
FIRE AND EMERGENCY SERVICES

FE301*

Emergency Management Act 2005

Emergency Management Amendment Regulations 2006

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Emergency Management Amendment Regulations 2006*.

2. The regulations amended

The amendments in these regulations are to the *Emergency Management Regulations 2006**.

[* *Published in Gazette 21 April 2006, p. 1582-4.*]

3. Part headings inserted

- (1) Before regulation 1 the following Part heading is inserted —

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Part 1 — Preliminary

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- (2) Before regulation 2 the following Part heading is inserted —

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Part 2 — The State Emergency Management Committee

”

4. Part 3 inserted

After regulation 13 the following Part is inserted —

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Part 3 — Hazard management

14. Meaning of terms

In this Part —

“**preparedness**” has the meaning given in paragraph (b) of the definition of “emergency” in section 3 of the Act;

“**response**” has the meaning given in paragraph (c) of the definition of “**emergency**” in section 3 of the Act.

15. Events, situations and conditions prescribed as hazards

In addition to the events prescribed in paragraphs (a) to (e) of the definition of “**hazard**” in section 3 of the Act, the following events, situations or conditions are prescribed to be hazards —

- (a) persons lost or in distress on land, requiring significant coordination of search operations;
- (b) persons lost or in distress on inland waterways within the limits of a port or in a fishing vessel or pleasure craft within the limits of a port or at sea;
- (c) radiation escape from nuclear powered warship;
- (d) space re-entry debris;
- (e) injury or threat to life of persons trapped by the collapse of a structure or landform;
- (f) actual or impending spillage, release or escape of a chemical, biological, radiological or other substance that is capable of causing loss of life, injury to a person or damage to the health of a person, property or the environment.

16. Hazard management agency — Commissioner of Police

- (1) The Commissioner of Police is the hazard management agency for the emergency management aspects set out in subregulation (2)(a) of the following hazards —
 - (a) air crash;
 - (b) road crash;
 - (c) persons lost or in distress on land, requiring significant coordination of search operations;
 - (d) persons lost or in distress on inland waterways within the limits of a port or in a fishing vessel or pleasure craft within the limits of a port or at sea;
 - (e) radiation escape from nuclear powered warship;
 - (f) space re-entry debris;
 - (g) a terrorist act as defined in *The Criminal Code* section 100.1 set out in the Schedule to the *Criminal Code Act 1995* of the Commonwealth.

- (2) The Commissioner of Police is the hazard management agency for the hazards set out in subregulation (1) —
 - (a) for the aspects of preparedness and response; and
 - (b) for the whole of the State.

17. Hazard management agency — FESA

- (1) In this regulation —

“**FESA**” means the Fire and Emergency Services Authority of Western Australia established by the *Fire and Emergency Services Authority of Western Australia Act 1998* section 4.
- (2) FESA is the hazard management agency for the emergency management aspects set out in subregulation (3)(a) of the following hazards —
 - (a) injury or threat to life of persons trapped by the collapse of a structure or landform;
 - (b) cyclone;
 - (c) earthquake;
 - (d) flood;
 - (e) storm;
 - (f) tsunami;
 - (g) actual or impending spillage, release or escape of a chemical, radiological or other substance that is capable of causing loss of life, injury to a person or damage to the health of a person, property or the environment.
- (3) FESA is the hazard management agency for the hazards set out in subregulation (2) —
 - (a) for the aspects of preparedness and response; and
 - (b) for the whole of the State.

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By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.