**EMERGENCY MANAGEMENT BY-LAW**

A By-Law to establish and maintain a Municipal Emergency Management Program for the Municipalities of Wellington and Abram-Village and to authorize the Municipalities to participate to the full extent of their capabilities in the Municipal Emergency Measures Plan.

**Definitions:**

* 1. “Act” means the *Municipal Government Act*.
	2. “Chief Administrative Officer” or “CAO” means the administrative head of a municipality as appointed by Council under clause86(2)(c)of the *Municipal Government Act*.
	3. “Council means the Mayor and other members of the Council of the municipality.
	4. “Emergency Co-ordinator” means the person appointed by Council as the Emergency Co-ordinator pursuant to this bylaw.
	5. “Emergency” means a present or imminent event in respect of which the Rural Municipality of Wellington and/or Abram-Villagebelieve prompt coordination of action or regulation of persons or property must be undertaken to protect property or the health, safety or welfare of residents of the Rural Municipalities.
	6. “Emergency Measures Organization (EMO)” means the Prince Edward Island EMO established under section 3 of the *Emergency Measures Act*.
	7. “Emergency Operations Centre (EOC)” means the location where designated members of the EOC team (municipal and external agencies) will work on coordinated decision making and emergency management for the response or recovery from an event.
	8. “Local Authority” means a local authority as defined in the *Emergency Measures Act*.
	9. “Emergency Management Planning Committee” means the committee established pursuant to this bylaw.
	10. “Emergency Management Program” means the program established pursuant to the bylaw.
	11. “State of Emergency” means a state of emergency declared by the Minister pursuant to *Emergency Measures Act* subsection 9(1).
	12. “State of Local Emergency” means a state of emergency declared by a local authority pursuant to *Emergency Measures Act* subsection 9(2) or by the Mayor of a municipality pursuant to subsection 9(2.1).

**AUTHORITY**

Section 14(c) of the *Municipal Government Act*R.S.P.E.I. 1988, Cap.M12.1., provides that a municipality must provide emergency measures planning for all areas of the municipality.

WHEREAS Section 8(b) of thePEI *Emergency Measures Act* states that each municipality may prescribe duties that contain the preparation and co-ordination of emergency measures plans for further emergency planning;

AND WHEREAS it is deemed appropriate to establish a Municipal Emergency Measures Plan to serve the municipalities of Wellington and Abram-Village

THEREFORE the Council of the Municipality of Wellington enacts as follows:

1. A Municipal Emergency Management Program is hereby established, hereinafter referred to as Abram-Village and Wellington Municipal Emergency Measures Plan.

2. The purpose and objective of the Wellington and Abram-VillageMunicipal Emergency Measures Plan with the cooperation of the Provincial Emergency Measures Organization are as follows:

**a.** to plan for the emergency operation of the two municipal governments;

 **b.** to establish plans for the cooperation and mutual assistance between the two municipal governmentsin the event of a disaster or emergency;

 **c.** to prepare plans for public survival;

 **d.** to coordinate the emergency plans of the municipal departments and services having immediate responsibilities in the event of a disaster or emergency;

 **e.** to cooperate with authorities of the two municipalities, neighbouring municipalities and provincial authorities who have been assigned comparable duties;

 **f.** to conduct emergency measures courses for the training of personnel who have an emergency role;

 **g.** to conduct a public self-help education program related to emergencies; and

 **h.** to carry out other similar work within the geographical area encompassed by the two municipalities.

3. The MunicipalEmergency Measures Organization may consist of the following volunteers:

 **a.** Members of both Councils

 **b**. An Emergency Measures Coordinator and Assistant Coordinator

 **c**. Emergency Operations Centre staff

 d. Fire Department representation

4**.** The Chairs and Councils will select individuals to be appointed as the Emergency Coordinator (EMC) and Assistant Coordinator with one from each of the two participating Municipalities. These individuals will receive direction from and report to the Chairs and Councils.

5. The Municipal Emergency Measures Organization shall have the following powers and responsibilities:

 **a.** to establish policy for the Municipalities of Wellington and Abram-Villagerelating to emergency measures, subject to approval of the Councils;

 **b.** subject to the approval of the Councils**,** to name or assign such persons, as it may deem advisable, to perform duties related to the continuity of the two Municipal governments and public survival in the case of an emergency or disaster.

6.1 The Municipal Emergency Coordinator shall be responsible for:

 **a.** developing and implementing the Municipal Emergency Measures Plan;

 **b.** coordinating or integrating plans for the continued functioning of municipal services which would be required in the event of an emergency;

 **c.** coordinate and conduct, on an annual basis, training and exercises to test the Municipal Emergency Measures Plan for the training of personnel who have an emergency role;

 **d**. coordinate public education programs related to emergency management; and

 **e.** coordinate and manage the municipal operational response for an emergency upon activation of all or part of the Municipal Emergency Measures Plan or a declaration of a state of local emergency.

6.2The Emergency Assistant Coordinator shall be responsible to fulfill the duties of the Emergency Coordinator in the case of his/her absence or in the case of an incapacity to accomplish his/her function. He/She will assist the Emergency Coordinator in the carrying out of his/her duties.

**7.** The local authority, when satisfied that an emergency exists or may exist in that municipality, may declare a State of Local Emergency in respect of that municipality. Where the Council is unable to act promptly in declaring a state of local emergency in the municipality pursuant to Section 9(2) of the *Emergency Measures Act*, the Mayor of the municipality may, after consulting a majority of the members of a council of the municipality where practicable, declare a state of local emergency in that municipality [S.9(2)(1)].

8. In accordance with subsection 145(5) of the Act, Council shall submit its municipal Emergency Measures Plan to the PEI Emergency Measures Organization for review and approval.

9. After the Municipal Emergency Management Program has been approved by the PEI Emergency Measures Organization and in accordance with clause 145(6)(a) of the Act, the Municipal Emergency Measures Plan will be reviewed annually by Council and, where necessary, revisions will be made.

10. In accordance with clause 145(6)(b) of the Act, within 60 days of making any revisions of the Municipal Emergency Measures Plan, the revised program will be provided to the PEI Emergency Measures Organization.

I, Alcide Bernard, Chair of the Municipality of Wellington do hereby certify that the forgoing is true and a correct copy of the revised By-Law, duly passed by Council, at a duly called and regularly constituted meeting held on the 17th day December of 2017 and revised on 18th day of March, 2021

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Municipality of Wellington