

Disaster Management Legislation and Policy Benchmarking

Topic	QUEENSLAND
Legislation	Disaster Management Act 2003
SES Legislation (separate or embedded)	Embedded
Policy and Guideline Documents	State Disaster Management Plan
ADVISORY COMMITTEE	State Disaster Management Group (collection of DG's) is chaired by a member of that group. Functions include to coordinate State and Commonwealth assistance for disaster management and disaster operations.
PREVENTION	
Where are roles and responsibilities stated and what do they say?	Not detailed in Act. State Disaster Mitigation Committee - reports to SDMG - has local government representative
PREPARATION	
Where are roles and responsibilities stated and what do they say?	SDMG must prepare the plan for disaster management for the State S49(1) District and Local Groups also prepare plans.
RESPONSE	
Who is in charge at State Level?	No person nominated within the Act as the state coordinator in an emergency. Qld DM Plan says that XO to SDMG <u>appoints</u> a Chair of the State Disaster Coordination Group which is the primary mechanism through which coordinated whole-of-government State level support is provided to disaster-stricken communities in both the response and recover phases.
Who is in charge at Region Level?	There is no intermediate level mentioned in the Queensland Act
Who is in charge at District Level?	Chairperson of District Disaster group is the District Disaster Coordinator , appointed by Minister and must have expertise to exercise the powers of the role which includes to coordinate disaster operations in the district for the group. Qld DM Plan says that this person is a Police Officer.
Who is in charge at Local Level?	Chairperson of Local Government Disaster Management Groups must be a councillor of local government. These groups manage disaster operations in the area under policies and procedures decided by the state group...Identify, and coordinate the use of, the resources that may be used for disaster operations in the area
Is escalation arrangement stated and, if so, who is responsible for what?	Not clear in Act. SDMP, Section 2, identifies the escalation process from Local Government, District, State and Commonwealth.
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Not detailed in Act. State Disaster Recovery Committee is a sub-committee of the State Disaster Coordination group who reports to the State Disaster Management Group.

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Topic	NEW SOUTH WALES
Legislation	State Emergency and Rescue Management Act 1989. An act relating to the management of State emergencies and rescues
SES Legislation (separate or embedded)	Separate - State Emergency Act 1989
Policy and Guideline Documents	State Disaster Plan – DISPLAN (S12)
ADVISORY COMMITTEE	State Disasters Council, chaired by the Minister, with State Emergency Operations Controller, chairperson of the State Emergency Management Committee and other relevant agency reps. To advise Minister on prevention, preparation, response and recovery.
PREVENTION	
Where are roles and responsibilities stated and what do they say?	State Mitigation Sub Committee (schedule 2 of Act)
PREPARATION	
Where are roles and responsibilities stated and what do they say?	State Emergency Management Committee – Planning & Preparation
RESPONSE	
Who is in charge at State Level?	The person appointed State Emergency Operations Controller must be the Commissioner of Police or a member of the NSW Police Force Senior Executive Service and experienced in emergency management
Who is in charge at Region Level?	Not clear
Who is in charge at District Level?	District Emergency Operations Controller appointed by Commissioner of Police. Response that covers more than one local area. (Chairperson of District Emergency Management Committee)
Who is in charge at Local Level?	Local Emergency Operations Controller for controlling the response to an emergency that affects that area only Local Emergency Management Committee
Is escalation arrangement stated and, if so, who is responsible for what?	Not clear in Act. DISPLAN, Sect 5, identifies that the District advises the State as soon as an event escalates.
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Not detailed in Act. Emergency Management Committees at all levels are responsible for recovery planning (DISPLAN p43). LEMCs are to form a LRC, and to include local community groups. That is, chamber of commerce \ NGOs. Appointment of Local Recovery Coordinators and can be escalated to District and State if needed to Higher Level Recovery Coordinators.

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Topic	VICTORIA
Legislation	Emergency Management Act 1986
SES Legislation (separate or embedded)	Separate - State Emergency Service Act 2005
Policy and Guideline Documents	Emergency Management Manual Victoria DISPLAN
ADVISORY COMMITTEE	the Victoria Emergency Management Council to advise the Coordinator in Chief (Minister) on all matters, including the co-ordination of activities of government and non-government agencies, relating to the prevention of, response to and recovery from emergencies
PREVENTION	
Where are roles and responsibilities stated and what do they say?	Emergency Services Commissioner. S21C&D&E. - establish and monitor standards for the prevention and monitoring of emergencies to be adopted by all ESOs. State Emergency Mitigation Committee (p12 EMMV)
PREPARATION	
Where are roles and responsibilities stated and what do they say?	Coordinator in Chief to prepare DISPLAN. Coordinator in Chief appoints State and Regional Coordinators of DISPLAN
RESPONSE	
Who is in charge at State Level?	The Minister is the Coordinator in Chief of Emergency Management for the purposes of this Act; and shall appoint a Deputy Coordinator in Chief who must be the Chief Commissioner of Police whose role is to ensure that emergency management measures are taken by government agencies and coordinate the activities of government agencies carrying out their statutory functions, powers, duties and responsibilities in taking such measures.
Who is in charge at Region Level?	A member of the police force must be the regional coordinator. (RERC is responsible for region and municipal district.
Who is in charge at District Level?	As above
Who is in charge at Local Level?	MERO - must identify a disaster management plan and coordination of resources
Is escalation arrangement stated and, if so, who is responsible for what?	Escalation process not clear in Act. EMMW PART 3 Identifies that initial response is undertaken by municipalities, ie bottom up approach . Elevated then to District, State and Commonwealth. State Coordinator, Deputy State Coordinator Regional and municipal, district coordinators S13 (NOT CLEAR) Part 4 – Sect 19 Responsibilities of Councils – multiple councils may plan and act jointly MERO appointed State Coordinator, Deputy State Coordinator Regional and municipal district coordinators
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Part3 in Act - Chief Commissioner must arrange for a State Emergency Recovery Plan to be developed or reviewed. Appoints SRC. SRC can form State and Regional Recovery committees. SRC appoints Regional Recovery Coordinators. Central Government Response Committee (p10 EMMV) State Recovery Coordinator – senior officer – Department of Human Services - Executive Director, Operations

Disaster Management Legislation and Policy Benchmarking

Topic	AUSTRALIAN CAPITAL TERRITORY
Legislation	Emergencies Act 2004
SES Legislation (separate or embedded)	Embedded
Policy and Guideline Documents	Emergency Plan (S7.2)
ADVISORY COMMITTEE	ACT Emergency Management Committee appointed by the Minister, includes Commissioner and chief officers of services, including Police and chief health officer. Provides liaison between agencies, enhance capability and develop EM Plan. Each respective emergency service ie Sect 4
PREVENTION	
Where are roles and responsibilities stated and what do they say?	(Bushfire and fire prevention mentioned only Sect 5.3 & 5.4)
PREPARATION	
Where are roles and responsibilities stated and what do they say?	Emergency Management Committee draft the emergency plan for the ACT
RESPONSE	
Who is in charge at State Level?	The Chief Minister must appoint a person to be the territory controller for a declared state of emergency to manage the response to and recovery from the emergency by ensuring that entities dealing with the emergency are appropriately deployed and to coordinate the disposition of other resources to manage the emergency
Who is in charge at Region Level?	Not included
Who is in charge at District Level?	Not included
Who is in charge at Local Level?	Not included
Is escalation arrangement stated and, if so, who is responsible for what?	Not included
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Not detailed in Act. Part of the ACT Emergency Plan - Department of Disability Housing and Community Services is responsible for the ACT Community Recovery Sub Committee

Disaster Management Legislation and Policy Benchmarking

Topic	WESTERN AUSTRALIA
Legislation	Emergency Management Act 2005 FESA Regulations 1998
SES Legislation (separate or embedded)	Separate - Fire and Emergency Services Authority of Western Australia Act 1998
Policy and Guideline Documents	WESPLANS & State EM Policy (S17)
ADVISORY COMMITTEE	State Emergency Management Committee, membership appointed by the Minister, including chair, deputy chair, XO, representative from Local Govt. to advise the Minister on emergency management and preparedness, Preparation and review State Emergency Plan
PREVENTION	
Where are roles and responsibilities stated and what do they say?	Not detailed in Act. State Mitigation Committee is a sub-committee of the State Emergency Management Committee
PREPARATION	
Where are roles and responsibilities stated and what do they say?	SEMC arranges for the preparation of State emergency management policies and plans
RESPONSE	
Who is in charge at State Level?	The Commissioner of Police is to hold the office of State Emergency Coordinator... is responsible for coordinating the response to an emergency during a state of emergency
Who is in charge at Region Level?	Not included
Who is in charge at District Level?	District Emergency Coordinator (appointed by SEC), is a member of the District Emergency Management Committee. Membership of committee determined by reps from local EM Committees. Purpose of committee is to assist establishment and maintenance of effective EM arrangements for district and other functions as prescribed the regulations.
Who is in charge at Local Level?	Local emergency coordinator (appointed by SEC in consultation with LG). This position is not appointed as chair of the Local emergency management committee. Also have Hazard management officers – authorization powers. Purpose is to advise and assist the local government in ensuring that local EM arrangements are in place, liaise with public authorities to develop, test and review EM arrangements, and carry out other EM activities as required. Also have Powers of Local Government during a Cyclone included within Act.
Is escalation arrangement stated and, if so, who is responsible for what?	Escalation process not clear in either the Act, WESTPLAN or the Emergency Management Policy.
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Not detailed in Act. Recovery Services Sub-committee is a sub committee of the State Emergency Management Committee. Local emergency coordinators are appointed within Local Committee framework. (S39)

Disaster Management Legislation and Policy Benchmarking

Topic	SOUTH AUSTRALIA
Legislation	Emergency Management Act 2004
SES Legislation (separate or embedded)	Separate - Fire and Emergency Services Act 2005
Policy and Guideline Documents	State Emergency management plan
ADVISORY COMMITTEE	State Emergency Management Committee – comprising CEO, State Coordinator and Chiefs of ESO, and up to 14 members including 3 from Police, St Johns and a Local Government rep. to oversee the SEMP and advice to the Minister. SEMC includes CEO of Agency of Act an reps from Fire/ SES etc
PREVENTION	
Where are roles and responsibilities stated and what do they say?	SEMC responsible for preparing SEMP – includes planning and prevention
PREPARATION	
Where are roles and responsibilities stated and what do they say?	SEMC oversee the development of the SEMP
RESPONSE	
Who is in charge at State Level?	Subject to subsection (2) South Australian Police will be the coordinating agency for all emergencies. (2) The State Emergency Management Plan may designate a different body or organisation as the coordinating agency in relation to an emergency of a specified kind.
Who is in charge at Region Level?	Not identified in Act
Who is in charge at District Level?	Not identified in Act
Who is in charge at Local Level?	Not identified in Act
Is escalation arrangement stated and, if so, who is responsible for what?	Not identified in Act of SA Emergency Management Plan
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Div 5 of Act - Recovery Operations -forms part of the SEMP overseen by the State Coordinator. Direct authorized officers (delegated by SC) to carry out operations in accordance with State Emergency Plan

Disaster Management Legislation and Policy Benchmarking

Topic	NORTHERN TERRITORY
Legislation	Northern Territory of Australia Disasters Act 2008
SES Legislation (separate or embedded)	Embedded
Policy and Guideline Documents	NT Emergency Management Plan
ADVISORY COMMITTEE	NT Counter Disaster Council Chairman (Territory Controller), Director NTES is the XO, and other members as appointed by Minister, including a rep from Commonwealth Govt if required. Examine and approve local, regional and Territory plans
PREVENTION	
Where are roles and responsibilities stated and what do they say?	not detailed in Act or clearly in NTEMP
PREPARATION	
Where are roles and responsibilities stated and what do they say?	NT Counter Disaster Council oversee the development of the NT Emergency Management Plan
RESPONSE	
Who is in charge at State Level?	The functions of the Territory Controller are to exercise control and direction of counter disaster operations. The NT Controller is the Commissioner of Police .
Who is in charge at Region Level?	Regional Counter Disaster Controller – member of the NT Police Force (Chair of Regional Counter Disaster Planning Committee)
Who is in charge at District Level?	Not identified in Act
Who is in charge at Local Level?	Local Counter Disaster Controller (appointed by Territory Controller – if locality has a police rep or alternatively appoint a resident of the town. And is subject to the direction of the Territory Controller (chair of LCDP Committee)
Is escalation arrangement stated and, if so, who is responsible for what?	Clearly identified in the NTEMP. The NT EMP details counter disaster arrangements are based on upon the concept that control and coordination of emergency operations is conducted at the lowest effect level based on a 3 tier system, ie Local, Regional and Territory (bottom up approach)
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Not detailed in Act. NT Emergency Management Plan (Part 3) details the Recovery Management Group, appoints Recovery Coordinator, who can appoint a local recovery coordinator.

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Topic	TASMANIA
Legislation	Emergency Management Act 2006
SES Legislation (separate or embedded)	Embedded
Policy and Guideline Documents	Tasmanian Emergency Management Plan
ADVISORY COMMITTEE	State Emergency Management Committee, chaired by State EM Controller institute and coordinate EM, including the preparation and review of Tasmanian Emergency Management Plan, determine and review EM Policy
PREVENTION	
Where are roles and responsibilities stated and what do they say?	Not included in Act, Strategies included in the TEMP.
PREPARATION	
Where are roles and responsibilities stated and what do they say?	The State Committee responsible for institute, coordination of emergency management in the Tasmanian Emergency Management Plan.
RESPONSE	
Who is in charge at State Level?	The Minister may appoint a person to be the State Emergency Management Controller ... (Head of agency for the Dept). Who will prior to, during or subsequent to the occurrence of an emergency...direct the use of resources for emergency management as he or she considers appropriate. The person appointed is the Commissioner of Police .
Who is in charge at Region Level?	Regional Controller
Who is in charge at District Level?	Not identified in Act
Who is in charge at Local Level?	Municipal Committee prepares the Municipal Emergency Management Plan. Reviewed every 2 years . Submitted to ther RERC.
Is escalation arrangement stated and, if so, who is responsible for what?	Escalation process not clear in Act or Tas EMP
RECOVERY	
Where are roles and responsibilities stated and what do they say?	Not included in Act. TEMP advises that councils are responsible for community recovery planning and activities. Municipal Community Recovery Coordinators are appointed.