



Covid-19 Regulatory Update

 **Lexinfo**
Library & Legal Information Consultants

Covid-19 Regulatory Update: 26 May 2020

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Index to Covid-19 regulations and notices: <https://juta.co.za/covid-19-legislation-update/2020/05/21/index/>

Lexinfo Practice Management Alert



Practice Management Alert

 **Lexinfo**
Library & Legal Information Consultants

This newsletter is published bi-monthly and focuses on issues such as client care, innovation, legal technology, management, leadership, remote working, work-life balance, knowledge management, libraries, succession, management, skills development, artificial intelligence, human resources, libraries, marketing and branding.

The latest edition, March to April 2020, is now available. This edition contains valuable references to various international resources and case studies on the challenges and possible solutions for legal practices in view of the Covid-19 pandemic. The March to April 2020 edition can be purchased for only R99 including VAT.

Lexinfo CC : Library and Legal and Information Consultants
Tel 082 690 8890 | 084 559 2847 | Email: alert@lexinfo.co.za
PO Box 36216, Glosderry, 7702 | <http://www.lexinfo.co.za>

COMMUNICATIONS

Government Gazette

Disaster Management Act 57 of 2002

Directions on the Risk-Adjusted Strategy for the Communications and Digital Technologies Sector issued under Regulation 4(10) of the Regulations made under section 27(2): Amendment of Paragraph 3 published in [GN484 in GG 43263 of 3 May 2020](#).

GN590 GG 43351 p3 26May2020

http://www.gpwonline.co.za/Gazettes/Gazettes/43351_26-5_ComDigitalTech.pdf

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CONFIRMED CASES

Media Release

North West Health. North West Health on Coronavirus Covid-19 confirmed cases on 25 May. 25 May 2020.

“The province has recorded 24 cases in the last seven days. The cases include a 59-year old professional nurse who tested positive for COVID-19 on Saturday, 23 May 2020 at Potchefstroom Hospital. The nurse is attached to the outpatient department of the hospital. The outpatient department has since closed and was decontaminated on Sunday. It will remain closed for two days.”

<https://www.gov.za/speeches/north-west-health-coronavirus-covid-19-confirmed-cases-25-may-25-may-2020-0000>

Western Cape. Premier Alan Winde. Update on the coronavirus – 400% increase in tests since 25 April, but national backlog is growing. 25 May 2020.

“As of 1pm on 25 May, the Western Cape has 7439 active cases of Covid-19, with a total of 14 978 confirmed cases and 7221 recoveries.

Total confirmed Covid-19 cases: 14978

Total recoveries: 7221

Total deaths: 318

Total active cases (currently infected patients): 7439

Total number of tests: 124079

Hospital admissions: 554 of which 139 are in ICU or high care.”

<https://coronavirus.westerncape.gov.za/news/update-coronavirus-premier-alan-winde-400-increase-tests-25-april-national-backlog-growing>

Media Statement

SA Government News Agency. SA COVID-19 cases rise to 22 583.

2020 May 25 SA News

“Health Minister, Dr Zweli Mkhize, has announced a total number of 22 583 confirmed COVID-19 cases in South Africa. “A total of 583 855 tests have been conducted to date with 19 485 tests done in the past 24 hour testing cycle,” Mkhize said on Sunday. The Western Cape is leading with 14 740 people testing positive for the virus, followed by Gauteng with 2 773 positive cases. Eastern Cape has recorded 2 690 cases, KwaZulu-Natal 1 815, Free State 202, North West 94, Mpumalanga 101, Limpopo 128, and Northern Cape 40. The Minister said 22 more COVID-19 related deaths have also been recorded, bringing the total national deaths to 429. “The total number of recoveries is 11 100. This translates to a recovery rate of 49%. This is above the global recovery rate which is 42%,” the Minister said.”

<https://www.sanews.gov.za/south-africa/sa-covid-19-cases-rise-22-583>

Report

National Institute for Communicable Diseases. National COVID-19 daily report: 25 May 2020.

https://www.nicd.ac.za/wp-content/uploads/2020/05/COVID19-Daily-Report-National-25May2020_public.pdf

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CONSTRUCTION

Media Releases

KwaZulu-Natal Economic Development, Tourism and Environmental Affairs. MEC Nomusa Dube-Ncube on Coronavirus Covid-19 Level 3 stimulation of economic sectors. 25 May 2020.

“We wish to announce that the directors of Nyanza Light Metal have affirmed their commitment to continue with an investment of R 4, 5 billion in KwaZulu-Natal. The construction of the plant was derailed by the outbreak of COVID-19. My office is arranging a virtual meeting with the Nyanza Directors to discuss all details and other logistics in relation to the construction. We are also planning an official launch of the company website. Our entity, the Richards Bay

Industrial Development, has allocated 65 hectares of land Phase 1 F of the estate. This chemical plant will produce titanium dioxide (TiO₂) pigment from titaniferous slag and acid.

<https://www.gov.za/speeches/media-alert-and-statement-mec-economic-development-tourism-and-environmental-affairs-nomusa>

Western Cape Economic Development and Tourism. MEC David Maynier welcomes Alert Level 3 and opening of construction sector to save jobs. 25 May 2020.

“We are particularly glad to hear that the construction sector are likely to be confirmed with the release of the Alert Level 3 regulations by the Minister of Cooperative Governance and Traditional affairs, Nkosazana Dlamini-Zuma. As we have with the Alert Level 4 regulations, and in particular for the e-commerce and construction sectors, where we think that further consideration can be made for these sectors to safely open we will make further submissions to national government to do so.”

<https://www.gov.za/speeches/mec-david-maynier-welcomes-alert-level-3-and-opening-construction-sector-save-jobs-25-may>

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CORRECTIONAL SERVICES

Internet Article

Gear, Sasha and Gaura, Doreen. Covid-19: Whatever unfolds in our prisons will affect all of us.

2020 May 26 Groundup

“Compounding the problem are the more than 230,000 new arrests that have come with lockdown for violations of the Covid-19 regulations. While not all these cases are prosecuted, the majority are, and Covid-19 arrests have reportedly led to a 10% to 15% increase in remand detainees. Imposing custodial sentences, police records, and fines beyond many people’s means for lockdown violations conflicts with the restorative approach that government emphasised in its release decision.”

<https://www.groundup.org.za/article/covid-19-whatever-unfolds-our-prisons-will-affect-us-all/>

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EDUCATION

Government Gazette

Disaster Management Act 57 of 2002

Directions to permit travel and recommencement of studies for final year medical students registered at South African public universities during the academic year 2020. Replacement of [GN533 in GG 43319 of 13 May 2020](#), The Directions shall be deemed to have come into effect on 08 May 2020.

GN591 GG 43352 p3 26May2020

http://www.gpwonline.co.za/Gazettes/Gazettes/43352_26-5_HighEduTrain.pdf

Media Comment

Evans, Jenni. Teachers' union threatens legal action: 'Covid-19 exposes hidden horrors in schooling system'.

2020 May 25 News24

<https://www.news24.com/SouthAfrica/News/teachers-union-threatens-legal-action-covid-19-exposes-hidden-horrors-in-schooling-system-20200525>

Media Statement

SA Government News Agency. Back to school prep underway across SA.

2020 May 25 SA News

“With just a week to go until Grade 7 and 12 learners return to the classroom under level 3 of lockdown, preparations are underway at schools across the country to ensure the safe return of pupils, come 1 June 2020. The doors of learning were shut as the country went on lockdown from 27 March 2020 in a bid to curb the spread of COVID-19, which has to date infected 22 583 South Africans and claimed the lives of 429 people. As the country marks day 60 of lockdown, delivery of personal protective equipment is underway, school desks are being deep cleaned and spaced out, in line with the social distancing protocols of a 1.5m distance between pupils.”

<https://www.sanews.gov.za/south-africa/back-school-prep-underway-across-sa>

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EMPLOYMENT LAW

Government Gazette

Labour Relations Act 66 of 1995

National Bargaining Council for the Clothing Manufacturing Industry: Extension to non-parties of the COVID-19 Lockdown II Collective Agreement. Binding on the other employers and employees in that Industry with effect from date of publication and for the period ending 10 May 2022.

RGN588 GG 43349 p3 25May2020

http://www.gpwonline.co.za/Gazettes/Gazettes/43349_25-5_Labour.pdf

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FINANCIAL LAW

Media Releases

KwaZulu-Natal Economic Development, Tourism and Environmental Affairs. MEC Nomusa Dube-Ncube on Coronavirus Covid-19 Level 3 stimulation of economic sectors. 25 May 2020.

“We wish to announce that the directors of Nyanza Light Metal have affirmed their commitment to continue with an investment of R 4, 5 billion in KwaZulu-Natal. The construction of the plant was derailed by the outbreak of COVID-19. My office is arranging a virtual meeting with the Nyanza Directors to discuss all details and other logistics in relation to the construction. We are also planning an official launch of the company website. Our entity, the Richards Bay Industrial Development, has allocated 65 hectares of land Phase 1 F of the estate. This chemical plant will produce titanium dioxide (TiO₂) pigment from titaniferous slag and acid.

<https://www.gov.za/speeches/media-alert-and-statement-mec-economic-development-tourism-and-environmental-affairs-nomusa>

Media Development and Diversity Agency. Media Development and Diversity Agency launches second phase of Coronavirus Covid-19 Emergency Relief Funding to Community and SCM Media Sector. 25 May 2020.

“The Media Development & Diversity Agency (MDDA) has launched its second phase of COVID-19 Emergency Relief Funding open to all community and small commercial (SCM) media projects across South Africa, from 25 May 2020. This follows the end of the first phase of the Fund, which ran in March and April of 2020, with some R10 million being disbursed to 116 community broadcasters and 115 community and SCM publications in R45,000 relief packages, per station/publisher. The Emergency Relief Fund was approved by the Board of the MDDA in recognition of the critical and essential service played by the community and SCM sector in information, news and content dissemination, particularly during the National Lockdown and coronavirus pandemic.”

<https://www.gov.za/speeches/emergency-relief-fund-25-may-2020-0000>

Media Statements

SA Government News Agency. Relief schemes unveiled for township, village SMMEs.

2020 May 25 SA News

“The Department of Small Business Development has unveiled the second-wave of financial relief schemes that are expected to come to the rescue of township and village cooperates adversely affected by the COVID-19 lockdown. Small Business Development Minister Khumbudzo Ntshavheni announced the interventions in a statement on Saturday. The schemes will benefit informal, micro and small enterprises including cooperatives based in townships and villages. The intervention is in addition to the Spaza Support Scheme unveiled in March.”

<https://www.sanews.gov.za/south-africa/relief-schemes-unveiled-township-village-smmes>

SA Government News Agency. SARB statistical documents release postponed.

2020 May 25 SA News

“The South African Reserve Bank (SARB) has announced that the COVID-19 lockdown has detrimentally affected the release of the June Quarterly Bulletin and two statistical documents. The bulletin will now be released on 16 July. The macroeconomic statistics, published by the SARB in the Quarterly Bulletin, are compiled by integrating statistics released by Statistics South Africa (Stats SA).”

<https://www.sanews.gov.za/south-africa/sarb-statistical-documents-release-postponed>

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HEALTH AND SAFETY

Media Release

Western Cape Provincial Government. Western Cape Government receives donation of footwear and winterwear for healthcare workers. 25 May 2020.

“Today, 25 May 2020, adidas South Africa donated over 2700 pairs of footwear and fleece tops to healthcare workers at a handover ceremony at the Bellville Health Park to be distributed to Cape Town, Gauteng and KwaZulu-Natal Metro Health Services. Attended by Premier Alan Winde, Minister of Health, Dr. Nomafrench Mbombo, Minister of Cultural Affairs and Sport, Anroux Marais, The Health Foundation SA and adidas; healthcare workers shared their experiences under this global health pandemic at the handover ceremony.”

<https://www.gov.za/speeches/western-cape-government-receives-donation-footwear-and-winterwear-healthcare-workers-25-may>

Media Statement

SA Government News Agency. Africa prioritises flattening COVID-19 curve.

2020 May 25 SA News

“As South Africa commemorates Africa Day, President Cyril Ramaphosa has commended governments on the continent for their swift and proactive response in implementing measures to flatten the Coronavirus curve.

“By early May, 43 African countries had full border closures, 53 had closed institutions of learning, 54 had limited public gatherings, 26 had instituted the compulsory use of face masks, 32 had instituted night-time curfews and 18 had imposed nationwide lockdowns,” President Ramaphosa said. In his letter to South Africans, the President on Monday said the African Union (AU) developed a comprehensive Joint Continental Strategy to guide cooperation between member states and set up a COVID-19 Response Fund.”

<https://www.sanews.gov.za/south-africa/africa-prioritises-flattening-covid-19-curve>

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HOME AFFAIRS

Media Statement

SA Government News Agency. South Africans allowed to return to countries they are based in.

2020 May 25 SA News

“Home Affairs Minister, Dr Aaron Motsoaledi, has approved essential travel for South Africans, who want to return to the countries where they are based. Motsoaledi made the decision following consultations with the Department of International Relations and Cooperation and the National Coronavirus Command Council.”

<https://www.sanews.gov.za/south-africa/south-africans-allowed-return-countries-they-are-based>

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HOUSING / HUMAN SETTLEMENTS

Media Statement

SA Government News Agency. New houses for Ikemeleng community.

2020 May 25 SA News

“The community of Ikemeleng, Gauteng, has now been moved into decent homes by the Department of Human Settlements. The community, which is situated in Rooderpoort, has been living in tents for a number of years after being evicted from the surrounding farms. Human Settlements, Water and Sanitation Minister, Lindiwe Sisulu, handed over 70 Temporary Residential Units (TRUs) to the community of Ikemeleng during a ceremony held in Wilgespruit, Roodepoort, on Sunday. The TRUs are built on Rockhard board, which is an environmentally friendly green mineral composite board. Speaking at the event, Sisulu said the delivery of the TRUs will help the community to observe social distancing and practice good hygiene, as the country tries to contain the spread of COVID-19.”

<https://www.sanews.gov.za/south-africa/new-houses-ikemeleng-community>

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LOCKDOWN REGULATIONS

Media Statement

SA Government News Agency. COVID-19 must enable a new Africa - President Ramaphosa.

2020 May 25 SA News

“Africa has marked the 57th Africa Day amid the Coronavirus pandemic with African Union Chair, President Cyril Ramaphosa, calling on the continent to use the global crisis as an opportunity to re-imagine a new Africa.

Africa Day is celebrated on 25 May 2020 and marks the establishment of the Organisation of African Unity (OAU).

Africa has not been spared from the COVID-19 pandemic with almost 96 000 people infected with almost 3 000 having lost their lives. Delivering the keynote address on the Africa Day special virtual broadcast on Monday,

President Ramaphosa said the pandemic will have a lasting impact on the continent’s ability to meet the aspiration of the African Union’s Agenda 2063 of a peaceful, united and prosperous continent.”

<https://www.sanews.gov.za/south-africa/covid-19-must-enable-new-africa-president-ramaphosa>

Webinar Recording

Covid-19: Eased lockdown and rule of law Webinar

2020 May 25 Mail and Guardian

"This Webinar was hosted by the Mail & Guardian and the Law Society of South Africa. It featured Mvuzo Ntyesi, Attorney and Director at Mvuzo Ntyesi and President of the Law Society of South Africa and William Booth, Criminal Law Committee Chairperson and Cape Town Attorney, and was moderated by Michael Avery, Anchor of Classic Business, Classic 1027 and Presenter for Business Day TV."

<https://mg.co.za/special-reports/2020-05-25-covid-19-eased-lockdown-and-rule-of-law-webinar/>

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MEDIA

Media Release

Media Development and Diversity Agency. Media Development and Diversity Agency launches second phase of Coronavirus Covid-19 Emergency Relief Funding to Community and SCM Media Sector. 25 May 2020.

"The Media Development & Diversity Agency (MDDA) has launched its second phase of COVID-19 Emergency Relief Funding open to all community and small commercial (SCM) media projects across South Africa, from 25 May 2020. This follows the end of the first phase of the Fund, which ran in March and April of 2020, with some R10 million being disbursed to 116 community broadcasters and 115 community and SCM publications in R45,000 relief packages, per station/publisher. The Emergency Relief Fund was approved by the Board of the MDDA in recognition of the critical and essential service played by the community and SCM sector in information, news and content dissemination, particularly during the National Lockdown and coronavirus pandemic."

<https://www.gov.za/speeches/emergency-relief-fund-25-may-2020-0000>

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MEDICAL LAW

Government Gazette

Disaster Management Act 57 of 2002

Directions issued in terms of Regulation 10(1) of the Regulations made under section 27(2) of the Act: Measures to address, prevent and combat the spread of COVID-19: Amendment to [GN457 in GG 43217 of 08 April 2020](#).

RGN589 GG 43350 p3 25May2020

http://www.gpwonline.co.za/Gazettes/Gazettes/43350_25-5_Health.pdf

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PREDICTIONS

Media Comment

Low, Marcus and Geffen, Nathan. Here's what the models predict about COVID-19.

2020 May 22 Spotlight

"A week ago, many were complaining about the lack of published models by government to explain COVID-19 decision-making. On Thursday the Department of Health hosted a Zoom call in which more models were presented than could fit on a Milan catwalk.... A number of the models suggest that South Africa will not have enough ICU beds for everyone who will need one. Estimates of COVID-19 deaths range from a few thousands to several hundreds of thousands. Here then is a very brief summary of each model and a link to more information about it."

<https://www.spotlightnsp.co.za/2020/05/22/heres-what-the-models-predict-about-covid-19/>

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SOCIAL SECURITY

Internet Article

Broughton, Tania. Court challenge to government's "peanut butter sandwich ban".

2020 May 25 Groundup

"A free peanut butter sandwich was the sole daily meal for hundreds of Krugersdorp West residents, many of them children. But in the midst of the Covid-19 pandemic, some charities were stopped from distributing any food. Cradle of Hope (COH) is now challenging this in an urgent application in the Pretoria High Court, set down for 2 June."

<https://www.groundup.org.za/article/court-challenge-governments-peanut-butter-sandwich-ban/>

Media Releases

Department of Social Development. Deputy Minister Hendrietta Bogopane and SANAC host Africa Day webinar and launch #NoExcuse “Brave” campaign, 25 May. 25 May 2020.

“The Deputy Minister of Social Development, Ms Hendrietta Bogopane-Zulu, in partnership with the South African National AIDS Council (SANAC) Men’s Sector, Takuwani Riime – Men Championing Change, #NoExcuse initiative as well as Lifeline will be hosting a webinar and launch of the “Brave” campaign. Gender-based violence (GBV) has been one of the challenges during the COVID-19 lockdown period. This has highlighted a lack of services to men as victims and perpetrators and as brothers trying to reach out. To close this gap, a WhatsApp line to support the GBV Command Centre line (0800 428 428) has been established to offer men the support they need in order to be their own inner champions. To access these services, victims and/or perpetrators of Gender Based Violence simply need to text the word “BRAVE” to 0800 150 150, this will route people to a series of prompts to link them directly to the right organisation for the specific assistance they require.”

<https://www.gov.za/speeches/africa-day-webinar-and-launch-noexcuse-%E2%80%9Cbrave%E2%80%9D-campaign-25-may-2020-0000>

South African Social Security Agency. SASSA on faster payment of Coronavirus COVID-19 grants during Level 3 lockdown. 25 May 2020.

“Sunday’s announcement by His Excellency President Matamela Ramaphosa in response to the Corona virus epidemic brings much needed hope to the country. It also enables SASSA to accelerate the pace of paying out the COVID-19 Social Relief of Distress grant. In terms of the move to level 3 of the lockdown, government services will commence full reopening from 01 June 2020. At the moment SASSA is operating with a third of its staff during level 4 and a move to level 3 will increase human resource capacity drastically so that payments are made quicker than it is the case currently. Much progress has been made in preparing for the payment of large numbers of the COVID-19 Social Relief of Distress grants. SASSA started using WhatsApp for applications but had to move to other platforms like the srd.sassa.gov.za website and Unstructured Supplementary Service Data (USSD). This was after the WhatsApp system was flooded with unprecedented numbers of applications per hour, which it struggled to cope with.”

<https://www.gov.za/speeches/sassa-faster-payment-coronavirus-covid-19%2%A0grants-during-level-3-lockdown-25-may-2020-0000>

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SAFETY & SECURITY

Media Release

Western Cape Community Safety. MEC Albert Fritz on Neighbourhood Watches patrolling under Coronavirus Covid-19 Level 3. 25 May 2020.

“On 23 April, Minister Fritz wrote to Minister Cele requesting that accredited NHW members be permitted to operate under the lockdown. To date, Minister Cele has failed to respond to this request. Minister Fritz said, “Going forward, Cooperative Governance and Traditional Affairs (COGTA) will review the Disaster Management Regulations. This will unpack the conditions under which NHWs may or may not operate under alert level 3. It is essential that our Neighbourhood Watches continue their essential work in our communities.” Accredited NHWs can assist by promoting social distancing at supermarket (and other shop) queues, clinics and hospitals, and at transport interchanges including taxi ranks. The presence of NHWs, particularly in communities with low police visibility, will serve to prevent crime.”

<https://www.gov.za/speeches/neighbourhood-watches-must-be-25-may-2020-0000>

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TOBACCO

Media Comment

Ndaba, Baldwin. Tobacco industry guns for Ramaphosa in court.

2020 May 25 IOL

“Aggrieved members of the Fair Trade Tobacco Association (Fita) have vowed to challenge President Cyril Ramaphosa’s latest decision to continue to ban the sale of cigarettes.”

<https://www.iol.co.za/news/politics/tobacco-industry-guns-for-ramaphosa-in-court-48507329>

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TRADE AND INDUSTRY

Media Statement

SA Government News Agency. Relief schemes unveiled for township, village SMMEs.

2020 May 25 SA News

“The Department of Small Business Development has unveiled the second-wave of financial relief schemes that are expected to come to the rescue of township and village cooperates adversely affected by the COVID-19 lockdown. Small Business Development Minister Khumbudzo Ntshavheni announced the interventions in a statement on Saturday. The schemes will benefit informal, micro and small enterprises including cooperatives based in townships and villages. The intervention is in addition to the Spaza Support Scheme unveiled in March.”

<https://www.sanews.gov.za/south-africa/relief-schemes-unveiled-township-village-smmes>

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TRANSPORTATION

Media Release

Gauteng Provincial Legislature. Gauteng Legislature receives updated on Coronavirus COVID-19 level 3 lockdown strategies for Metrorail. 25 May 2020.

“The committee expressed dissatisfaction to the measures presented by PRASA for level 3. As the bulk of working-class citizens go back to work, trains are expected to be operational effective 1 June 2020. However, plans presented by PRASA are short of a Gauteng province integrated system and could lead to a public transport disaster during level 3. In the presentation, it has emerged that PRASA/Metrorail will only have one line in operation in the Gauteng province. This move only addresses the north Gauteng commuters and leaving out all other regions in the province. Issues of safety, security and screening measures presented by the Administrator of PRASA were not reassuring to the committee.”

<https://www.gov.za/speeches/gauteng-legislature-receives-updated-coronavirus-covid-19-level-3-lockdown-strategies>

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