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## SCHEDULES

### SCHEDULE 1

Part 1

#### CATEGORY 1 AND 2 RESPONDERS

#### PART 1

#### CATEGORY 1 RESPONDERS: GENERAL

##### *Local authorities*

- 1 In relation to England—
- (a) a county council,
  - (b) a district council,
  - (c) a London borough council,
  - (d) the Common Council of the City of London, and
  - (e) the Council of the Isles of Scilly.

VALID FROM 06/05/2011

[<sup>F1</sup>1A. The Greater London Authority.]

##### **Textual Amendments**

- F1** Sch. 1 para. 1A inserted (6.5.2011) by [The Civil Contingencies Act 2004 \(Amendment of List of Responders\) Order 2011 \(S.I. 2011/1223\)](#), arts. 1, 2

##### **Textual Amendments**

- F1** Sch. 1 para. 1A inserted (6.5.2011) by [The Civil Contingencies Act 2004 \(Amendment of List of Responders\) Order 2011 \(S.I. 2011/1223\)](#), arts. 1, 2

- 2 In relation to Wales—
- (a) a county council, and
  - (b) a county borough council.

##### *Emergency services*

- 3 (1) A chief officer of police within the meaning of section 101(1) of the Police Act 1996 (c. 16).
- (2) The Chief Constable of the Police Service of Northern Ireland.

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(3) The Chief Constable of the British Transport Police Force.

- 4 A fire and rescue authority within the meaning of section 1 of the Fire and Rescue Services Act 2004 (c. 21).

### Health

- 5 A National Health Service trust established under [F2]section 25 of the National Health Service Act 2006, or section 18 of the National Health Service (Wales) Act 2006] if, and in so far as, it has the function of providing—
- (a) ambulance services,
  - (b) hospital accommodation and services in relation to accidents and emergencies, or
  - (c) services in relation to public health in Wales.

#### Textual Amendments

- F2** Words in [Sch. 1 para. 5](#) substituted (1.3.2007) by virtue of [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), ss. 2, 8(2), [Sch. 1 para. 271\(a\)](#)

- [F3]6 An NHS foundation trust within the meaning of section 30 of the National Health Service Act 2006 if, and in so far as, it has the function of providing—
- (a) ambulance services, or
  - (b) hospital accommodation and services in relation to accidents and emergencies.]

#### Textual Amendments

- F3** [Sch. 1 para. 6](#) substituted (1.4.2009) by [The Civil Contingencies Act 2004 \(Amendment of List of Responders\) Order 2008 \(S.I. 2008/3012\)](#), [art. 2](#)

- 7 A Primary Care Trust established under [F4]section 18 of the National Health Service Act 2006] .

#### Textual Amendments

- F4** Words in [Sch. 1 para. 7](#) substituted (1.3.2007) by virtue of [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), ss. 2, 8(2), [Sch. 1 para. 271\(c\)](#)

- 8 A Local Health Board established under [F5]section 11 of the National Health Service (Wales) Act 2006] .

#### Textual Amendments

- F5** Words in [Sch. 1 para. 8](#) substituted (1.3.2007) by virtue of [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), ss. 2, 8(2), [Sch. 1 para. 271\(d\)](#)

- 9 (1) [F6]The Health Protection Agency established by section 1 of the Health Protection Agency Act 2004 in so far as its functions relate to Great Britain]

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- (2) Until its dissolution consequent upon the coming into force of section 1 of that Act, the Special Health Authority established under section 11 of the National Health Service Act 1977 and known as the Health Protection Agency.

#### Textual Amendments

- F6** Sch. 1 para. 9(1) substituted (14.11.2005) by virtue of [The Civil Contingencies Act 2004 \(Amendment of List of Responders\) Order 2005 \(S.I. 2005/2043\)](#), [art. 2\(a\)](#)

- 10 A port health authority constituted under section 2(4) of the Public Health (Control of Disease) Act 1984 (c. 22).

#### *Miscellaneous*

- 11 The Environment Agency.
- 12 The Secretary of State, in so far as his functions include responding to maritime and coastal emergencies (excluding the investigation of accidents).

## PART 2

### CATEGORY 1 RESPONDERS: SCOTLAND

#### *Local authorities*

- 13 A council constituted under section 2 of the Local Government etc. (Scotland) Act 1994 (c. 39).

#### *Emergency services*

- 14 A chief constable of a police force maintained under the Police (Scotland) Act 1967 (c. 77).
- 15 (1) A fire authority.
- (2) In sub-paragraph (1) “fire authority” means—
- (a) a council constituted under section 2 of the Local Government etc. (Scotland) Act 1994, or
  - (b) a joint board constituted under an administration scheme made by virtue of the Local Government (Scotland) Act 1973 (c. 65) or section 36 of the Fire Services Act 1947 (c. 41).

- 16 The Scottish Ambulance Service Board.

#### *Health*

- 17 A Health Board constituted under section 2 of the National Health Service (Scotland) Act 1978 (c. 29).

#### *Miscellaneous*

- 18 The Scottish Environment Protection Agency.

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### PART 3

#### CATEGORY 2 RESPONDERS: GENERAL

##### *Utilities*

- 19 (1) A person holding a licence of a kind specified in sub-paragraph (2) and granted under section 6 of the Electricity Act 1989 (c. 29).
- (2) Those licences are—
- (a) a transmission licence,
  - (b) a distribution licence, and
  - (c) an interconnector licence.
- (3) Expressions used in this paragraph and in the Electricity Act 1989 shall have the same meaning in this paragraph as in that Act.
- 20 (1) A person holding a licence of a kind specified in sub-paragraph (2).
- (2) Those licences are—
- (a) a licence under section 7 of the Gas Act 1986 (c. 44), and
  - (b) a licence under section 7ZA of that Act.
- 21 A water undertaker or sewerage undertaker appointed under section 6 of the Water Industry Act 1991 (c. 56).
- 22 (1) A person who provides a public electronic communications network which makes telephone services available (whether for spoken communication or for the transmission of data).
- (2) In sub-paragraph (1)—
- (a) the reference to provision of a network shall be construed in accordance with section 32(4)(a) and (b) of the Communications Act 2003 (c. 21), and
  - (b) “public electronic communications network” shall have the meaning given by sections 32(1) and 151(1) of that Act.

##### *Transport*

- 23 A person who holds a licence under section 8 of the Railways Act 1993 (c. 43) (operation of railway assets) in so far as the licence relates to activity in Great Britain.
- [<sup>F7</sup>24 (1) A person who provides services in connection with railways in Great Britain and who holds a European licence granted pursuant to—
- (a) a provision contained in any instrument made for the purpose of implementing Council Directive 1995/18/EC dated 19th June 1995 on the licensing of railway undertakings, as amended by Directive 2001/13/EC dated 26th February 2001 and Directive 2004/49/EC dated 29th April 2004, both of the European Parliament and of the Council, or
  - (b) any action taken by an EEA State for that purpose.
- (2) In this paragraph, “EEA State” means a member State, Norway, Iceland or Liechtenstein.]

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#### Textual Amendments

- F7** Sch. 1 para. 24 substituted (28.11.2005) by [The Railway \(Licensing of Railway Undertakings\) Regulations 2005 \(S.I. 2005/3050\)](#), reg. 3, **Sch. 1 para. 4(a)**

- 25 (1) Transport for London.  
(2) London Underground Limited (being a subsidiary of Transport for London).
- 26 An airport operator, within the meaning of section 82(1) of the Airports Act 1986 (c. 31), in Great Britain.
- 27 A harbour authority, within the meaning of section 46(1) of the Aviation and Maritime Security Act 1990 (c. 31), in Great Britain.
- 28 The Secretary of State, in so far as his functions relate to matters for which he is responsible by virtue of section 1 of the Highways Act 1980 (c. 66) (highway authorities).

#### *Health and safety*

- 29 The Health and Safety Executive.

#### *[<sup>F8</sup>Health*

#### Textual Amendments

- F8** Sch. 1 para. 29A and preceding cross-heading inserted (14.11.2005) by [The Civil Contingencies Act 2004 \(Amendment of List of Responders\) Order 2005 \(S.I. 2005/2043\)](#), **art. 2(b)**

- 29A A Strategic Health Authority established under [<sup>F9</sup>section 13 of the National Health Service Act 2006].]

#### Textual Amendments

- F9** Words in [Sch. 1 para. 29A](#) substituted (1.3.2007) by virtue of [National Health Service \(Consequential Provisions\) Act 2006 \(c. 43\)](#), ss. 2, 8(2), **Sch. 1 para. 271(e)**

## PART 4

### CATEGORY 2 RESPONDERS: SCOTLAND

#### *Utilities*

- 30 (1) A person holding a licence of a kind specified in sub-paragraph (2) and granted under the Electricity Act 1989 (c. 29), in so far as the activity under the licence is undertaken in Scotland.
- (2) Those licences are—
- (a) a transmission licence,
  - (b) a distribution licence, and

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- (c) an interconnector licence.
- (3) Expressions used in this paragraph and in the Electricity Act 1989 shall have the same meaning in this paragraph as in that Act.
- 31 (1) A person holding a licence of a kind specified in sub-paragraph (2), in so far as the activity under the licence is undertaken in Scotland.
- (2) Those licences are—
- (a) a licence under section 7 of the Gas Act 1986 (c. 44), and
- (b) a licence under section 7ZA of that Act.
- 32 Scottish Water, established by section 20 of, and Schedule 3 to, the Water Industry (Scotland) Act 2002 (asp 3).
- 33 (1) A person who provides a public electronic communications network which makes telephone services available (whether for spoken communication or for the transmission of data) in so far as the services are made available in Scotland.
- (2) In sub-paragraph (1)—
- (a) the reference to provision of a network shall be construed in accordance with section 32(4)(a) and (b) of the Communications Act 2003 (c. 21), and
- (b) “public electronic communications network” shall have the meaning given by sections 32(1) and 151(1) of that Act.

#### *Transport*

- 34 A person who holds a licence to operate railway assets under section 8 of the Railways Act 1993 (c. 43) in so far as such operation takes place in Scotland.
- [<sup>F10</sup>35 (1) A person who provides services in connection with railways, in so far as such services are provided in Scotland, and who holds a European licence granted pursuant to—
- (a) a provision contained in any instrument made for the purpose of implementing Council Directive 1995/18/EC dated 19th June 1995 on the licensing of railway undertakings, as amended by Directive 2001/13/EC dated 26th February 2001 and Directive 2004/49/EC dated 29th April 2004, both of the European Parliament and of the Council, or
- (b) any action taken by an EEA State for that purpose.
- (2) In this paragraph, “EEA State” has the same meaning as in paragraph 24.]

#### **Textual Amendments**

**F10** Sch. 1 para. 35 substituted (28.11.2005) by [The Railway \(Licensing of Railway Undertakings\) Regulations 2005 \(S.I. 2005/3050\)](#), reg. 3, [Sch. 1 para. 4\(b\)](#)

- 36 An airport operator within the meaning of section 82(1) of the Airports Act 1986 (c. 31) in so far as it has responsibility for the management of an airport in Scotland.
- 37 A harbour authority, within the meaning of section 46(1) of the Aviation and Maritime Security Act 1990 (c. 31) in so far as it has functions in relation to improving, maintaining and managing a harbour in Scotland.

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### *Health*

- 38      The Common Services Agency established by section 10 of the National Health Service (Scotland) Act 1978 (c. 29).

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