

1974 No. 70

CIVIL DEFENCE

The Civil Defence (Planning) Regulations 1974

Laid before Parliament in draft

Made - - - - - 8th January 1974

Coming into Operation 1st April 1974

In exercise of the powers conferred upon me by sections 2 and 8 of the Civil Defence Act 1948(a), as extended by section 49(4) of the London Government Act 1963(b), I hereby make the following Regulations, a draft of which has been laid before Parliament and approved by resolution of each House of Parliament:—

1.—(1) These Regulations may be cited as the Civil Defence (Planning) Regulations 1974 and shall come into operation on 1st April 1974.

(2) These Regulations shall not apply to Scotland.

2.—(1) The Interpretation Act 1889(c) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament and as if the Regulations revoked by these Regulations were Acts of Parliament repealed by an Act of Parliament.

(2) In these Regulations the words “county” and “district” shall have the same meaning as in the Local Government Act 1972(d).

3.—(1) The Regulations specified in the Schedule to these Regulations are hereby revoked.

(2) Section 49(1)(c) of the London Government Act 1963 shall cease to have effect in relation to the functions conferred by these Regulations upon the Greater London Council.

4. It shall be the function of every county council and the Greater London Council, for the purposes of civil defence—

(a) to make plans for—

(i) collecting intelligence on the results of hostile attack and distributing such intelligence;

(a) 1948 c. 5 (12, 13 & 14 Geo. 6).

(b) 1963 c. 33.

(c) 1889 c. 63.

(d) 1972 c. 70.

- (ii) controlling and co-ordinating action necessary as a result of hostile attack;
 - (iii) instructing and advising the public on the effects of hostile attack and on protective measures to be taken against such effects;
 - (iv) providing and maintaining a service in their area for the billeting or temporary accommodation therein, and, so far as may be necessary, the maintenance of persons who, owing to hostile attack, are made homeless;
 - (v) providing and maintaining a service in their area for the prevention of disease, or of the spread of disease, in circumstances arising out of hostile attack, including the provision of facilities for emergency sanitation and the removal and disposal of refuse of any kind;
 - (vi) providing facilities for the disposal of human remains in the event of a hostile attack;
 - (vii) providing and maintaining a service in their area for the distribution, conservation and control of food in the event of a hostile attack, including emergency feeding services and equipment;
 - (viii) providing and maintaining a service in their area for the urgent repair, replacement, or demolition and clearance, as the case may be, of any property, including land, dwelling houses, or premises providing goods or services, or any highway or street within the meaning of the Highways Act 1959(a), in circumstances arising out of hostile attack;
 - (ix) providing and maintaining any other services essential to the life of the community in the event of a hostile attack;
 - (x) training an appropriate number of members of their own staff, and of the staff of district councils, London borough councils or the Common Council of the City of London whose services are made available for the purpose by the council concerned, for the purpose of carrying out the plans made under the foregoing provisions of this Regulation; and
- (b) at the request of the designated Minister—
- (i) to take such preparatory steps as may be necessary to ensure that such plans as aforesaid can be carried out;
 - (ii) to carry out such plans as aforesaid.

5.—(1) When making plans under Regulation 4(a) above a county council or the Greater London Council shall consult with the council of any district, London borough or the City of London which may be affected by such plans.

(2) It shall be the function of the council of any such district, London borough or the City of London for the purposes of civil defence—

- (a) at the request of the county council or the Greater London Council, as the case may be, to furnish such information on such matters as may be specified in the request; and
- (b) at the request of the designated Minister, to assist the county council or the Greater London Council, as the case may be, in—
 - (i) the making of plans under Regulation 4(a) above; and
 - (ii) the taking of preparatory steps to ensure that such plans can be carried out; and
 - (iii) the carrying out of such plans.

6. As respects the exercise of any of their functions under these Regulations a county, district, or London borough council, the Greater London Council and the Common Council of the City of London shall comply with any directions given to them by the designated Minister.

Robert Carr,
One of Her Majesty's Principal
Secretaries of State.

Home Office,
Whitehall.
8th January 1974.

SCHEDULE

REGULATIONS REVOKED

The Civil Defence (Burial) Regulations 1949	S.I. 1949/2145 (1949 I, p. 648).
The Civil Defence (Evacuation and Care of the Homeless) Regulations 1949	S.I. 1949/2147 (1949 I, p. 654).
The Civil Defence (Demolition and Repair Services) Regulations 1950	S.I. 1950/1258 (1950 I, p. 346).
The Civil Defence (Emergency Feeding) Regulations 1951	S.I. 1951/1223 (1951 I, p. 258).
The Civil Defence (Billeting) Regulations 1952	S.I. 1952/2138 (1952 I, p. 581).
The Civil Defence (Disease) Regulations 1960	S.I. 1960/502 (1960 I, p. 754).
The Civil Defence (Training in Nursing) Regulations 1963	S.I. 1963/926 (1963 II, p. 1551).
The Civil Defence (Emergency Feeding) (Amendment) Regulations 1965	S.I. 1965/362 (1965 I, p. 1077).
The Civil Defence (Casualty Services) Regulations 1967	S.I. 1967/1104 (1967 II, p. 3252).
The Civil Defence (Public Protection) Regulations 1967	S.I. 1967/1114 (1967 II, p. 3270).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations, made under the Civil Defence Act 1948, revoke and replace the Regulations set out in the Schedule to these Regulations. The function of making certain plans for civil defence purposes, outside London, is conferred on the new county councils established under the Local Government Act 1972. Section 49(1)(c) of the London Government Act 1963 (under which certain civil defence functions are exercisable by London borough councils and the Common Council of the City of London) is amended so that, in relation to areas in Greater London, the function of making plans, which is conferred elsewhere upon the new county councils, becomes exercisable by the Greater London Council.

These Regulations provide that, at the request of the designated Minister, a county council or the Greater London Council should take preparatory steps to ensure that the plans can be carried out and carry out the plans. The designated Minister is the Secretary of State, or in relation to food, the Minister of Agriculture, Fisheries and Food. When making the plans a county council or the Greater London Council is required to consult with the council of a district, London borough or the City of London which may be affected by such plans. It is the function of the councils of districts, London boroughs or the City of London which may be so affected to furnish certain information at the request of the county council or the Greater London Council and, at the request of the designated Minister, to assist the county council or the Greater London Council in the exercise of their functions.

SI 1974/70
ISBN 0-11-040070-4

