

Statutory Document No. 2020/0249



*Emergency Powers (Amendment) Act 2020*

## **EMERGENCY POWERS (AMENDMENT) ACT 2020 (APPOINTED DAY) ORDER 2020**

*Laid before Tynwald:*

*21 April 2020*

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The Council of Ministers makes the following Order under section 2 of the Emergency Powers (Amendment) Act 2020.

### **1 Title**

This Order is the Emergency Powers (Amendment) Act 2020 (Appointed Day) Order 2020.

### **2 Commencement**

The Emergency Powers (Amendment) Act 2020 comes into operation immediately.

### **3 Consequential, supplementary and savings provisions**

- (1) The Regulations in Schedule 1 are revoked.
- (2) The amendments to the Regulations in Schedule 2 have effect.
- (3) Despite section 4(1A) of the Emergency Powers Act 1936 and for the avoidance of doubt, any certificate, declaration, direction, exemption, permit, protocol, or other document or decision —
  - (a) made under any Emergency Regulations before the coming into operation of the Emergency Powers (Amendment) Act 2020; and
  - (b) still in operation on the coming into operation of that Act, continues in operation unless and until it is revoked or lapses.
- (4) Any reference to the “Coronavirus Proclamation period” in any certificate, declaration, direction, exemption, permit, protocol, or other document or decision made under any Emergency Regulations is to be construed as being the period for which the following proclamations are in operation —
  - (a) the Proclamation of Emergency dated 16 March 2020; and

- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19.
- (5) In this article “Emergency Regulations” are any regulations which have been made under section 4(1) of the Emergency Powers Act 1936 since the Proclamation made by the Governor in Council on 16 March 2020 that a state of emergency exists on the Isle of Man.

**MADE AT 14:48 ON 14 APRIL 2020**

*Signed by the authority of the Chief Secretary*

**K HEMSLEY**

*Interim Director of Change & Reform*

**SCHEDULE 1**

**REGULATIONS REVOKED**

[Article 3(1)]

Emergency Powers (Local Elections) Regulations 2020<sup>1</sup>.

Emergency Powers (Coronavirus) (Port Operations) Regulations <sup>2</sup>

Emergency Powers (Coronavirus) (Public Sector Employees) (Travel Restrictions)  
(Revocation) Regulations 2020<sup>3</sup>

**SCHEDULE 2**

**REGULATIONS AMENDED**

[Article 3(2)]

**1 Emergency Powers (Potentially Infectious Persons) Regulations 2020<sup>4</sup>**

In the Emergency Powers (Potentially Infectious Persons) Regulations 2020 —

- (a) in regulation 2 (commencement) delete “and continue to have effect as long as a proclamation is in operation in respect of the present state of emergency”;
- (b) for regulation 3 substitute —

**3 Regulations**

- (1) For the purpose of securing the essentials of life to the community in the Island and for the protection of the economic position of the community during the Coronavirus Proclamation period, the Regulations in the Schedule have effect.
- (2) In this regulation —  
“**the Coronavirus Proclamation period**” means the period for which the following proclamations are in operation —
  - (a) the Proclamation of Emergency dated 16 March 2020; and
  - (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).<sup>4</sup>;
- (c) in the Schedule —
  - (i) in paragraph 18(1), after sub-paragraph (e), insert —

<sup>1</sup> SD2020/0173

<sup>2</sup> SD 2020/0176

<sup>3</sup> SD2020/0243

<sup>4</sup> SD 2020/0171, as amended by SD 2020/180, SD 2020/201 and SD 2020/226

Maximum Penalty (summary) - 3 months' custody and a fine not exceeding level 5 on the standard scale; and

- (ii) delete paragraph 18(2);
- (iii) in paragraph 19(3), after "Governor in Council" insert , and all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19),.

## 2 Emergency Powers (Keys Elections – Casual Vacancies) Regulations 2020<sup>5</sup> amended

In the Emergency Powers (Keys Elections – Casual Vacancies) Regulations 2020 –

- (a) in regulation 4(1) for "the present emergency" substitute the Coronavirus Proclamation period;

- (b) after regulation 4(2) insert –

"(3) In this regulation "the Coronavirus Proclamation period" means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).

## 3 Emergency Powers (Coronavirus) (Planning and Regulatory Legislation) Regulations 2020<sup>6</sup> amended

In the Emergency Powers (Coronavirus)(Planning and Regulatory Legislation) Regulations 2020 –

- (a) in regulation 2 (commencement) delete "and continue to have effect throughout the Coronavirus Proclamation period";

- (b) in regulation 3(1) (interpretation) for the definition of "the Coronavirus Proclamation period" substitute –

"the Coronavirus Proclamation period" means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).

<sup>5</sup> SD 2020/0174

<sup>6</sup> SD 2020/0179

#### 4 Emergency Powers (Food and Fuel) Regulations 2020<sup>7</sup> amended

In the Emergency Powers (Food and Fuel) Regulations 2020 —

- (a) in regulation 2 (commencement) delete “and continue to have effect throughout the Coronavirus Proclamation period”;
- (b) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute —
  - ▣ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —
    - (a) the Proclamation of Emergency dated 16 March 2020; and
    - (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); and ▣;
- (c) in regulation 4(3) (power to make regulations to ration supplies of food and fuel), for “triable before the High Bailiff and punishable on conviction with a fine not exceeding level 5, 3 months’ custody or both” substitute ▣ triable by a court of summary jurisdiction and punishable by a maximum of 3 months’ custody, a fine not exceeding level 5 on the standard scale, or both ▣.

#### 5 Emergency Powers (Coronavirus) (Sale or Supply of Medicinal Products and Appliances) Regulations 2020<sup>8</sup> amended

In regulation 3 (interpretation) of the Emergency Powers (Coronavirus) (Sale or Supply of Medicinal Products and Appliances) Regulations 2020, for the definition of “the Coronavirus Proclamation period” substitute —

- ▣ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —
  - (a) the Proclamation of Emergency dated 16 March 2020; and
  - (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); ▣.

#### 6 Emergency Powers (Coronavirus) (Events and Gatherings) Regulations 2020<sup>9</sup> amended

In the Emergency Powers (Coronavirus) (Events and Gatherings) Regulations 2020 —

<sup>7</sup> SD 2020/0181

<sup>8</sup> SD 2020/0184

<sup>9</sup> SD 2020/0185

- (a) in regulation 2 (commencement and duration) delete “and duration” in the heading and delete “and continue to have effect throughout the Coronavirus Proclamation period”;
- (b) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute —
- ❏ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —
- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);❏;
- (c) in regulation 8(1), delete the number (1) at the beginning of the paragraph;
- (d) for regulation 8(2) (offences), substitute —
- ❏ Maximum Penalty (summary) - 3 months’ custody and a fine not exceeding level 5 on the standard scale ❏.

## 7 Emergency Powers (Coronavirus) (Enterprise Act Amendment) Regulations 2020<sup>10</sup> amended

In regulation 3 (interpretation) of the Emergency Powers (Coronavirus) (Enterprise Act Amendment) Regulations 2020, for the definition of “the Coronavirus Proclamation period” substitute —

- ❏ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —
- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).❏.

## 8 Emergency Powers (Coronavirus) (Protection From Evictions) Regulations 2020<sup>11</sup> amended

In the Emergency Powers (Coronavirus) (Protection From Evictions) Regulations 2020 —

- (a) in regulation 2 (commencement) delete “and continue to have effect throughout the Coronavirus Proclamation period”;

<sup>10</sup> SD 2020/0186

<sup>11</sup> SD 2020/0191

- (b) in regulation 3(1) (interpretation) for the definition of “the Coronavirus Proclamation period” substitute –

“the Coronavirus Proclamation period” means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>12</sup>.

## 9 Emergency Powers (Coronavirus) (Educational Institutions) Regulations 2020<sup>12</sup> amended

In the Emergency Powers (Coronavirus) (Educational Institutions) Regulations 2020 –

- (a) in regulation 2 (commencement) delete “and continue to have effect throughout the Coronavirus Proclamation period.”;
- (b) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute –

“the Coronavirus Proclamation period” means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>12</sup>.

## 10 Emergency Powers (Coronavirus) (Child Care Services) Regulations 2020<sup>13</sup> amended

In the Emergency Powers (Coronavirus) (Child Care Services) Regulations 2020 –

- (a) regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute –

“the Coronavirus Proclamation period” means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and

<sup>12</sup> SD 2020/0197

<sup>13</sup> SD 2020/0198, as amended by SD2020/0218

- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>14</sup>

(b) for regulation 6 substitute —

#### **6 Offences**

A person who fails without reasonable excuse to comply with a temporary closure direction under regulation 5 commits an offence.

Maximum Penalty (summary) - 3 months' custody and a fine not exceeding level 5 on the standard scale.<sup>14</sup>

### **11 Emergency Powers (Coronavirus) (Entry Restrictions) Regulations 2020<sup>14</sup> amended**

In the Emergency Powers (Coronavirus) (Entry Restrictions) Regulations 2020 —

(a) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute —

**“the Coronavirus Proclamation period”** means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).<sup>14</sup>

(b) for regulation 8 (offences), substitute —

#### **8 Offences**

A person who —

- (a) fails to comply with regulation 5;
- (b) fails to comply with an exemption notice issued to the person or any conditions contained in it; or
- (c) knowingly provides false or misleading information in an application or in response to a requirement to provide information under these Regulations or otherwise in connection with the exercise of any power under these Regulations,

commits an offence.

Maximum Penalty (summary) - 3 months' custody and a fine not exceeding level 5 on the standard scale.<sup>14</sup>

<sup>14</sup> SD 2020/0199, as amended by SD 2020/0215 and SD 2020/0226



## 12 Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) Regulations 2020<sup>15</sup> amended

In the Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) Regulations 2020 –

- (a) in regulation 3(1) (interpretation) for the definition of “the Coronavirus Proclamation period” substitute –

☒ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and  
(b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>☒</sup>

- (b) for regulation 7(3) (offences), substitute –

☒ Maximum Penalty (summary) - 3 months’ custody and a fine not exceeding level 5 on the standard scale.<sup>☒</sup>

## 13 Emergency Powers (Prohibitions on Movement) Regulations 2020<sup>16</sup> amended

In the Emergency Powers (Prohibitions on Movement) Regulations 2020 –

- (a) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute –

☒ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and  
(b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>☒</sup>

- (b) for regulation 7 (offences) substitute –

### 7 ☒ Offences

A person who leaves or is absent from his ordinary place of residence, or in a case falling within regulation 6 his place of temporary residence, otherwise than in accordance with these Regulations, commits an offence.

<sup>15</sup> SD 2020/0200, as amended by SD 2020/217

<sup>16</sup> SD 2020/0201, as amended by SD 2020/0213 and SD2020/0217

Maximum Penalty (summary) - 3 months' custody and a fine not exceeding level 5 on the standard scale. **22**.

#### 14 Emergency Powers (Coronavirus) (Births and Deaths Modifications) Regulations 2020<sup>17</sup> amended

In regulation 3 (interpretation) of the Emergency Powers (Coronavirus) (Births and Deaths Modifications) Regulations 2020, for the definition of “the Coronavirus Proclamation period” substitute —

**23** “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19). **22**.

#### 15 Emergency powers (Coronavirus) (Mental Health Modifications) Regulations 2020<sup>18</sup> amended

In regulation 3 (interpretation) of the Emergency powers (Coronavirus) (Mental Health Modifications) Regulations 2020 for the definition of “the Coronavirus Proclamation period” substitute —

**23** “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19). **22**.

#### 16 Emergency Powers (Road Transport) (No 2) Regulations 2020<sup>19</sup> amended

In regulation 3 (interpretation) of the Emergency Powers (Road Transport) (No 2) Regulations 2020 for the definition of “the Coronavirus Proclamation period” substitute —

**23** “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

<sup>17</sup> SD 2020/0203

<sup>18</sup> SD 2020/0211

<sup>19</sup> SD 2020/0214

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).<sup>20</sup>

**17 Emergency Powers (Coronavirus) (Competition) Regulations 2020<sup>20</sup> amended**

In the Emergency Powers (Coronavirus) (Competition) Regulations 2020 —

- (a) in regulation 2 (commencement and expiry) delete “and expiry” in the heading and delete “and continue to have effect throughout the Coronavirus Proclamation period”;
- (b) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute —

**“the Coronavirus Proclamation period”** means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>21</sup>

**18 Emergency Powers (Coronavirus) (Road Vehicles Carrying Dangerous Goods) Regulations 2020<sup>21</sup> amended**

In regulation 3 (interpretation) of the Emergency Powers (Coronavirus) (Road Vehicles Carrying Dangerous Goods) Regulations 2020 for the definition of “the Coronavirus Proclamation period” substitute —

**“the Coronavirus Proclamation period”** means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).<sup>21</sup>

<sup>20</sup> SD 2020/0216

<sup>21</sup> SD 2020/0219

**19 Emergency Powers (Coronavirus) (Speed Limits) (No. 2) Regulations 2020<sup>22</sup> amended**

In regulation 3 (interpretation) of the Emergency Powers (Coronavirus) (Speed Limits) (No. 2) Regulations 2020 for the definition of “the Coronavirus Proclamation period” substitute —

▣ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); and ▣.

**20 Emergency Powers (Medical Evidence for Cremation) (Coronavirus) Regulations 2020<sup>23</sup> amended**

In the Emergency Powers (Medical Evidence for Cremation) (Coronavirus) Regulations 2020 —

- (a) in regulation 2 (commencement) delete “and continue to have effect throughout the Coronavirus Proclamation period.”;
- (b) in regulation 3 (interpretation) —
  - (i) in the definition “the application period” for “on 16 April 2020” substitute ▣ at the end of the Coronavirus Proclamation period ▣;
  - (ii) after the definition of “Coronavirus” insert the following definition —

▣ “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); and ▣.

**21 Emergency Powers (Coronavirus) (Control of Employment) Regulations 2020<sup>24</sup> amended**

In the Emergency Powers (Coronavirus) (Control of Employment) Regulations 2020 —

- (a) in regulation 3(1) (interpretation) —

<sup>22</sup> SD 2020/0220

<sup>23</sup> SD 2020/0221

<sup>24</sup> SD 2020/0222

- (i) in the definition “the application period” for “on 16 April 2020” substitute **33** at the end of the Coronavirus Proclamation period **32**;
- (ii) after the definition of “Coronavirus” insert the following definition —
  - 33** “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —
    - (a) the Proclamation of Emergency dated 16 March 2020; and
    - (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); **32**;
- (b) in regulation 4 (general) for “the period for which the Proclamation of Emergency dated 16 March 2020 is in operation” substitute **33** the Coronavirus Proclamation period **32**.

## 22 Emergency Powers (Coronavirus) (Special Constables) (No 2) Regulations 2020<sup>25</sup>

In the Emergency Powers (Coronavirus) (Special Constables) (No 2) Regulations 2020 —

- (a) in regulation 3 (interpretation) insert —
  - 33** “the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —
    - (a) the Proclamation of Emergency dated 16 March 2020; and
    - (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); **32**;
- (b) for regulation 4 (general) substitute —
  - 34** **General**
    - Regulations 5, 6 and 7 apply in respect of the payment of remuneration and reimbursements to special constables during the Coronavirus Proclamation period. **32**;
- (c) in regulation 8 after “2020” insert **33** are revoked **32**.

<sup>25</sup> SD 2020/0224

**23 Emergency Powers (Coronavirus) (Suspension of the Road Transport Licensing Committee) Regulations 2020<sup>26</sup> amended**

In regulation 3 (interpretation) of the Emergency Powers (Coronavirus) (Suspension of the Road Transport Licensing Committee) Regulations 2020 for the definition of “the Coronavirus Proclamation period” substitute —

“the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>27</sup>

**24 Emergency Powers (Coronavirus) (Planning Committee) Regulations 2020<sup>27</sup> amended**

In regulation 3 (interpretation) of the Emergency Powers (Coronavirus) (Planning Committee) Regulations 2020 for the definition of “the Coronavirus Proclamation period” substitute —

“the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>28</sup>

**25 Emergency Powers (Coronavirus) (Vacation of Departmental Facilities) Regulations 2020<sup>28</sup> amended**

In the Emergency Powers (Coronavirus) (Vacation of Departmental Facilities) Regulations 2020 —

- (a) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute —

“the Coronavirus Proclamation period” means the period for which the following proclamations are in operation —

- (a) the Proclamation of Emergency dated 16 March 2020; and

<sup>26</sup> SD 2020/0228

<sup>27</sup> SD 2020/0241

<sup>28</sup> SD 2020/0242

- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19);<sup>29</sup>
- (b) for regulation 4(9) and (10) (requirement to vacate Departmental facilities), substitute –
  - 29**(9) P commits an offence if P refuses to vacate a Departmental facility in accordance with these Regulations.  
Maximum Penalty (summary) - 3 months' custody and a fine not exceeding level 5 on the standard scale.
  - (10) A representative of P commits an offence if that representative in any way obstructs the removal of P from a Departmental facility in accordance with these Regulations.  
Maximum Penalty (summary) - 3 months' custody and a fine not exceeding level 5 on the standard scale.

## 26 Powers (Coronavirus) (Infrastructure Support) Regulations 2020<sup>29</sup>

In the Emergency Powers (Coronavirus) (Infrastructure Support) Regulations 2020 –

- (a) in regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute –
  - 29**“the Coronavirus Proclamation period” means the period for which the following proclamations are in operation –
    - (a) the Proclamation of Emergency dated 16 March 2020; and
    - (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19).<sup>29</sup>
- (b) for regulation 6 (offence) substitute –

### 6 Offence

A person to whom the resources are to be made available in accordance with a direction made under regulation 5(1)(a) and who fails use those resources for the purpose specified in the direction, commits an offence.

Maximum Penalty (summary) - 3 months' custody and a fine not exceeding level 5 on the standard scale.

<sup>29</sup> SD 2020/0244

**27 Emergency Powers (Coronavirus (Information Sharing) Regulations 2020<sup>30</sup> amended**

In regulation 3 (interpretation) for the definition of “the Coronavirus Proclamation period” substitute –

▣ **“the Coronavirus Proclamation period”** means the period for which the following proclamations are in operation –

- (a) the Proclamation of Emergency dated 16 March 2020; and
- (b) all subsequent consecutive Proclamations of Emergency that relate to the pandemic of Coronavirus (also known as COVID-19); ▣.

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<sup>30</sup> SD 2020/0245



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

This Order brings into operation the Emergency Powers (Amendment) Act 2020 (“2020 Act”) immediately.

The 2020 Act amends the Emergency Powers Act 1936 Act (“1936 Act”) to provide that where regulations are made in a period when a proclamation of emergency under section 3 is in force and the regulations are still in force at the end that period, if a further proclamation under that section is made immediately after the end of that period, those Regulation are treated as if they are remade at the beginning of the new period. The 1936 Act, as amended, provides that such regulations are to be treated as if they were laid before Tynwald at the beginning of the first sitting of the Court after the start of the new period (and each subsequent period for which a proclamation of emergency is in operation in respect of the same emergency).

The 2020 Act also amends the 1936 Act to provide for regulations made under section 4 of that Act to provide for offences to be triable by a court of summary jurisdiction (rather than merely before the High Bailiff) and punishable by a maximum of 3 months’ custody, a fine not exceeding level 5 on the standard scale, or both, together with the forfeiture of any goods or money in respect of which the offence has been committed. Also by virtue of the 2020 Act, regulations made under section 4 of the 1936 Act may provide for an offence under or specified in them to be the subject of a fixed penalty not exceeding £250. The fixed penalty may be imposed by means of a notice served by a person authorised to do so by or under the regulations, and the regulations may provide for the procedure to be followed in relation to the fixed penalty.

A Proclamation of Emergency is already in force on the coming into force of this Order and ends at midnight on 16 April 2020. Article 3 of, and Schedule 2 to, this Order makes consequential, supplementary and savings amendments in relation to the Regulations that have been made (and are still in force) under section 4 of the 1936 Act. The Regulations listed in Schedule 1 are revoked. If a further Proclamation of Emergency is made on or before midnight on 16 April, the following Regulations will be treated as if they were remade and laid afresh (unless revoked before).

SD 2020/0171, as amended by SD 2020/180, SD 2020/201 and SD 2020/226	Emergency Powers (Potentially Infectious Persons) Regulations 2020
SD 2020/0174	Emergency Powers (Keys Elections – Casual Vacancies) Regulations 2020
SD 2020/0179	Emergency Powers (Coronavirus)(Planning and Regulatory Legislation) Regulations 2020
SD 2020/0181	Emergency Powers (Food and Fuel) Regulations 2020
SD 2020/0183	Emergency Powers (Coronavirus)(Health Service)

	Regulations 2020
SD 2020/0184	Emergency Powers (Coronavirus) (Sale or Supply of Medicinal Products and Appliances) Regulations 2020
SD 2020/0185	Emergency powers (Coronavirus) (Events and Gatherings) Regulations 2020
SD 2020/0186	Emergency powers (Coronavirus) (Enterprise Act Amendment) Regulations 2020
SD 2020/0191	Emergency Powers (Coronavirus) (Protection From Evictions) Regulations 2020
SD 2020/0197	Emergency Powers (Coronavirus) (Educational Institutions) Regulations 2020
SD 2020/0198, as amended by SD 2020/0218 and SD 2020/0226	Emergency powers (Coronavirus) (Child Care Services) Regulations 2020
SD 2020/0199, as amended by SD 2020/0215 and SD 2020/0226	Emergency Powers (Coronavirus) (Entry Restrictions) Regulations 2020
SD 2020/0200, as amended by SD 2020/0217	Emergency Powers (Coronavirus) (Closure of Businesses and Other Premises) Regulations 2020
SD 2020/0201, as amended by SD 2020/0213 and SD2020/0217	Emergency Powers (Prohibitions on Movement) Regulations 2020
SD 2020/0203	Emergency Powers (Coronavirus) (Births and Deaths Modifications) Regulations 2020
SD 2020/0211	Emergency powers (Coronavirus) (Mental Health Modifications) Regulations 2020
SD 2020/0214	Emergency powers (Road Transport) (No 2) Regulations 2020
SD 2020/0216	Emergency Powers (Coronavirus) (Competition) Regulations 2020
SD 2020/0219	Emergency Powers (Coronavirus) (Road Vehicles Carrying Dangerous Goods) Regulations 2020
SD 2020/0220	Emergency Powers (Coronavirus) (Speed Limits) (No. 2) Regulations 2020
SD 2020/0221	Emergency Powers (Medical Evidence for Cremation) Regulations 2020
SD 2020/0222	Emergency Powers (Coronavirus) (Control of Employment) Regulations 2020
SD 2020/0224	Emergency Powers (Coronavirus)(Special Constables) (No 2) Regulations 2020
SD 2020/0228	Emergency Powers (Coronavirus) (Suspension of the Road Transport Licensing Committee) Regulations 2020

SD 2020/0241	Emergency Powers (Coronavirus) (Planning Committee) Regulations 2020
SD 2020/0242	Emergency Powers (Coronavirus) (Vacation of Departmental Facilities) Regulations 2020
SD 2020/0244	Emergency Powers (Coronavirus) (Infrastructure Support) Regulations 2020
SD 2020/0245	Emergency Powers (Coronavirus) (Information Sharing) Regulations 2020