
A BY-LAW OF THE MUNICIPAL CORPORATION OF THE TOWN OF HAY RIVER IN THE NORTHWEST TERRITORIES TO PROVIDE FOR THE ESTABLISHMENT OF A LOCAL EMERGENCY MANAGEMENT ORGANIZATION

WHEREAS the Council of the Town of Hay River is responsible for the direction and control of its emergency response and is required, under the *Emergency Management Act*, SNWT 2018, c.17, to establish and maintain a Local Emergency Management Organization; appoint a Coordinator of the Local Emergency Management Organization and establish the duties of the Coordinator; and prepare, adopt, and maintain local emergency plans and programs; and is required, under Section 28 of the *Cities, Towns and Villages Act*, SNWT 2003, c.22, to hold an emergency meeting in order to declare a State of Local Emergency;

NOW THEREFORE the Council of the Municipal Corporation of the Town of Hay River in regular session duly assembled hereby enacts as follows:

1. Title

This by-law may be referred to as the Town of Hay River Emergency Management By-law.

2. Interpretation

In this by-law:

- a) **“Act”** means *Emergency Management Act*, SNWT 2018, c.17, as amended;
- b) **“Coordinator of the Local Emergency Management Organization”** means the person appointed as the Coordinator under Section 5 of this by-law;
- c) **“Council”** means the Council of the Municipal Corporation of the Town of Hay River;
- d) **“Emergency”** means an urgent, abnormal event that demands prompt coordination of resources to mitigate serious risk;
- e) **“Emergency Plan”** means the Community Emergency Plan of the Town;
- f) **“Local Authority”** means the elected council of a community government, responsible for community emergency management.
- g) **“Local Emergency Management Organization”** means the organization established under this by-law;
- h) **“Minister”** means the Minister of Municipal and Community Affairs, who is responsible for the Act;
- i) **“SAO”** means the Senior Administrative Officer of the Town of Hay River or designate;
- j) **“Town”** means the Municipal Corporation of the Town of Hay River; and

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- k) "Town Limits" means the corporate limits of the Town as established from time to time.

3. Local Authority

The Council of the Municipal Corporation of the Town of Hay River is considered a Local Authority under the Act and is therefore responsible for community emergency management.

4. Local Emergency Management Organization

There is hereby established a Local Emergency Management Organization to act as the agent of Council to carry out its statutory powers and obligations under the Act, notwithstanding sections 6 and 7 of this by-law.

5. Coordinator

The Senior Administrative Officer of the Town is hereby appointed the Local Emergency Management Organization Coordinator.

The Senior Administrative Officer may designate the Local Emergency Management Organization Coordinator authorities during emergency planning, response, or recovery events.

6. Delegation of Duties

- a) Council hereby delegates the following responsibilities to the Local Emergency Management Organization Coordinator:
- i) Emergency Plan development and maintenance; and
 - ii) Annual provision of the Emergency Plan to the Head of the Northwest Territories Emergency Management Organization.
- b) Council hereby delegates responsibility for emergency response to the Local Emergency Management Organization, including:
- i) Implementing the Emergency Plan during a State of Local Emergency;
 - ii) Entering into agreements and making payments for the provision of services for emergency management;
 - iii) Authorizing the temporary engagement of volunteers to carry out emergency management;
 - iv) Evacuating residents within or outside of the community; and
 - v) Compensating owners of property acquired, used, damaged, or destroyed by the Town during emergency response.

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7. Council Duties

- a) Council is the sole body authorized to declare, renew, and/or terminate a State of Local Emergency for the Town:
 - i) Council may, at an emergency council meeting, declare, renew, or terminate a State of Local Emergency by resolution under the *Cities, Towns and Villages Act*, SNWT 2003, c.22;
 - ii) Council may only transact business relating to the emergency at an emergency council meeting;
 - iii) Those council members attending an emergency council meeting constitute a quorum; and
 - iv) If Council is unable to act, the Mayor may act on behalf of Council.
- b) Council shall conduct an annual review and approval of the Emergency Plan.
- c) Council may:
 - i) By declaration of a State of Local Emergency, conduct or authorize emergency response both inside and outside of the community; and
 - ii) Subject to the *Cities, Towns and Villages Act*, SNWT 2003, c.22, during or within 60 days after the declaration of a State of Local Emergency, by by-law, borrow the necessary sums to pay expenses caused by the emergency, including payment for services provided by the Government of the Northwest Territories or by the Government of Canada where the services were provided at the request of Council.

8. Local Emergency Management Organization Structure

The Local Emergency Management Organization shall consist of one member of Council and the Town of Hay River staff identified in the Emergency Plan.

9. Repeal

By-law 2190/PS/23 is hereby repealed.

10. Effect

This by-law shall take full force and effect upon the date that this by-law receives third and final reading.

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THIS BY-LAW READ A FIRST TIME this 18th day of March, 2024 A.D.



Mayor

THIS BY-LAW READ A SECOND TIME this 18th day of March, 2024 A.D.



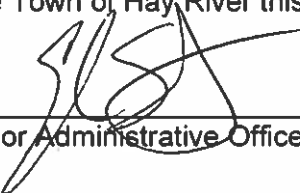
Mayor

THIS BY-LAW READ a Third and Final Time this 8th day of April, 2024 A.D.



Mayor

CERTIFIED that this bylaw has been made in accordance with the requirements of the Cities, Towns and Villages Act, S.N.W.T., 2003, and the bylaws of the Municipal Corporation of the Town of Hay River this 8th day of April, 2024.



Senior Administrative Officer

Senior Administrative Officer