

## REGIONAL EMERGENCY MEASURES BY-LAW

**A By-law to Provide for a Prompt and Coordinated Response to a State of Local Emergency.**

### **SHORT TITLE**

- 1. This Bylaw shall be known and may be cited as the “Regional Emergency Measures Bylaw”.**

### **INTERPRETATION**

- 2. In this Bylaw,**
  - a. “Act” means the Emergency Measures Act, SNS. 1990, c.8 as amended;**
  - b. “Agreement” means the inter-municipal emergency services agreement between the Town of Antigonish and the Municipality of the County of Antigonish entered into pursuant to Section 10 (2) of the Act, dated January 30, 2002, and as amended from time to time;**
  - c. “Council” means the Council of the Town of Antigonish;**
  - d. “Councillor” means a member of the Council;**
  - e. “Emergency” means a present or imminent event, which requires the prompt coordination of action or the regulation of persons or property to be undertaken to protect property or the health, safety or welfare of people;**
  - f. “Emergency Measures Plans” means plans, programs or procedures prepared by the Regional Emergency Measures Organization (REMO) that are intended to mitigate the effects of an emergency or disaster and to provide for the safety, health or welfare of the civil population and the protection of property in the event of such an occurrence.**
  - g. “Minister” means the member of the Executive Council of the Province of Nova Scotia to whom is assigned the administration of the Act and regulations promulgated thereunder.**
  - h. “Town” means the Town of Antigonish.**
  - i. “Regional Emergency Measures Advisory Committee” means the Committee established by the Agreement to plan for and be responsible for the direction and management of emergency activities;**
  - j. “Regional Emergency Measures Coordinator” means the person appointed to serve as the staff person in accordance with the agreement;**
  - k. “Regional Emergency Measures Organization” means the Organization established pursuant to the agreement;**
  - l. “Regional Emergency Measures Planning Committee” means the Committee responsible to recommend policy to the Regional Emergency Measures Advisory Committee;**
  - m. “State of Emergency Regulations” means those regulations approved by the Governor in Council pursuant to section 25 of the Act, or to any provision replacing that section, and now known as Nova Scotia Regulation 17/92 (Order in Council 92-61);**
  - n. “State of Local Emergency” means a state of emergency as declared by the**

Mayor or by the Warden of the Municipality of the County of Antigonish, or their designates, pursuant to the Act and this bylaw.

- o. “Mayor” means the Mayor of the Town of Antigonish or that Councillor acting in the place of the Mayor as permitted by the Act.**

#### **REGIONAL EMERGENCY MEASURES ORGANIZATION**

- 3. Council hereby agrees to the establishment of a Regional Emergency Measures Organization in accordance with the Agreement.**
- 4. The Regional Emergency Measures Organization shall consist of the following persons and Committees:**
  - a A Regional Emergency Measures Advisory Committee**
  - b A Regional Emergency Measures Coordinator**
  - c A Regional Emergency Measures Planning Committee**

#### **REGIONAL EMERGENCY MEASURES ADVISORY COMMITTEE**

- 5. Council shall annually appoint representatives to the Regional Emergency Measures Advisory Committee in accordance with the agreement.**
- 6 Representation of the Town on the Regional Emergency Measures Advisory Committee shall at all times be no fewer than two members of the Council or as required by the agreement.**
- 7. The Regional Emergency Measures Advisory Committee shall:**
  - a be responsible for the development of regional emergency measures plans; and brief Council on the development of such plans;**
  - b be responsible for the direction and management of emergency activities during a State of Local Emergency and brief Council on developments during a State of Local Emergency.**

#### **REGIONAL EMERGENCY MEASURES COORDINATOR**

- 8. The Regional Emergency Measures Coordinator shall be appointed in accordance with the agreement.**
- 9. The Regional Emergency Measures Coordinator shall:**
  - a be the chairperson of the Regional Emergency Measures Planning Committee;**
  - b coordinate and prepare regional emergency measures plans;**
  - c following the declaration of a State of Local Emergency, prescribe and assign necessary duties to be performed by employees, servants and agents of the Municipality;**
  - d perform such other duties as may be required by the Regional Emergency Measures Advisory Committee or as provided in the agreement.**
- 10. The Regional Emergency Measures coordinator shall be paid for work incurred under this Bylaw in accordance with the agreement.**

## **REGIONAL EMERGENCY MEASURES PLANNING COMMITTEE**

- 11. The Town shall appoint representatives to the Regional Emergency Measures Planning Committee as provided in the agreement.**
- 12. The Regional Emergency Measures Planning Committee shall include, but not be limited to, persons responsible during an emergency to provide:**
  - i. Community services;**
  - ii. Law Enforcement;**
  - iii. Fire control;**
  - iv. Engineering services;**
  - v. Health services;**
  - vi. Public information;**
  - vii. Transportation;**
  - viii. Communications;**
  - ix. Hospital Services**
  - x. Utilities;**
  - xi. Financial services;**
  - xii. Legal services.**
- 13. The Regional Emergency Measures Planning Committee shall:**
  - a Assist the Regional Emergency Measures Coordinator in the preparation and coordination of regional emergency measures plans;**
  - b Advise the Regional Emergency Measures Advisory Committee on the development of regional emergency measures plans;**
  - c Upon request, assist the Regional Emergency Measures Advisory Committee in the briefing of Councils on the development of regional emergency measures plans;**
  - d Perform such other duties as may be required by the Regional Emergency Measures Advisory Committee or by the agreement.**

## **AGREEMENTS**

- 14. Council, on the advice and recommendation of the Regional Emergency Measures Advisory Committee, may enter into agreements with the Government of Canada, the Province of Nova Scotia, a municipal unit, or any other agency or any person for the purpose of carrying out its responsibilities under the Act, the agreement or this bylaw.**

## **EXPENDITURES**

- 15. Subject to the Municipal Government Act, Council may appropriate and spend monies:**
  - a. To pay reasonable expenses of members of the Regional Emergency Measures Advisory Coordinator and of the Regional Emergency Measures Advisory Committee and the Regional Emergency Measures Planning Committee; and**
  - b. To fulfil the terms and conditions of agreement entered into pursuant to Clause 14.**

## **DECLARATION OF STATE OF LOCAL EMERGENCY**

- 16. Council may declare a state of local emergency by completing Form 4 of the State of Emergency regulations (or such other form as is prescribed for that purpose).**
- 17. The Mayor or a designate from Town Council as identified by Town Policy may declare a state of local emergency by completing Form 5 of the State of Emergency Regulations (or such other form as is prescribed for that purpose) if time does not permit Council to act promptly.**
- 18. The Mayor or a designate from Town Council as identified by Town Policy may renew a state of local emergency by completing Form 6 of the State of Emergency Regulations (or such other form as is prescribed for that purpose) having received the authorization of the Minister under the act.**
- 19. The Mayor or a designate as identified by Town Policy may terminate a state of local emergency by completing Form 7 of the State of Emergency Regulations (or such other form as is prescribed for that purpose).**
- 20. In the event that the Council is unable to act promptly and the Mayor or a designate from Town Council as identified by Town Policy is unavailable the Warden of the County of Antigonish may request the Minister to declare a state of emergency in the Town of Antigonish.**
- 21. In the event that the Council of the Municipality of the County of Antigonish is unable to act promptly and the Warden is unavailable the Mayor of the Town of Antigonish may request the Minister to declare a state of emergency in the Municipality of the County of Antigonish.**
- 22. A copy of all declarations made under this part shall be provided to the Minister forthwith after they have been issued.**
- 23. Following the issuance of a declaration of emergency in the Town, and for the duration of a State of Emergency:**
  - a. Every Councillor shall make his or her whereabouts known to the Clerk of the Town and shall be available to attend all meetings held as a result of the emergency;**
  - b. Every employee, servant and agent of the Town who has an active role to play in an emergency as identified in the regional emergency measures plan shall:**
    - i. Advise the Regional Emergency Measures Coordinator of his or her whereabouts; and**
    - ii. Fulfil such duties as may be prescribed by the Regional Emergency Measures Coordinator.**
- 24. All previous bylaws of the Town dealing with the response to states of local emergency are hereby repealed, effective as of the coming into force of this bylaw.**

**I hereby certify this to be a true copy of “A Bylaw to Provide for a Prompt Coordinated Response to a State of Local Emergency” as adopted on first reading by the Town Council of the Town of Antigonish at a meeting held on the 15th Day of December, 2003**

**Brian R. MacNeil Town Clerk & Treasurer**