

Statutory Document No. 2020/0182

*Emergency Powers Act 1936*

## EMERGENCY POWERS (HOME AFFAIRS STAFF) REGULATIONS 2020

*Laid before Tynwald: 27 March 2020*

*Approved by Tynwald: 27 March 2020*

*Coming into Operation: in accordance with regulation 2*

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The Governor in Council, by Order<sup>1</sup> makes the following Regulations under section 4 of the Emergency Powers Act 1936.

### 1 Title

These Regulations are the Emergency Powers (Home Affairs Staff) Regulations 2020.

### 2 Commencement

These Regulations come into operation immediately after they are made<sup>2</sup>.

### 3 Interpretation

In these Regulations—

“**the Department**” means the Department of Home Affairs; and

“**stationed employer**” has the meaning given by section 3(1) of the Public Services Commission Act 2015.

### 4 Prohibition on Home Affairs staff leaving the Island

(1) No person employed by, or whose stationed employer is, the Department may leave the Island without the permission of a person authorised for that purpose by the Department, subject to paragraph (2).

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<sup>1</sup> Section 4(1) specifies that “Where a proclamation of emergency has been made, and so long as such proclamation is in force, it shall be lawful for the Governor in Council, by Order, to make regulations.....”.

<sup>2</sup> By virtue of section 4(2) of the Emergency Powers Act 1936, these Regulations made by Order of the Governor in Council must be laid before Tynwald within 7 days of being made and continue in force beyond 7 days of being laid if, but only if, Tynwald passes a resolution to that effect.

- (2) Paragraph (1) does not apply to a constable.
- (3) A person who leaves the Island in breach of paragraph (1) commits an offence, and is liable in proceedings before the High Bailiff to a penalty not exceeding 3 months' custody, a fine of level 5 or both.

MADE AT.....19.45.....ON...24-3-2020.....

**W GREENHOW**  
*Chief Secretary*



*EXPLANATORY NOTE**(This note is not part of the Regulations)*

These Regulations preclude a person who is employed by, or whose stationed employer is, the Department of Home Affairs, from leaving the Island during the without the consent of a person authorised for that purpose by the Department. Regulation 4 does not apply to constables, because their absence from the Island is dealt with under the Police Regulations.