

# I can say no.

## The Biosecurity Act 2015

**Section 8** - In a state of Emergency, the Biosecurity Act SUPERSEDES all State Legislation

**Section 109 of the Australian Constitution** - 'when a law of a State is inconsistent with a law of the Commonwealth, the latter shall prevail, and the former shall, to the extent of the inconsistency, be invalid'

**Section 61** - A Biosecurity Control Order must be issued to test an individual for Covid-19, to require them to wear a mask, or to self-isolate. The individual has the right to appeal a Biosecurity Order imposed on them.

**Section 60** - A Biosecurity Control Order can only be issued to an individual by an Authorised Biosecurity Officer if the individual has signs and symptoms.

**Section 34** - A Biosecurity Control Order can only be issued to an individual proportionally - where the individual has signs and symptoms that are sufficiently serious to justify imposing the biosecurity measure.

**Section 87** - Biosecurity measures such as self-isolation cannot be applied to a group of people, they can only be applied to an individual with signs and symptoms who has been issued a Human Biosecurity Control Order.

**Section 69** - Only an Authorised Biosecurity Officer with the intention of imposing a Human Biosecurity Control Order on an individual can request contact tracing information.

**Section 88** - Only an individual that has been issued a Human Biosecurity Control Order can be required to wear a face mask.

**Section 90-91** - An individual with signs and symptoms must be issued a Human Biosecurity Control Order to be required to take personal body samples by a Covid-19 PCR Test.

**Section 95** - An individual cannot be forced to comply with the Biosecurity measures imposed on them.