



# Civil Contingencies Act 2004

## CHAPTER 36

### CIVIL CONTINGENCIES ACT 2004

#### PART 1

#### LOCAL ARRANGEMENTS FOR CIVIL PROTECTION

##### *Introductory*

- 1 Meaning of “emergency”

##### *Contingency planning*

- 2 Duty to assess, plan and advise
- 3 Section 2: supplemental
- 4 Advice and assistance to the public

##### *Civil protection*

- 5 General measures
- 6 Disclosure of information

##### *General*

- 7 Urgency
- 8 Urgency: Scotland
- 8A Urgency: Wales
- 9 Monitoring by Government
- 10 Enforcement
- 11 Enforcement: Scotland
- 11A Enforcement: Wales
- 12 Provision of information

*Status: Point in time view as at 17/03/2021.*

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- 12A Northern Ireland: provision or disclosure of national security information
- 13 Amendment of lists of responders
- 14 Scotland: consultation
- 14A Northern Ireland: consultation
- 14B Wales: consultation
- 15 Scotland: cross-border collaboration
- 15A Northern Ireland: cross-border collaboration
- 15B Wales: cross-border collaboration
- 16 National Assembly for Wales
- 17 Regulations and orders
- 18 Interpretation, &c.

## PART 2

### EMERGENCY POWERS

- 19 Meaning of “emergency”
- 20 Power to make emergency regulations
- 21 Conditions for making emergency regulations
- 22 Scope of emergency regulations
- 23 Limitations of emergency regulations
- 24 Regional and Emergency Coordinators
- 25 Establishment of tribunal
- 26 Duration
- 27 Parliamentary scrutiny
- 28 Parliamentary scrutiny: prorogation and adjournment
- 29 Consultation with devolved administrations
- 30 Procedure
- 31 Interpretation

## PART 3

### GENERAL

- 32 Minor and consequential amendments and repeals
- 33 Money
- 34 Commencement
- 35 Extent
- 36 Short title

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## SCHEDULES

- SCHEDULE 1 — Category 1 and 2 Responders
- Part 1 — CATEGORY 1 RESPONDERS: GENERAL

### *Local authorities*

- 1 In relation to England— (a) a county council,
- 1A The Greater London Authority.
- 2 In relation to Wales— (a) a county council, and

### *Emergency services*

- 3 (1) A chief officer of police within the meaning of...

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- 4 A fire and rescue authority in England, within the meaning...

*Health*

- 4A The National Health Service Commissioning Board.  
5 A National Health Service trust established under section 25 of...  
6 An NHS foundation trust within the meaning of section 30...  
7 A Primary Care Trust established under section 18 of the...  
8 A Local Health Board established under section 11 of the...  
9 The Secretary of State, in so far as the functions...  
10 A port health authority in England constituted under section 2(4)...

*Miscellaneous*

- 11 The Environment Agency.  
12 The Secretary of State, in so far as his functions...  
12A The Natural Resources Body for Wales.  
Part 2 — CATEGORY 1 RESPONDERS: SCOTLAND

*Local authorities*

- 13 A council constituted under section 2 of the Local Government...

*Emergency services*

- 14 The chief constable of the Police Service of Scotland.  
15 The Scottish Fire and Rescue Service.  
16 The Scottish Ambulance Service Board.

*Health*

- 17 A Health Board constituted under section 2 of the National...

*Integration authorities*

- 17A An integration authority within the meaning of section 59 of...

*Miscellaneous*

- 18 The Scottish Environment Protection Agency.  
Part 2A — CATEGORY 1 RESPONDERS: WALES

*Local authorities*

- 18A (1) A county council in Wales. (2) A county borough...

*Emergency services*

- 18B A fire and rescue authority in Wales within the meaning...

*Health*

- 18C A National Health Service trust established under section 18 of...  
18D A Local Health Board established under section 11 of the...

*Environment*

- 18E The Natural Resources Body for Wales.

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### *Port Health Authorities*

- 18F A port health authority in Wales constituted under section 2(4)...  
Part 3 — CATEGORY 2 RESPONDERS: GENERAL

#### *Utilities*

- 19 (1) A person holding a licence of a kind specified...  
20 (1) A person holding a licence of a kind specified...  
21 A water undertaker or sewerage undertaker for an area wholly...  
22 (1) A person who provides a public electronic communications network...

#### *Transport*

- 23 A person who holds a licence under section 8 of...  
24 A person who provides services in connection with railways in...  
25 (1) Transport for London. (2) London Underground Limited (being a...  
26 An airport operator, within the meaning of section 82(1) of...  
26A A person who, for the purposes of Part 1 of...  
27 A harbour authority, within the meaning of section 46(1) of...  
28 (1) The Secretary of State, in so far as his...

#### *Health and safety*

- 29 The Health and Safety Executive.

#### *Health*

- 29ZA A clinical commissioning group established under section 14D of the...  
29A

#### *Miscellaneous*

- 29B The Office for Nuclear Regulation.  
Part 4 — CATEGORY 2 RESPONDERS: SCOTLAND

#### *Utilities*

- 30 (1) A person holding a licence of a kind specified...  
31 (1) A person holding a licence of a kind specified...  
32 Scottish Water, established by section 20 of, and Schedule 3...  
33 (1) A person who provides a public electronic communications network...

#### *Transport*

- 34 A person who holds a licence to operate railway assets...  
35 A person who provides services in connection with railways, in...  
36 An airport operator within the meaning of section 82(1) of...  
36A A person who, for the purposes of Part 1 of...  
37 A harbour authority, within the meaning of section 46(1) of...

#### *Health*

- 38 The Common Services Agency established by section 10 of the...

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38A Public Health Scotland constituted by the Public Health Scotland Order...

Part 5 — CATEGORY 2 RESPONDERS: WALES

*Utilities*

39 A water undertaker or sewerage undertaker appointed under section 6...

*Transport*

40 The Welsh Ministers, in so far as their functions relate...

SCHEDULE 2 — Minor and Consequential Amendments and Repeals

Part 1 — AMENDMENTS AND REPEALS CONSEQUENTIAL ON PART 1

*Civil Defence Act 1939 (c. 31)*

1 The Civil Defence Act 1939 shall cease to have effect....

*Civil Defence Act (Northern Ireland) 1939 (c. 15 (N.I.))*

2 The Civil Defence Act (Northern Ireland) 1939 shall cease to...

*Civil Defence Act 1948 (c. 5)*

3 The Civil Defence Act 1948 shall cease to have effect....

*Civil Defence Act (Northern Ireland) 1950 (c. 11 (N.I.))*

4 The Civil Defence Act (Northern Ireland) 1950 shall cease to...

*Defence Contracts Act 1958 (c. 38)*

5 In section 6(1) of the Defence Contracts Act 1958 (interpretation,...

*Public Expenditure and Receipts Act 1968 (c. 14)*

6 Section 4 of the Public Expenditure and Receipts Act 1968...

*Local Government Act 1972 (c. 70)*

7 In section 138 of the Local Government Act 1972 (emergency...

*Civil Protection in Peacetime Act 1986 (c. 22)*

8 The Civil Protection in Peacetime Act 1986 shall cease to...

*Road Traffic Act 1988 (c. 52)*

9 In section 65A(5) of the Road Traffic Act 1988 (light...

*Metropolitan County Fire and Rescue Authorities*

10 (1) The bodies established by section 26 of the Local...

Part 2 — AMENDMENTS AND REPEALS CONSEQUENTIAL ON PART 2

*Emergency Powers Act 1920 (c. 55)*

11 The Emergency Powers Act 1920 shall cease to have effect....

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*Emergency Powers Act (Northern Ireland) 1926 (c. 8)*

- 12 The Emergency Powers Act (Northern Ireland) 1926 shall cease to...

*Northern Ireland Act 1998 (c. 47)*

- 13 In paragraph 14 of Schedule 3 to the Northern Ireland...  
Part 3 — MINOR AMENDMENTS

*Energy Act 1976 (c. 76)*

- 14 After sections 1 to 4 of the Energy Act 1976...

*Highways Act 1980 (c. 66)*

- 15 15 (1) At the end of section 90H(2) of the...

*Road Traffic Regulation Act 1984 (c. 27)*

- 16 (1) The Road Traffic Regulation Act 1984 shall be amended...

*Roads (Scotland) Act 1984 (c. 54)*

- 17 (1) After section 39B of the Roads (Scotland) Act 1984...

SCHEDULE 3 — Repeals and Revocations

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