

## REGIONAL EMERGENCY MANAGEMENT BYLAW

A Bylaw 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 Management Bylaw”.

### Interpretation

2. In this Bylaw:
  - a. “Act” means the Emergency Management 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 Management Plans” means plans, programs or procedures prepared by the Regional Emergency Management 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 Management 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 Management Coordinator” means the person appointed to serve as the staff person in accordance with the agreement;
  - k. “Regional Emergency Management Organization: means the Organization established pursuant to the agreement;
  - l. “Regional Emergency Management Planning Committee” means the Committee responsible to recommend policy to the Regional Emergency Management 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 Regulations 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 Management Organization**

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

**Regional Emergency Management Advisory Committee**

- 5. Council shall annually appoint representatives to the Regional Emergency Management Advisory Committee in accordance with the agreement.
- 6. Representation of the Town on the Regional Emergency Management 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 Management Advisory Committee shall:
  - a. be responsible for the development of regional emergency management 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 Management Coordinator**

- 8. The Regional Emergency Management Coordinator shall be appointed in accordance with the agreement.
- 9. The Regional Emergency Management Coordinator shall:
  - a. be the chairperson of the Regional Emergency Management Planning Committee;
  - b. coordinate and prepare regional emergency management 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 Management Advisory Committee or as provided in the agreement.
- 10. The Regional Emergency Management Coordinator shall be paid for work incurred under this Bylaw in accordance with the agreement.

**Regional Emergency Management Planning Committee**

- 11. The Town shall appoint representatives to the Regional Emergency Management Planning Committee as provided in the agreement.

12. The Regional Emergency Management 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 Engineer 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 Management Planning Committee shall:

- a Assist the Regional Emergency Management Coordinator in the preparation and coordination of regional emergency management plans;
- b Advise the Regional Emergency Management Advisory Committee on the development of regional emergency management plans;
- c Upon request, assist the Regional Emergency Management Advisory Committee in the briefing of Councils on the development of regional emergency management plans;
- d Perform such other duties as may be required by the Regional Emergency Management Advisory Committee or by the agreement.

#### Agreements

14. Council, on the advice and recommendation of the Regional Emergency Management 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 Management Advisory Coordinator and of the Regional Emergency Management Committee; and
- b To fulfil the terms and conditions of agreement entered into pursuant to Clause 14.

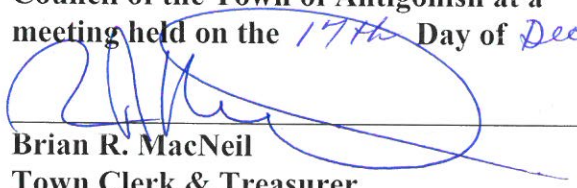
#### Declaration of State of Local Emergency

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 management plan shall:
    - i. Advise the Regional Emergency Management Coordinator of his or her whereabouts; and
    - ii. Fulfil such duties as may be prescribed by the Regional Emergency Management 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 by the Town  
 Council of the Town of Antigonish at a  
 meeting held on the 17<sup>th</sup> Day of December/07

  
 Brian R. MacNeil  
 Town Clerk & Treasurer  
 Town of Antigonish

Service Nova Scotia  
 and Municipal Relations

Recommended for  
 approval of the Minister

  
 Department Solicitor

APPROVED this 19<sup>th</sup> day  
 of June, 2008

  
 Minister of Service Nova Scotia and Municipal Relations