

Emergency Management Act 2005

Emergency Management Amendment Regulations (No. 2) 2022

SL 2022/176

Made by the Governor in Executive Council.

Part 1 — Preliminary

1. Citation

These regulations are the *Emergency Management Amendment Regulations (No. 2) 2022*.

2. Commencement

These regulations come into operation as follows —

- (a) Part 1 — on the day on which these regulations are published in the *Gazette*;
- (b) Part 2 — on the day on which the *Emergency Management Amendment (Temporary COVID-19 Provisions) Act 2022* section 7 comes into operation;
- (c) the rest of the regulations — on the day on which the *Emergency Management Amendment (Temporary COVID-19 Provisions) Act 2022* section 30 comes into operation.

3. Regulations amended

These regulations amend the *Emergency Management Regulations 2006*.

Part 2 — Amendments relating to Part 6A of Act

4. Regulation 23 amended

In regulation 23 after “section 72(1)” insert:

of the Act and the definition of *relevant information* in section 77P(1)

Note: The heading to amended regulation 23 is to read:

Prescribed relevant information (Act s. 72 and 77P)

5. Regulation 24 amended

(1) In regulation 24(1):

- (a) delete “During an emergency situation or state of emergency,” and insert:

For the purposes of section 72(2)(a)(ii) of the Act, during an emergency situation or state of emergency, for the purposes of emergency management

- (b) delete “welfare services.” and insert:

welfare services (as defined in section 72(1) of the Act).

(2) After regulation 24(1) insert:

- (1A) For the purposes of section 77P(2)(a)(ii) of the Act, an authorised COVID-19 officer may, for the purposes of COVID-19 management while a COVID-19 declaration is in force, disclose relevant information to a person or entity engaged by an emergency management agency to provide welfare services (as defined in section 77P(1) of the Act).

(3) In regulation 24(2):

- (a) after “section 72(2)(a)(i)” insert:

or 77P(2)(a)(i)

(b) delete “to emergency management.” and insert:

to —

- (a) in the case of information disclosed under section 72(2)(a)(i) of the Act — emergency management; or
- (b) in the case of information disclosed under section 77P(2)(a)(i) of the Act — COVID-19 management (as defined in section 77B of the Act).

(4) In regulation 24(2) in the Penalty delete “Penalty:” and insert:

Penalty for this subregulation:

(5) In regulation 24(3):

(a) after “section 72(2)(a)(ii)” insert:

or 77P(2)(a)(ii)

(b) delete “to emergency management.” and insert:

to —

- (a) in the case of information disclosed under section 72(2)(a)(ii) of the Act — emergency management; or
- (b) in the case of information disclosed under section 77P(2)(a)(ii) of the Act — COVID-19 management (as defined in section 77B of the Act).

(6) In regulation 24(3) in the Penalty delete “Penalty:” and insert:

Penalty for this subregulation:

Note: The heading to amended regulation 24 is to read:

Disclosure of relevant information (Act s. 72 and 77P)

6. Regulation 25 amended

In regulation 25 after “section 72(2)(a)” insert:

or 77P(2)(a)

Note: The heading to amended regulation 25 is to read:

Storing disclosed relevant information (Act s. 72 and 77P)

**Part 3 — Amendments relating to deletion of Part 6A
of Act**

7. Regulation 23 amended

In regulation 23 delete “of the Act and the definition of *relevant information* in section 77P(1)”.

Note: The heading to amended regulation 23 is to read:

Prescribed relevant information (Act s. 72)

8. Regulation 24 amended

(1) Delete regulation 24(1A).

(2) In regulation 24(2):

(a) delete “or 77P(2)(a)(i)”;

(b) delete the passage that begins with “to — ” and ends with “the Act).” and insert:

to emergency management.

(3) In regulation 24(3):

(a) delete “or 77P(2)(a)(ii)”;

(b) delete the passage that begins with “to — ” and ends with “the Act).” and insert:

to emergency management.

Note: The heading to amended regulation 24 is to read:

Disclosure of relevant information (Act s. 72)

9. Regulation 25 amended

In regulation 25 delete “or 77P(2)(a)”.

Note: The heading to amended regulation 25 is to read:

Storing disclosed relevant information (Act s. 72)

V. MOLAN, Clerk of the Executive Council.
