



## EMERGENCY POWERS (CORONAVIRUS) (PLANNING COMMITTEE) REGULATIONS 2020

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Statutory Document No. 2020/0241



*Emergency Powers Act 1936*

## EMERGENCY POWERS (CORONAVIRUS) (PLANNING COMMITTEE) REGULATIONS 2020<sup>1</sup>

*Laid before Tynwald: 14 April 2020*  
*Approved by Tynwald: 14 April 2020*  
*Coming into Operation: in accordance with regulation 2*

The Governor in Council, by Order<sup>1</sup>, makes the following Regulations under section 4 of the Emergency Powers Act 1936.

### 1 Title

These Regulations are the Emergency Powers (Coronavirus) (Planning Committee) Regulations 2020.

### 2 Commencement

These Regulations come into operation immediately after they are made<sup>2</sup>.

### 3 Interpretation

In these Regulations —

“**Coronavirus**” means severe acute respiratory syndrome coronavirus 2 (SARS-CoV-2);

“**the Coronavirus Proclamation period**” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020<sup>3</sup>; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19; and<sup>2</sup>

<sup>1</sup> Section 4(1) specifies that “Where a proclamation of emergency has been made, and so long as such proclamation is in force, it shall be lawful for the Governor in Council, by Order, to make regulations ...”.

<sup>2</sup> By virtue of section 4(2) of the Emergency Powers Act 1936, these Regulations made by Order of the Governor in Council must be laid before Tynwald within 7 days of being made and continue in force beyond 7 days of being so laid only if Tynwald passes a resolution to that effect.

<sup>3</sup> SD 2020/0162

“principal Order” means the Planning Committee (Constitution) Order 2019<sup>4</sup>.

#### 4 General

These Regulations contain temporary modifications of the principal Order relating to the functioning of the Planning Committee constituted under section 39C of the Town and Country Planning Act 1999.

#### 5 Temporary modification of the principal Order

- (1) During the Coronavirus Proclamation period, the principal Order is modified as follows.
- (2) Article 3 (interpretation) shall be read as if after the definition of “lay member” there was inserted —
  - ☐☐ “meeting” includes a meeting which is conducted in such a way that those who are not present together at the same place may by electronic means participate in it, and “meet” is to be construed accordingly; ☐☐.
- (3) Article 15 (types of application) shall be read as if —
  - (a) the existing paragraph was renumbered as (1); and
  - (b) after paragraph (1) there was inserted —
    - ☐☐ (2) Despite paragraph (1), the committee may defer the consideration of an application if the committee resolves so to do. ☐☐.
- (4) Article 17(2) (proceedings) shall be read as if for “must be held in public” there was substituted ☐☐ must ordinarily be held in public unless this is not reasonably practicable, when they may be held in private. ☐☐.
- (5) Article 22(2)(d) (standing orders) shall be read as if “oral” was omitted.

MADE AT 15.51 ON 10 APRIL 2020

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<sup>4</sup> SD 2019/0464.

## ENDNOTES

### Table of Endnote References

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<sup>1</sup> The format of this legislation has been changed as provided for under section 75 of, and paragraph 2 of Schedule 1 to, the Legislation Act 2015. The changes have been approved by the Attorney General after consultation with the Clerk of Tynwald as required by section 76 of the Legislation Act 2015.

<sup>2</sup> Definition of “the Coronavirus Proclamation period” substituted by SD2020/0249 with effect from 14/04/2020 at 14:48.