

MONTSERRAT
STATUTORY RULES AND ORDERS
S.R.O. 43 OF 2014

EMERGENCY POWERS (UNSAFE AREAS) ORDER 2014

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**THE EMERGENCY POWERS (UNSAFE AREAS) ORDER 2014,
MADE BY THE GOVERNOR UNDER REGULATION 5 OF THE
EMERGENCY POWERS REGULATIONS 1996 (NO. 26 OF 1996).**

1. Citation and commencement

This Order may be cited as the Emergency Powers (Unsafe Areas) Order 2014 and comes into force on the 1st day of August, 2014.

2. Interpretation

In this Order—

“**Zone V**” means the area labelled as ‘V’ in the map set out in Schedule 1 and described in Schedule 2.

3. Designation of unsafe area

Zone V is designated as an unsafe area.

4. Evacuation of unsafe areas

- (1) A person who was evacuated at 7:00 pm on 8 January 2010 in accordance with paragraph 4 of the Emergency Powers (Unsafe Areas) Order 2010 (S.R.O. No. 1 of 2010) continues to be evacuated.
- (2) A reference to Zone U in the Emergency Powers (Unsafe Areas) Order 2010 (S.R.O. No. 1 of 2010) shall be construed as a reference to Zone V.

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5. Access to Zone V

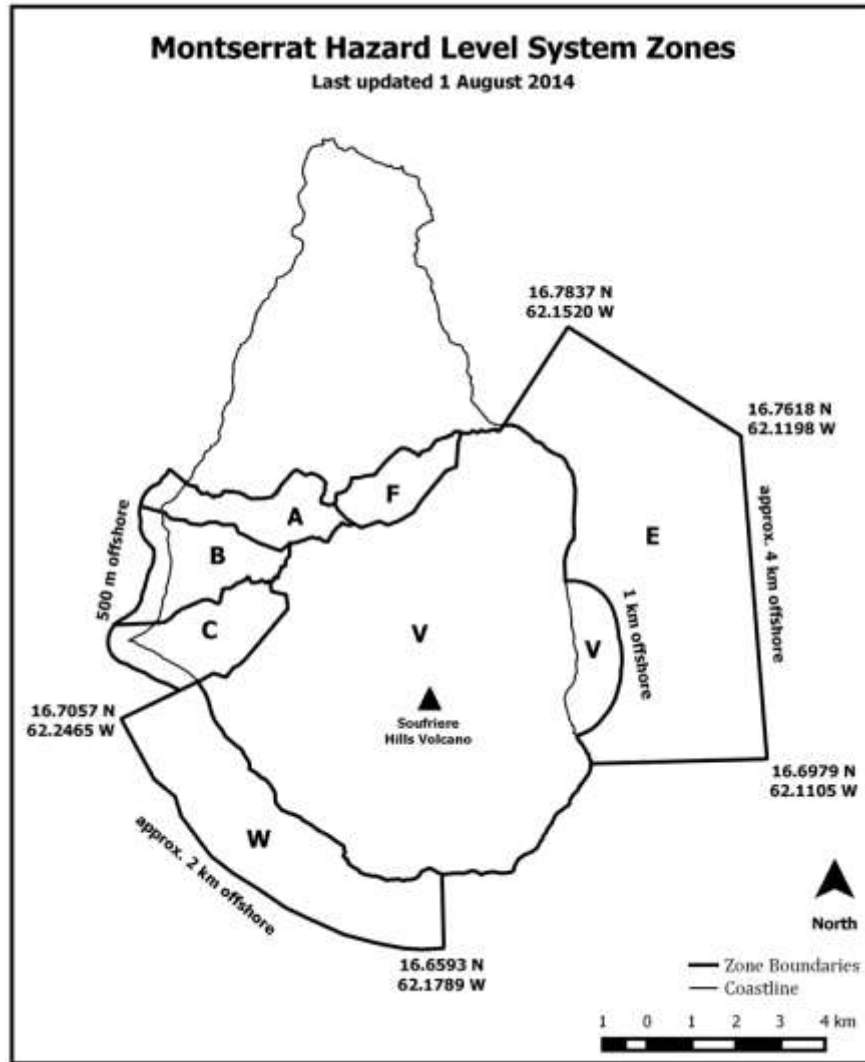
- (1) A person who wishes to enter Zone V shall apply to the Governor for a permit to enter Zone V.
- (2) The Governor may, on the advice of the National Disaster Preparedness and Response Advisory Committee, grant a permit as set out in Schedule 3 to a person to enter into Zone V and may impose conditions on the grant of the permit.
- (3) A person who is in Zone V shall immediately evacuate Zone V if—
 - (a) the Governor or person acting on his behalf, by public announcement, orders that the person evacuate Zone V;
 - (b) the emergency alarm located in Garibaldi Hill sounds; or
 - (c) an announcement to evacuate Zone V is conveyed from the Governor or a person acting on his behalf to the person by telephone, voice, text or email message or through any other medium.
- (4) A person who contravenes a condition imposed under sub-paragraph (2) commits a summary offence and is liable to—
 - (a) a fine of \$2000 or to six months imprisonment; and
 - (b) revocation of his permit.
- (5) A permit granted under sub-paragraph (2) is proper authorisation for the purposes of regulation 5(2) of the Emergency Powers Regulations 1996 (No. 26 of 1996).

6. Repeal

The Emergency Powers (Unsafe Areas) Order, 2011 (No. 53 of 2011) is repealed.

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SCHEDULE 1



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SCHEDULE 2

<u>NAME OF ZONES AND AREAS INCLUDED</u>	<u>DESCRIPTION</u>
<p>Zone A: South of Nantes River, including Salem Hope, Friths, Flemmings, parts of Olveston and Old Towne, and upper part of Happy Hill</p>	<p>The areas aforesaid encompass all those areas shown for descriptive purposes as Zone A on the plan annexed hereto and shown in greater detail on the Hazard Level System Zone Boundaries maps on public display Government Headquarters, Brades Police Station, Salem Police Station and Little Bay Port.</p> <p>And all that area North and West of Zone B and North and West of Zone F.</p> <p>All that area North and West of a line running from a point commencing at the mouth of the watercourse of Lime Kiln Bay and running South Easterly to Logwood Road in the vicinity of the round-a-bout then continuing South Easterly to South Lime Kiln Beach Road and continuing in an Eastwards direction perpendicular to South Lime Kiln Beach Road for a distance of 30 metres and then running South to rejoin South Lime Kiln Beach Road and continuing Eastwards through Isles Bay Plantation and continuing South Eastwards to Lower Happy Hill, Lower Frith's, Dr Woods and Water works to intersect with the road leading to the former Air Studios building and continuing Eastwards to a point North Eastwards of Waterworks Estate House and then north easterly to the Daly's River watercourse.</p> <p>And all that area West, South and East of the line commencing at the watercourse of Nantes River and running eastward in the vicinity of Rams Supermarket and continuing to Hope Spring and running in a southeast direction to Sappit Spring and continuing along the Spring course and running south and east to join Zone F at the bottom of Centre Hills.</p>
<p>Zone B: Isles Bay, Belham, Waterworks, parts of Old Towne and lower part of Happy Hill</p>	<p>The areas aforesaid encompass all those areas shown for descriptive purposes as Zone B on the plan annexed hereto and shown in greater detail on the Hazard Level System Zone Boundaries maps on public display Government Headquarters, Brades Police Station, Salem Police Station and Little Bay Port.</p> <p>All that area South and West of a line running from a point commencing at the mouth of the watercourse of Lime Kiln Bay and running South Easterly to</p>

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	<p>Logwood Road in the vicinity of the round-a-bout then continuing South Easterly to South Lime Kiln Beach Road and continuing in an Eastwards direction perpendicular to South Lime Kiln Beach Road for a distance of 30 metres and then running South to rejoin South Lime Kiln Beach Road and continuing Eastwards through Isles Bay Plantation and continuing South Eastwards to Lower Happy Hill, Lower Frith's, Dr Woods and Waterworks to intersect with the road leading to the former Air Studios building and continuing Eastwards to a point North Eastwards of Waterworks Estate House and then north easterly to the Daly's, River watercourse.</p> <p>And all that area North and West of the line shown for descriptive purposes along the Daly River watercourse in a South Westerly direction, and prior to joining the Belham River following its watercourse to a North Westerly position to intersect the Belham River, continuing to join the entrance to Woodville Condominiums and thereafter continuing in a South Westerly direction to a location South of Garibaldi Hill and proceeding Westwards to join the sea at Fox's Bay.</p>
<p>Zone C: Cork Hill, Weekes, Foxes Bay, Richmond Hill and Delvins</p>	<p>The areas aforesaid encompass all those areas shown for descriptive purposes as Zone C on the plan annexed hereto and shown in greater detail on the Hazard Level System Zone maps on public display Government Headquarters, Brades Police Station, Salem Police Station and Little Bay Port.</p> <p>And all that area South and West of the line shown for descriptive purposes along the Daly River watercourse in a South Westerly direction, and prior to joining the Belham River, following its watercourse to a North Westerly position to intersect the Belham River, continuing to join the entrance to Woodville Condominiums and thereafter continuing in a South Westerly direction to a location South of Garibaldi Hill and proceeding Westwards to join the sea at Fox's Bay.</p> <p>And all that area North and West of a line from a point commencing at the mouth of the Watercourse at Barton Bay running eastward, along a line bisecting Montserrat Springs Hotel and Sturge Park and bisecting the Richmond Hill main road and continuing south and then northeast following the new ravine that runs NE-SW cutting the Cork Hill main road to an elevation of 200 ft and then continuing north east along the base of St.</p>

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	<p>George’s Hill and elevate to a height of 600 ft on the north western side of St. Georges Hill and running north and then continuing to where the line meets Zone B immediately south of Waterworks Estate in the Sappit River.</p>
<p>Zone F: Corbett Springs, Locust Valley.</p>	<p>The areas aforesaid encompass all those areas shown for descriptive purposes as Zone F on the plan annexed hereto and shown in greater detail on the Hazard Level System Zone maps on public display Government Headquarters, Brades Police Station, Salem Police Station and Little Bay Port.</p> <p>Commencing at the point North-East of where Zone A meets Zone F at Sappit Spring and running north east along the base of the Centre Hill to a point at Jack Boy Hill and then running south and south-west and meeting Zone A at the Daly River Water Course.</p>
<p>Zone V: The rest of southern Montserrat</p>	<p>The areas aforesaid encompass all those areas shown for descriptive purposes as Zone V on the plan annexed hereto and shown in greater detail on the Hazard Level System Zone Boundaries maps on public display Government Headquarters, Brades Police Station, Salem Police Station and Little Bay Port.</p> <p>And all that area South and West of a line from a point commencing at the mouth of the Watercourse at Barton Bay running eastward, bisecting Montserrat Springs Hotel and Sturge Park and bisecting the Richmond Hill main road and continuing south and then north following the new ravine that runs NE-SW cutting the Cork Hill main road to an elevation of 200 ft and then continuing north east along the base of St. George’s Hill and elevate to a height of 600 ft on the north western side of St. Georges Hill and running north and then west toward Weekes and then continuing Eastward to Pelican Ghaut.</p> <p>And includes a small maritime area up to 1km off shore from the delta of the Tar River Valley.</p>

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SCHEDULE 3

PERMIT

No.....of 20.....

(FRONT)

(*Name of permit holder*) is authorised to enter Zone V between the hours of
..... am and pm on the day of, 20.... for the purpose of:

.....
.....
.....

Permit holder's cellular contact number:

Date:

Governor

(BACK)

Conditions of entry

1. The permit holder must immediately evacuate Zone V if:
 - (a) he is required to do so by order of the Governor or a person acting on the Governor's behalf, by public announcement;
 - (b) the emergency alarm located in Garibaldi Hill sounds; or
 - (c) an announcement to evacuate Zone V is conveyed to him from the Governor or a person acting on his behalf by telephone, voice, text or email message or through any other medium.
2. This permit authorises access to Zone V by the permit holder by an approved motor vehicle or vessel only.

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3. The permit holder must take with him on his entry into Zone V, a functioning cell phone and transistor radio and keep both turned on and on his person at all times while he is in Zone V.
4. *(Additional conditions)*

Given under my hand at Brades, this 31st day of July, 2014.

(Sgd.) Alric Taylor
GOVERNOR (Ag.)

Published by the Cabinet Secretary by exhibition at the Office of the Legislature,
Farara Plaza, Brades, this 31st day of July, 2014.

(Sgd.) Angela Greenaway
CABINET SECRETARY