



COUNCIL OF MINISTERS' EMERGENCY PLANNING, RESPONSE AND RECOVERY DIRECTION 2023

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Statutory Document No. 2023/0325



Government Departments Act 1987 and Statutory Boards Act 1987

COUNCIL OF MINISTERS' EMERGENCY PLANNING, RESPONSE AND RECOVERY DIRECTION 2023¹

*Made: 21 December 2023
Coming into operation in accordance with article 2*

The Council of Ministers, having consulted with Departments¹ and Statutory Boards², gives the following Direction under section 6 of the Government Departments Act 1987 and under paragraph 12 of Schedule 2 to the Statutory Boards Act 1987.

1 Title

This Direction is the Council of Ministers' Emergency Planning, Response and Recovery Direction 2023.

2 Commencement

This Direction comes into operation on the day after it is made.

3 Interpretation

In this Direction —

“**accountable officer**” has the same meaning given in the Isle of Man Government Financial Regulations as issued from time to time by The Treasury;

“**Community Risk Register**” means a document detailing possible incidents that the Department considers to have the highest likelihood of having a significant impact to the local community;

“**Department**” means the Department of Home Affairs;

¹ Section 6 of the Government Departments Act 1987 makes provision for the Council of Ministers, after consultation with the Department, to give to any Department such directions as to the exercise of its functions in relation to any matter which appears to the Council of Ministers to affect the public interest, and the Department shall comply with any such directions.

² Paragraph 12 of Schedule 2 to the Statutory Boards Act 1987 makes provision for the Council of Ministers, after consultation with the Board, to give to any Statutory Board such directions as to the exercise of its functions in relation to any matter which appears to the Council of Ministers to affect the public interest, and the Board shall comply with any such directions.

- “**emergency**” has the meaning given in section 2A of the Emergency Powers Act 1936, and includes a wide range of incidents and situations ranging from small scale events falling within the responsibility and competence of a single emergency responder organisation through to those that require the mobilisation of substantial on-Island and potentially off-Island resources;
- “**emergency planning group**” means the Emergency Planning Strategic Group, the Emergency Planning Tactical Group and any other operational group established by the Department, whether for the purposes of business as usual or for the purposes of responding to an emergency or major incident;
- “**Emergency Planning Officer**” has the same meaning as in the Home Affairs Board Act 1981;
- “**emergency responder organisation**” means a structured organisation with identified roles and responsibilities, for responding to an emergency or major incident, which are published in the MIRP;
- “**loggist**” means a trained person who is responsible for capturing, through decision logs, the decision making process during an emergency or major incident;
- “**major incident**” means an event or situation with a range of serious consequences which requires special arrangements to be implemented by one or more emergency responder organisation;
- “**MIRP**” means the Major Incident Response Plan developed, maintained and published by the Department explaining the roles, responsibilities and governance structures in the event of an emergency or major incident;
- “**recovery**” means the process of the restoration of normality for the community following an emergency or major incident;
- “**response**” includes the mobilisation and coordination of services and resources during an emergency or major incident.

4 General Direction

- (1) The Council of Ministers, on considering that emergency planning, response and recovery affects the public interest, directs Departments and Statutory Boards to exercise their respective functions so as to assist the Department in the exercise of its functions under –
 - (a) section 8 of and Schedule 2 to the Home Affairs Board Act 1981; and
 - (b) section 3 of the Civil Defence Act 1954.
- (2) Departments and Statutory Boards shall supply such information and render such other assistance to the Department as the Chief Minister may from time to time require to the extent necessary for emergency planning, response and recovery.

5 Emergency Planning

- (1) Departments and Statutory Boards must render assistance to the Department by —
 - (a) cooperating with the Emergency Planning Officer in the production and maintenance of the MIRP;
 - (b) providing an appropriate representative to attend and participate in any emergency planning group when requested to do so by the Department;
 - (c) preparing, maintaining, reviewing and testing no less frequently than annually, the following or key components of the following, subject to an assessment of risk and impact by the accountable officer —
 - (i) the Community Risk Register;
 - (ii) any strategic emergency plans held by the Department; and
 - (iii) any business continuity plans held by Departments and Statutory Boards.
- (2) Departments and Statutory Boards shall render assistance to the Department by ensuring that —
 - (a) sufficient planning and training is undertaken to provide business continuity for vital services;
 - (b) the contribution that may need to be made in the event of an emergency or major incident is understood;
 - (c) staff are sufficiently aware and trained in the roles and functions expected of them when responding to an emergency or major incident; and
 - (d) staff who are trained as loggists are available when requested by the Department.

6 Emergency or Major Incident Response and Recovery

In the event, and throughout the period, of an emergency or major incident, Departments and Statutory Boards must render assistance to the Department in a timely manner by —

- (a) following processes, procedures and governance structures set out in the MIRP;
- (b) participating in the establishment of a central co-ordination and control framework where required;
- (c) participating in the establishment of a strategic recovery framework where required; and
- (d) supporting and facilitating —
 - (i) the provision of relief and support services for those affected by the emergency or major incident;

- (ii) the sharing of information necessary to preserve life;
- (iii) the provision of Government services at an appropriate level; and
- (iv) the recovery and return to normality for the community.

MADE 21 DECEMBER 2023

ENDNOTES

Table of Endnote References

¹ 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.