

## Serial Number 1940/187.

**THE EMERGENCY PRECAUTIONS REGULATIONS 1940.**

GALWAY, Governor-General.

## ORDER IN COUNCIL.

At the Government House at Wellington, this 16th day  
of August, 1940.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

PURSUANT to the Emergency Regulations Act, 1939, His  
Excellency the Governor-General, acting by and with the advice  
and consent of the Executive Council, doth hereby make the  
following regulations.

## REGULATIONS.

1. These regulations may be cited as the Emergency  
Precautions Regulations 1940.

2. (1) In these regulations, unless the context otherwise  
requires,—

“ Board ” means a Town Board or a Road Board:

“ Committee ” means a committee appointed under these  
regulations:

“ Council ” means a Borough Council or a County  
Council:

“ Emergency ” means an emergency, whether arising from  
fire, flood, earthquake, enemy action, a threat of  
enemy action, or otherwise howsoever, in which the  
community or any substantial portion of the com-  
munity is deprived or is likely to be deprived of  
the essentials of life, or the public safety or the  
public order is imperilled or is likely to be  
imperilled:

“ Emergency precautions organization ” means an  
emergency precautions organization established under  
these regulations:

“ Emergency Reserve Corps ” means the Emergency  
Reserve Corps established by the Emergency  
Reserve Corps Regulations 1940\*:

“ Local authority ” means any local authority or public  
body that is a local authority within the meaning of  
the Local Government Loans Board Act, 1926,  
whether by virtue of section 2 of that Act or of  
any Order in Council thereunder or by virtue of the  
provisions of any other Act:

\* Statutory Regulations 1940, Serial number 1940/188.

“Minister” means the Minister of National Service:

“Scheme” means an emergency precautions scheme prepared under these regulations.

(2) For the purposes of these regulations, the term “responsible authority,” in relation to any scheme, means the Council or Board of the district for which the scheme is prepared. In the case of a combined scheme the responsible authority shall be the Council of the borough or principal borough in the combined district, or if there is no borough shall be the Council of the county or principal county, or if there is no borough or county shall be the Board of the town district or principal town district, or if there is no borough, county, or town district shall be the Board of the principal road district. Where there are two or more districts of the same kind in the combined district the one that has the largest population shall be deemed to be the principal one.

3. (1) Any Council or Board may from time to time prepare an emergency precautions scheme for its district. Any such scheme may be prepared and operated by the Council or Board in conjunction with any other local authority.

(2) Any Council or Board may act in conjunction with any other Council or Board in the preparation and operation of a combined scheme for the districts under their jurisdiction.

(3) Any scheme prepared under these regulations may be at any time in like manner amended or revoked.

(4) Every emergency precautions scheme prepared by any Council or Board before the commencement of these regulations shall be deemed to have been prepared under these regulations.

4. Every scheme shall, having regard to the requirements of the district for which it is prepared, make provision for such of the matters specified in the second column of the Schedule to these regulations, and such other matters in relation to the preservation of life, the protection of property, and the maintenance of law and order and essential services as may be deemed necessary.

5. (1) Every scheme shall also make provision for an emergency precautions organization consisting of a central committee and of such other committees (whether referred to in the Schedule to these regulations or not) and of such controllers and other persons as may be deemed necessary.

(2) Every emergency precautions organization shall form part of the Emergency Reserve Corps.

(3) The Chairmen and functions of the committees referred to in the said Schedule shall be as specified in that Schedule.

(4) Subject to the last preceding clause, any committee may consist of or include any specified persons or classes of persons or the holders for the time being of any specified offices or classes of offices, whether in the service of the Government or of any local authority or otherwise.

(5) In addition to the members of the committees, any specified persons or classes of persons or the holders for the time being of any specified offices or classes of offices may be appointed to be members of the emergency precautions organization with such functions and duties as may be provided for by the scheme or prescribed by the central committee. Every such appointment shall be evidenced by writing signed by the Chairman of the central committee.

6. (1) Any member of an emergency precautions organization may from time to time give such orders and directions as he deems necessary for the effective performance of his functions and duties to any other member of the organization who is subject to his control or to any person who is not a member of the organization.

7. (1) Any local authority may expend moneys for the purposes of a scheme or for any purposes connected with the preparation or operation of a scheme.

(2) For any such purpose any local authority may from time to time borrow moneys by way of special loan under the Local Bodies' Loans Act, 1926, by special order, and without taking the steps prescribed by sections 9 to 13 of that Act.

8. Notwithstanding anything to the contrary in section 4 of the Public Safety Conservation Act, 1932, the following provisions shall apply whenever any emergency arises in any district for which a scheme has been prepared:—

(a) The senior officer of the Police Force present in the locality shall assume responsibility for the issuing of all orders and instructions necessary in his opinion for the maintenance of order.

(b) The Chairman of the central committee shall assume responsibility for the issuing of all other orders and instructions necessary in his opinion for the operation of the scheme.

9. (1) The Minister may from time to time require any local authority to exercise any of the powers conferred upon it by these regulations.

(2) In the exercise of any powers or functions under these regulations every local authority, organization, committee, and person shall act in accordance with all directions, general or special, given in that behalf by the Minister.

(3) Without limiting the general powers conferred on the Minister by this regulation, it is hereby declared that, in the exercise of any powers or functions under these regulations, every local authority, organization, committee, and person shall, so far as practicable, act in co-operation with all other available branches of the Emergency Reserve Corps.

10. Regulation 4 of the Motor-vehicles Impressment Emergency Regulations 1939\* is hereby amended by omitting from clause (2) the words "Under-Secretary of the Internal Affairs Department", and substituting the words "Director of National Service".

11. Every person commits an offence against these regulations who—

(a) Without lawful excuse acts in contravention of or fails to comply in any respect with any provision of these regulations or any order, instruction, direction, restriction, requirement, or condition given or imposed under these regulations or under any scheme:

(b) Resists, obstructs, or deceives any person who is exercising or attempting to exercise any power or function under these regulations or under any scheme.

\* Statutory Regulations 1939, Serial number 1939/140, page 639.

## SCHEDULE.

## LIST OF COMMITTEES.

Committee and Chairman.	Matters dealt with.
1. Central: Mayor or Chairman of the responsible authority. (This Committee must be set up. See clause (1) of Regulation 5 of these regulations)	Policy, general control, including finance: dealings with Government and outside bodies; co-ordination of all committees.
2. Supply: Controller of Supply	Provision, purchase, requisition, control of dealings with, and distribution of, land, buildings, and supplies, including food, clothing, and other necessities, vehicles, materials, equipment, and all other things required for the purposes of the scheme.
3. Transport: Controller of Transport	Control and distribution of transport.
4. Women's Auxiliary Committee	Co-ordination and direction of the activities of women's organizations.
5. Medical and Public Health: Controller of Medical Services	Medical arrangements, including first aid, collection and evacuation of casualties, hospital treatment (including gas casualties), public health and sanitation.
6. Law and Order: Senior Police Officer	Assistance to police generally; provision of patrols, guards, air-raid wardens; control of access to damaged area; control of traffic.
7. Communications: Controller of Communications	Provision and control of communications, including Post and Telegraph facilities, radio, press, and messengers.
8. Works: Controller of Works	Provision and control of electricity, gas, and fuel; provision and control of rescue and street-clearing parties; water-supply and drainage; all temporary construction; civilian anti-gas training; fire-fighting arrangements, including additional fire patrols and demolition parties; labour, including requirements of other committees.
9. Accommodation and Evacuation: Controller of Accommodation	Provision and control of temporary accommodation, including arrangements for cooking, &c; arrangements for evacuating any uninjured inhabitants, if advisable.
10. Finance and Records: Controller of Finance	Financial arrangements; co-ordination of the financial activities of other committees; statistics, general records, registration of population (if required) and labour.
11. Publicity and Information: Controller of Publicity	Preparation of information; direction of press activities; provision of entertainment, such as music, radio, pictures, &c.
12. Harbour Committee ..	Any measures necessary for the waterfront and the harbour.

C. A. JEFFERY,

Clerk of the Executive Council.

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These regulations are administered in the National Service Department.