 sentence 4 applies to any adults present.

Part 6 Education and Culture

§ 12

Schools, State study seminars for teaching posts

(1) School activities including school sports 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 § 1 para. 3 sentence 4 as well as the contact tracing obligation according to § 1 para. 8 sentence 1 in accordance with the "Hygiene Plan Corona for Schools in Rhineland-Palatinate". § 28 b para. 3 IfSG (Infection Protection Act) remains unaffected. 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) Provided that a minimum distance of 1.5 m cannot be maintained, regular in-class teaching shall be held in partitioned groups and in rotation.

Notwithstanding sentence 1 the following examinations can be conducted:

1. Abitur examinations,
2. Other exams that cannot be delayed, including the performance assessments relevant to the high school graduation (Abitur) as well as
3. Final exams for other educational degrees for non-students as well preparation courses for these exams.
4. Exams required to obtain a European-recognized language certificate, in particular telc GmbH exams or the German Language Diploma of the Standing Conference of the Ministers of Education and Cultural Affairs of the Länder in the Federal Republic of Germany.

Para 1 sentences 5 and 6 apply. Emergency care shall be provided in accordance with Para. 6, provided that in-class teaching takes place in partitioned groups on a rotating basis.

(3) In addition to the regulations in paragraph 1, the obligation to wear a mask in accordance with § 1 Para. 3 Sentence 4 shall apply at all schools also during lessons; students in special education schools who cannot wear or tolerate a mask due to their special needs are exempt from this requirement 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. § Section 1 (4) 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 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".

(4) 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.

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

(6) If teaching is conducted in rotating divided groups of students or if classroom teaching is prohibited as per § 28 b para. 3 IfSG (Infection Control Act), 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 § 1 Para. 3 Sentence 4 as well as § 28 b para. 3 sentence 1 IfSG accordingly.

(7) 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.

(8) 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.

(9) The provisions of paragraphs 1 to 4 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.

(10) If, pursuant to § 28 b (3) IfSG, the counties and autonomous cities determine that the prerequisites for the change to in-class instruction in divided groups or the ban on in-class instruction are fulfilled for their area, they shall inform the Regulatory and Service Directorate (Aufsichts- und Dienstleistungsdirektion) and the State Office for Social Affairs, Youth and Care as the school supervisory authority as well as all schools located in their area thereof in a timely manner. The same shall apply if the said prerequisites are no longer fulfilled. The duties of notification pursuant to § 23 shall remain unaffected.

(11) Graduating classes shall be exempt from the ban pursuant to § 28 b, para. 3, sentence 3 IfSG. Paragraph 2 sentence 1 and paragraph 3 sentence 1 half-sentence 1 shall apply.

§ 13

Day care and nursery facilities for children

(1) All day care facilities shall provide regular child care services in accordance with the provisions of sentences 2 to 6. Childcare is to be provided in (partially) fixed settings where possible to ensure compliance with hygiene regulations and to maintain a plannable childcare offering in consultation with stakeholders on site (carrier, administration, parents' committee). Educational staff is to be given a fixed assignment to these services to the extent possible. The childcare offer can be limited, especially during drop-off and pick-up times, so as to ensure consistency in the assignment of offers and staff.

(2) If regular childcare services are not permitted in daycare facilities as per § 28 b para. 3 sentence 9 IfSG, parents and other legal guardians may receive emergency care in daycare facilities if care at home is not or only partially possible. Day care facilities shall provide care for children within the meaning of emergency care, unless they have been closed down under an individual decree. Emergency care is primarily available to the following:

1. for 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. for 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. for 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. for 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. Also, as of June 7, 2021, 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 and the effective hygiene recommendations, published on the website of the German State Government website (www.corona.rlp.de), in their respective valid versions.

(4) Under the requirements 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 of May 14, 2021 (GVBl. S. 336, BS 2126- 17), as amended, it is also required that persons refrain from attending the facility, if they live in a household with close contacts as defined by the Robert Koch Institute and these contacts themselves also show symptoms of a COVID-19 disease. In addition, the provisions of Section 1, Paragraph 1, Sentence 7 apply to child day-care facilities.

(5) Young people and adults accessing the facility or coming to the facility for pick-up or drop-off are subject to the mask requirement pursuant to § 1 Para. 3 Sent. 4, provided that a medical face mask (surgical mask) or a mask of the KN95/N95 or FFP2 standards or a comparable standard is worn. The mask requirement pursuant to sentence 1 does not apply outdoors during educational interaction or if a minimum distance of 1.5 meters is maintained. In the indoor area, the mask requirement pursuant to sentence 1 applies unless this renders pedagogical interactions impracticable in individual cases. All children who are not schoolchildren are exempt from the mask requirement in the daycare facility that cares for them. The mask requirement applies to schoolchildren from grades 1 to 4 and the lower grades in the special schools in the daycare facility caring for them in accordance with § 1, Paragraph 3, Sentence 4; All other school children are subject to the mask requirement pursuant to Sentence 1. Children in care who are subject to the mask requirement are not required to wear masks on the outdoor grounds. An exemption to the mask requirement applies for a limited time to the extent necessary for organizational or personal reasons, provided that these reasons are not long-term. This applies in particular to implementing mask wear breaks in the open air as well as for food intake. A minimum distance of 1.5 meters must be maintained if possible in such cases. The mask requirement pursuant to sentences 1 to 4 does not apply if exemptions pursuant to § 1 para. 4 nos. 2 and 3 exist.

(6) As a rule, the election of the parents' committee shall be conducted as a postal vote if consistent compliance with the general protective measures, in particular the distance requirement pursuant to Para. 1 Section 2 Sent. 1, as well as the mask obligation as per Section 4 cannot be ensured on site.
Eligible voters, who cannot attend the voting events for epidemiological reasons, in particular persons as defined in Paragraph 4 or Paragraph 1 Section 1 Sentence 7, shall be given the opportunity to vote by postal ballot.

(7) Substitute staff employed IAW § 6 (5) of the State Ordinance on the Implementation of the Child Day Care Center Act of March 31, 1998 (GVBl. p. 124, BS 216-10- 2), as amended, shall not be counted toward the maximum time regulated under the State Ordinance on the Implementation of the Child Day Care Center Act as of March 16, 2020 until further notice.

(98 Paragraph 2, except sentence 3, no. 1, and para. 3, 4, 5 sent. 1, 3 and 5 shall apply accordingly to the provision of nursing care for children. Paragraphs 1, 6 and 7 shall not apply to the provision of nursing care for children.

§ 14

Universities, extracurricular education, training and further education

(1) If research and teaching activities at universities and publicly funded non-university research institutions do not take place digitally, the general protective measures shall be observed. The universities have to develop hygiene concepts for their institutions. In particular apply the distance requirement pursuant to § 1 para. 2 sentence 1, the mask requirement pursuant to § 1 para. 3 sentence 4, and the obligation to record contacts pursuant to § 1 para. 8 sentence 1. The distance requirement pursuant to § 1 para. 2 sentence 1 can be deviated from if the research or teaching activity makes this absolutely necessary, especially if the subject field contains practical elements for which compliance with the distance requirement is not possible.

(2) Educational programs offered in public or private institutions are permitted in person in the simultaneous physical presence of a teacher and a participant or the simultaneous physical presence of one participating person per 10 sqm or part thereof in the classroom or outdoors in physical presence; for a larger number of participants, these educational opportunities are only permitted digitally.

Sentence 1 does not apply to educational opportunities in general and vocational schools as well as in places of learning pursuant to § 5 para. 2 No. 6 of the BBiG or pursuant to § 26 para. 2 No. 6 HwO, which are an integral part of a training under the Vocational Training Act or the Crafts Code on the basis of training regulations or private law agreements.

Notwithstanding sentence 1, the competent county administration, in county-free cities the city administration as a county regulatory authority may allow exceptions, where the educational offers are of particular importance, particularly for

1. the sustainable employability,
2. the sustainable security of public safety and order, or
3. the maintenance of the proper operation of the public administration, medical care or pandemic management or tutoring or support lessons or vocational and study orientation for students

An exception under sentence 3 requires that the educational institutions have adequate hygiene concepts in place, no more than 20 students are present, and this is justifiable from an epidemiological point of view, in particular taking into account the current events of infection, and the purpose of this Ordinance is not affected.

Notwithstanding sentence 1, more participants are also allowed in public and private institutions in physical presence subject to the general protective measures, concerning

1. non-deferrable examinations pursuant to § 37 and § 48 BBiG as well as pursuant to § 31, § 39, § 45 and § 51a HwO or comparable federal or state law regulated and non-deferrable tests as well as the preparatory measures compellingly required to carry out these tests, also, for example, in inter-company vocational training centers,
2. examinations carried out on the basis of an ordinance pursuant to § 53, § 54 or § 58 of the BBiG or § 42 or § 42j HwO,
3. courses and examinations of the State courses "Language goal: German",
4. courses and examinations of integration classes, vocational language classes, initial orientation classes and MiA classes of the Federal Office for Migration and Refugees, including placement tests
5. Language classes and examinations that provide access to higher education or vocational training in Germany (so-called self-payer courses),
6. immigration tests as well as German courses and examinations, which are a prerequisite for taking a naturalization test,
7. literacy and basic education measures, and
8. final examinations at the administrative and economic academies, which allow access to higher education institutions, and
9. First Aid Courses.

Even if classes concerning offers and courses governed by this paragraph can no longer take place in physical presence settings, final course examinations may take place in face-to-face settings.

For all offers permitted in physical presence format pursuant to sentences 1 to 5, the hygiene concept for extracurricular education, continued education and training apply, particularly apply the distance requirement in pursuant to § 1 para. 2 sentence 1, the mask requirement pursuant to § 1 para. sentence 4 with the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn and the obligation to record contacts pursuant to § 1 para. 8 sentence 1. § 1 para. 4 No. 1 to 3 apply accordingly, provided that the impossibility or unreasonableness of compliance with the mask requirement has to be made credible by a medical certificate, on which it has to be at least comprehensible, on what basis the medical diagnosis was made and on what grounds the wearing of a mask in the specific case constitutes an unreasonable burden. § 10 applies accordingly to sports and exercise activities in public and private facilities outside general and vocational schools.

(3) Paragraph 2 sentences 1 and 2 and sentence 5 to 7 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, with the proviso that the simultaneous presence of one participant per 20 sqm of classroom is permitted.

(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 § 1 para. 2 sentence 1 as well as the mask requirement pursuant to § 1 para. 3 sentence 4 apply with the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn. During practical training, the minimum distance requirement does not apply if it cannot be complied with. Only the number of persons required for the respective offer may be in the vehicle. The sentences 1 to 4 apply to the offers from flight schools *mutatis mutandis*.

(5) Offers of child and youth work, youth social work, and cultural pedagogic are generally 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 § 1 para. 3 sentence 4 applies in general with the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn. If the seven-day incidence exceeds the threshold of 165 for three consecutive days in a county or county-free city, on the day after next, offers of child and youth work and youth social work are only permitted as individual offers.

(6) Extracurricular music and art lessons are permitted in simultaneous physical presence of one teacher and one music student or the simultaneous physical presence of one attending person per 10 sqm or part thereof in the classroom or outdoor area space at the same time. Activities associated with an increased aerosol emissions, such as singing lessons or wind instruments lessons are in enclosed rooms subject to an obligation to test pursuant to § 1 para. 9. Outdoors, extracurricular music and art classes are allowed in groups of up to 25 children up to and including 14 years of age and a teacher. The distance requirement pursuant to § 1 para. 2 sentence 1, indoors the mask requirement pursuant to § 1 para. 3 sentence 4, where the nature of the activity permits, and the obligation to record contacts pursuant to § 1 para. 8 sentence 1 apply.

If the seven-day incidence exceeds the threshold of 100 for three consecutive days in a county or county-free city, on the day after next outdoor extracurricular music and art classes pursuant to sentence 3 are limited to a group of no more than 5 children.

If, on five consecutive business days, the seven-day incidence falls below the threshold of 50 in a county or a county-free city, on the day after next notwithstanding sentence 1, music and art classes in groups of up to 20 persons and a teacher shall be permitted outdoors and notwithstanding sentence 3 indoors in groups of up to 25 children up to and including the age of 14, vaccinated persons and recovered persons are not taken into account in determining the number of persons; in this case, the distance requirement pursuant to § 1 para. 2 sentence 1 shall apply throughout the entire rehearsal.

§ 15
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 that a maximum of 100 spectators will be allowed.

- 1, The distance requirement pursuant to § 1 para. 2 sentence 1, with the exception of persons allowed to stay in public space pursuant to § 2 para. 1, provided a booking for all persons in the groups is made at the same time,
2. the mask requirement pursuant to § 1 para. 3 sentence 4, provided that a medical mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard has to be worn,
3. the obligation to record contacts pursuant to § 1 para. 8 sentence 1 and
4. the for the indoor area the obligation to test pursuant to § 1 para. 9.

The mask is expendable directly at the seat. In compliance with the distance requirement pursuant to § 1 paragraph 2 sentence 1, every spectator shall be allocated a seat in a personalized way on the basis of a seating plan. This shall be documented by the operator. In facilities with a fixed seating or a fixed seating plan, the distance requirement pursuant to § 1 para. 2 sentence 1 can be maintained by a free seat between each seat within a row and in front of and behind each seat.

- (2) If the seven-day incidence falls below the threshold of 50 in a county or county-free city on five consecutive business days, on the day after next, the operation of public and commercial cultural facilities outdoors shall also be permitted with up to 250 spectators notwithstanding para. 1 sentence 1. Paragraph 1 sentences 2 to 5 apply *mutatis mutandis*.

- (3) The rehearsal operation of the grassroots and amateur culture is permissible subject to contact limitation pursuant to § 2 para. 1 plus one directing person. Furthermore, outdoors even in the presence of a leading person in a group of a maximum of ten other participants from different households; vaccinated persons and recovered persons are not taken into account in determining the number of persons. In enclosed rooms, the obligation to test pursuant to § 1 para. 9 applies. Outdoors, rehearsal is permitted for groups of up to 25 children up to and including 14 years of age and one person over 14 years of age; the obligation to register contacts pursuant to § 1 para. 8 sentence 1 applies. In the music field, the hygiene concept of music within the meaning of § 1 para. 11 applies, in the rest of the cultural sector the distance requirement pursuant to § 1 para. 2 sentence 1, in the indoor area the mask requirement pursuant to § 1 para. 3 sentence 4, and the obligation to record contacts pursuant to § 1 para. 8 sentence 1. Spectators are not allowed, except for first and second degree relatives in the case of cultural activity of minors. If the seven-day incidence exceeds the threshold of 100 for three consecutive days in a county or county-free city, on the day after next the outdoor rehearsal pursuant to sentence 3 is limited to a group of up to 5 children up to and including 14 years of age and one person above the age of 14. The performance of the grassroots and amateur culture is prohibited.

(4) If the seven-day incidence falls below the threshold of 50 in a county or county-free city on five consecutive business days, on the day after next, outdoor rehearsals of grassroots and amateur culture are additionally permitted in small groups of up to 20 persons and a directing person; indoors in groups of up to 25 children up to and including the age of 14, vaccinated persons and recovered persons are not taken into account in determining the number of persons; in this case, the distance requirement pursuant to § 1 para. 2 sentence 1 applies during the entire rehearsal operation and indoors the obligation to test pursuant to § 1 para. 9.

(5) Museums, exhibitions, memorials and similar facilities are open to the public. An advance booking obligation applies in order to control access. 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 distance requirement pursuant to § 1 para. 2 sentence 1 and the mask requirement pursuant to § 1 para. 3 sentence 4 with the proviso that a medical face mask (OP mask) or a mask of the standards KN95/N95 or FFP2 or a comparable standard is to be worn and the obligation to record contacts pursuant to § 1 para. 8 sentence 1.

Part 7

Hospitals and similar Institutions

§ 16

Visiting and Access Regulations for Special Institutions

(1) Facilities pursuant to Section 23 (3) No. 1 and 3 to 7 IfSG, except hospices, may not be entered for the purpose of visiting patients.

(2) 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, shall be decided by the management of the respective institution.

(3) Paragraph 1 shall not apply to

1. Parents visiting their minor child

2. The spouse, life partner, fiancée, other close relatives or individuals close to the patient (Connotation: The state government states in the applicable FAQ's: "individuals close to the patient" can be neighbors or friends with whom the resident had regular contact 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. Therapeutic or medically necessary visits.

(4) Paragraph 3 shall not apply to persons who

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, 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, also subject to conditions, permit exceptions to the prohibition of entry under paragraph 1 or to the restriction under paragraph 4 if a special legitimate interest exists. 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. Minors under 16 years of age and persons with recognizable respiratory tract infections are not allowed to enter a facility according to paragraph 1.

(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, as in effect at the time, 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 § 1 (8) sentence 1.

§ 17 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), have to reserve their intensive care beds with ventilation capability to the extent necessary, but in each case at least 20 % of their capacity and the treatment capacities of normal care in isolation wards to the extent necessary, including the personnel required for care and treatment, at all times for the care and treatment of patients with COVID-19 disease.

(2) Should an increase in the reproductive rate of infections with the coronavirus SARSCoV-2 make this necessary 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, including the personnel necessary to care and treat patients with a COVID-19 disease, and reduce non-medically necessary scheduled services as directed by the Ministry.

(3) The hospitals shall draw up individual organizational concepts that allow for a dynamic adaptation of capacities to the infection occurrence and shall notify the Ministry of Science and Health of these concepts.

(4) 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 and the reproduction rate of 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.

§ 18

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 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 as well as the occupied and available ventilation places and report these data electronically 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

§ 19

State reception centers for asylum seekers

[not translated]

§ 20

Exceptions from the obligation to isolate entry-ins.

Requests for exemption from the obligation to isolate pursuant to § 6 para. 2 sentence 1 No. 3 of the Coronavirus 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 transporting for professional reasons persons, merchandise or goods by road, rail, ship or by air subject to compliance with adequate protection and hygiene concepts

3. 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 and para. 2 sentence 1 No. 1 and 2 (a) to (c) of the Coronavirus Entry Ordinance and who enter together with them

provided that these persons have not been in an area classified as a virus variant area at any time in the 10 days prior to entry.

§ 21

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,

§ 22

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.

(3) Counties and county-free cities, in agreement with the Ministry of Health, may, by general decrees, authorize selected model projects under scientific supervision which contain different stipulations from the provisions of this Ordinance. The model projects pursuant to sentence 1 shall include, in particular, rules on the complete testing for the presence of the SARS-CoV-2 coronavirus, the tracking of infection chains, access regulations to facilities, and the control of these measures. The general decrees pursuant to sentence 1 shall be repealed immediately if the seven-day incidence of the county or the county-free city based on the publications of the Robert Koch Institute at <https://www.rki.de/inzidenzen> exceeds the threshold of 100 for three consecutive days. The general decrees pursuant to sentence 1 shall also be repealed if the rules laid down based on sentence 2 are not complied with.

§ 23

Announcement requirements

(1) Counties and county-free cities in which based on the publications of the Robert Koch Institute at <https://www.rki.de/inzidenzen> the seven-day incidence on three consecutive days has exceeded one of the thresholds in § 28 b IfSG of 100, 150 or 165 shall notify the public of this in an appropriate manner; at the same time, it shall be announced as of when the measures pursuant to § 28 b IfSG apply. The same applies in the event of falling below the threshold values of sentence 1 on five consecutive business days pursuant to § 28 b para. 2 and 3 sentences 6 and 8 IfSG; at the same time, it shall be announced as of when the measures pursuant to § 28 b IfSG no longer apply.

(2) Paragraph 1 sentence 1 applies mutatis mutandis to measures decreed in this Ordinance that require a seven-day incidence specified in this Ordinance pursuant to § 1 para. 10 to be exceeded on three consecutive days.

(3) If measures are ordered by this Ordinance which require a seven-day incidence specified in this Ordinance pursuant to § 1 para. 10 to be exceeded on three consecutive days, and if the seven-day incidence pursuant to § 1 para. 10 falls below this value in a county or county-free city on five consecutive business days from the occurrence of these measures, these measures cease to apply on the day after next. Sundays and public holidays shall not interrupt the counting of the relevant days pursuant to sentence 1. Paragraph 1 sentence 2 shall apply accordingly.

(4) If measures are ordered in this Ordinance that require the incidence specified in this Ordinance pursuant to § 1 para. 10 to fall below a seven-day incidence specified in this Ordinance pursuant to § 1 para. 10 on five consecutive business days, and if the seven-day incidence exceeds this value in a county or county-free city on three consecutive days from the occurrence of these measures, these measures cease to apply on the day after next. Sundays and public holidays shall not interrupt the counting of the relevant days pursuant to sentence 1. Paragraph 1 sentence 2 shall apply accordingly.

Part 10

Administrative Fines, Entering into Force, Expiration

§ 24

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 124. - not translated]

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

§ 25
Entry into force, expiration

This Ordinance shall enter into force on 2 June 2021 shall expire at the end of 20 June 2021.

Done at Mainz on 01 June 2021

Clemens Hoch

The Minister for Science and Health

Name, Vorname (<i>Name, First Name</i>)	geb. am (<i>DOB</i>)
Straße, Hausnummer (<i>Street Bldg. #</i>)	
Postleitzahl, Wohnort (<i>ZIP code, Town</i>)	

Anlage 1

Annex 1

(zu § 1 Abs. 9 Satz 6)

(Re: § 1 para. 9 sentence 6)

ID Testperson (*ID Test person*):

Fortlaufende Nummer (<i>sequential number</i>)
--

Teststelle (*Test Location*):

Straße, Hausnummer (<i>Street Bldg. #</i>)
Postleitzahl, Wohnort (<i>ZIP code, Town</i>)
Telefonnummer (<i>Phone number</i>)
E-Mail Adresse (<i>Email address</i>)

Bescheinigung über das Ergebnis des PoC-Antigen-Tests:

(Certificate on the test result of an PoC-antigen test)

Datum, Uhrzeit des PoC-Antigen-Tests: _____

(Date, time of the PoC-antigen test)

- ☐ Nachweis des Coronavirus SARS-CoV-2 (*Detection of coronavirus SARS-CoV-2*)
- ☐ kein Nachweis des Coronavirus SARS-CoV-2 (*No detection of coronavirus SARS-CoV-2*)

Angaben zum verwendeten PoC-Antigen-Test:

Hersteller: (*Producer*)

PZN: (*Pharma Central Number*)

Ort, Datum, Uhrzeit (*Place, Date, Time*)

Stempel der Teststelle

Unterschrift der/des Verantwortlichen der Teststelle (*Signature of the test site manager*)

Wer dieses Dokument fälscht, einen nicht erfolgten Test bescheinigt, einen positiven Test fälschlicherweise als negativ bescheinigt oder wer ein falsches Dokument verwendet, um Zugang zu einer Einrichtung oder einem Angebot zu erhalten, begeht eine Ordnungswidrigkeit, die mit einer Geldbuße geahndet werden kann.

(Anyone who falsifies this document, certifies a test that has not been carried out, incorrectly certifies a positive test as negative, or who uses a false document in order to gain access to a facility or offer, commits an administrative offence which can be punished by a fine.)