

## **REGIONAL EMERGENCY MANAGEMENT BYLAW**

The Town Council of the Town of Middleton pursuant to section 10(1)(a) *Regional Emergency Management Act*, S.N.S.1990, c.8, enacts as follows:

### **TITLE**

1. This bylaw shall be known as the “*Regional Emergency Management Bylaw.*”

### **DEFINITIONS**

2. In this Bylaw words and phrases have the same meaning as in the *Emergency Management Act* or as provided below:
  - a. “Act” means the *Emergency Management Act*, S.N.S 1990, c.8;
  - b. “Agent” means a person(s), company or any other organization employed to act on behalf of the Town of Middleton;
  - c. “Agreement” means an inter-municipal agreement entered into pursuant to section 10(1)(c) of the *Act*, and section 60 of the *Municipal Government Act* between the Town of Middleton, the Town of Annapolis Royal and Municipality of the County of Annapolis;
  - d. “CAO” means Chief Administrative Officer of the Town of Middleton in accordance with the *MGA*;
  - e. “Council” means the Town Council of the Town of Middleton;
  - f. “Councillor” means a member of the Town Council of the Town of Middleton;
  - g. “Emergency” has the same meaning as in the *Emergency Management Act*;
  - h. “Regional Emergency Management Advisory Committee” means the Advisory Committee established pursuant to s. 10(1)(d) of the *Act*;
  - i. “Regional Emergency Management Coordinator” means the employee or contractor of the Host Unit responsible to coordinate plans and responses related to an emergency;
  - j. “Regional Emergency Management Organization” means the organization required pursuant to s. 10(1)(b) of the *Act*;
  - k. “Regional Emergency Management Plans” has the same meaning as in the *Emergency Management Act*;
  - l. “Regional Emergency Management Planning Committee” means a committee comprising public sector staff and not-for-profit personnel with a mandate to provide advice to the Regional Emergency Management Coordinator and the Regional Emergency Management Advisory Committee;
  - m. “MGA” means the *Municipal Government Act*, S.N.S., 1998 c.18, as amended;
  - n. “Town” means the Town of Middleton;
  - o. “State of Local Emergency” means a state of local emergency declared by the Town of Middleton pursuant to the *Act* and enabling regulations, and this Bylaw;
  - p. “Mayor” means the Mayor of the Town of Middleton.

### **DECLARING A STATE OF LOCAL EMERGENCY**

3. In accordance with the *Act*, Council may declare a State of Local Emergency when satisfied that an emergency exists or may exist in all or any area of the Town.
4. In accordance with the *Act*, if Council is unable to act promptly the Mayor may declare a State of Local Emergency.

### **LOCAL AND REGIONAL EMERGENCY MANAGEMENT**

5. In accordance with Section 10 of the *Act* and with this Bylaw, the Town of Middleton may enter into an Agreement with the Town of Annapolis Royal and the Municipality of the County of Annapolis to form a Regional Emergency Management Organization (REMO). With an Agreement in effect, a Regional Emergency Advisory Committee shall act in the stead of the Town’s Emergency Advisory Committee. Similarly, a Regional Emergency Management

Planning Committee and a Regional Emergency Management Coordinator will act in place of



- a Town Committee and Coordinator.
- 6. An Emergency may be declared a State of Local Emergency by the Council or by the Mayor in accordance with the Act regardless of whether the State of Local Emergency is exclusive to the Town.
- 7. The Chief Administrative Officer shall appoint a staff member to serve as a liaison to the Regional Emergency Management Planning Committee.
- 8. Once the State of Local Emergency is declared, the Mayor may authorize the Advisory Committee to act in their stead during the declared State of Local Emergency per subsection 15(1)(b) of the *Emergency Management Act* and section 60 of the *Municipal Government Act*.
- 9. Cost-recoveries shall be in accordance with an approved inter-municipal agreement.

**REGIONAL EMERGENCY MANAGEMENT ORGANIZATION AGREEMENT**

- 10. The Council hereby authorizes the establishment of a REMO pursuant to an agreement per section 10 of the Act.
- 11. Without limitation, an inter-municipal agreement shall contain provisions respecting:
  - a. the composition and role of a Regional Emergency Advisory Committee;
  - b. the terms of engagement and responsibilities of a Regional Emergency Management Coordinator; and
  - c. the composition and role of a Regional Emergency Management Planning Committee.

**DUTIES DURING AN EMERGENCY**

- 12. Following the activation of any emergency plan or a declaration of a State of Local Emergency:
  - a. Every Councillor shall advise the Mayor as to their location and how they may be contacted;
  - b. Every employee and agent of the Town who has a role in such emergencies as assigned in the Regional Emergency Management Plans, shall:
    - i. advise the Emergency Management Coordinator or the Regional Emergency Management Coordinator, as the case may be, of their location and how they may be contacted; and
    - ii. fulfill such duties as may be prescribed by the Emergency Management Coordinator or the Regional Emergency Management Coordinator, as the case may be.

**REPEAL AND REPLACE**

- 13. Previous and all other versions of this Bylaw are repealed and replaced by this new version.

**CERTIFICATION**

**I, Ashley Crocker, Town Clerk of the Town of Middleton,** do hereby certify that the Bylaw, of which the foregoing is a true copy, was duly passed at a duly called meeting of the Town Council of the Town of Middleton held on the 19<sup>th</sup> day of April, 2022.

// signed by  
Ashley Crocker  
Town Clerk

<b>Bylaw Adoption</b>	
Date of First Reading:	February 22, 2022
Publication of Notice of Intent:	March 31, 2022
Date of 2 <sup>nd</sup> Reading & Passing:	April 19, 2022
Ministerial Approval:	August 24, 2022
Date of Publication of Notice of Passing	September 15, 2022

**Certificate of Approval**

**“Regional Emergency Management By-law”  
Town of Middleton**

This is to certify that, pursuant to clause 10(1)(a) of the *Emergency Management Act*, the *Regional Emergency Management By-law*, adopted by the Council of the Town of Middleton at a meeting duly held on the 19th of April 2022, is hereby approved, and the said by-law has the force of law upon publication pursuant to subsection 169(1) of the *Municipal Government Act*.

DATED this 24<sup>th</sup> day of August, 2022.



---

John Lohr  
Minister of Municipal Affairs and Housing