STATUTORY INSTRUMENTS

1975 No. 849 (S. 149)

CIVIL DEFENCE

The Civil Defence (Planning) (Scotland) Regulations 1975

Laid before Parliament in draft

Made - - - - 14*th May* 1975

Coming into Operation 16*th May* 1975

In exercise of the powers conferred on me by sections 2 and 8 of the Civil Defence Act 1948(a), and of all other powers enabling me in that behalf, I hereby make the following regulations:—

1.—(1) These Regulations may be cited as the Civil Defence (Planning) (Scotland) Regulations 1975 and shall come into operation on 16th May 1975.

(2) These Regulations shall apply to Scotland only.

2.—(1) The Interpretation Act 1889(b) shall apply for the interpretation of these Regulations as it applies for the interpretation of an Act of Parliament and as if the Regulations revoked by these Regulations were Acts of Parliament repealed by an Act of Parliament.

(2) In these Regulations the words "region", "islands area" and "district" shall have the same meaning as in the Local Government (Scotland) Act 1973(c).

3. The Regulations specified in the Schedule to these Regulations are hereby revoked.

4. It shall be the function of every regional council and islands area council for the purposes of civil defence—

(*a*) to make plans for—

(i) collecting intelligence on the results of hostile attack and distributing such intelligence;

(ii) controlling and co-ordinating action necessary as a result of hostile attack;

(iii) instructing and advising the public on the effects of hostile attack and on protective measures to be taken against such effects;

(iv) providing and maintaining a service in their area for the billeting or temporary accommodation therein, and, so far as may be necessary, the maintenance of persons, who, owing to hostile attack, are made homeless;

(a) 1948 c. 5 (12, 13 & 14 Geo. 6). (b) 1889 c. 63.
(c) 1973 c. 65.

(v) providing and maintaining a service in their area for the prevention of disease, or of the spread of disease, in circumstances arising out of hostile attack, including the provision of facilities for emergency sanitation and the removal and disposal of refuse of any kind;

(vi) providing facilities for the disposal of human remains in the event of a hostile attack;

(vii) providing and maintaining emergency feeding services including equipment;

(viii) providing and maintaining a service in their area for the urgent repair, replacement, or demolition and clearance, as the case may be, of any property, including land, dwellinghouses, or premises providing goods or services, or any highway or street within the meaning of the Burgh Police (Scotland) Act 1892**(a)** and the Roads (Scotland) Act 1970**(b)** in circumstances arising out of hostile attack;

(ix) providing and maintaining any other services essential to the life of the community in the event of a hostile attack;

(x) training an appropriate number of members of their own staff, and of the staff of district councils (in the case of regions) whose services are made available for the purpose by the council concerned, for the purpose of carrying out the plans made under the foregoing provisions of this Regulation; and

(*b*) at the request of the Secretary of State—

(i) to take such preparatory steps as may be necessary to ensure that such plans as aforesaid can be carried out;

(ii) to carry out such plans as aforesaid.

5.—(1) When making plans under Regulation 4(*a*) above a regional council shall consult with the council of any district which may be affected by such plans.

(2) It shall be the function of the council of any such district for the purposes of civil defence—

(*a*) at the request of the regional council to furnish such information on such matters as may be specified in the request; and

(*b*) at the request of the Secretary of State, to assist the regional council in

(i) the making of plans under Regulation 4(*a*) above; and

(ii) the taking of preparatory steps to ensure that such plans can be carried out; and

(iii) the carrying out of such plans.

6. As respects the exercise of any of their functions under these regulations a region, islands area or district shall comply with any directions given to them by the Secretary of State.

William Ross,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
14th May 1975.

(a) 1892 c. 55. **(b)** 1970 c. 20.

SCHEDULE

Regulations Revoked

The Civil Defence (Burial) (Scotland) Regulations 1949	S.I. 1949/2139 (1949 I, p. 650).
The Civil Defence (Evacuation and Care of the Homeless) (Scotland) Regulations 1949	S.I. 1949/2140 (1949 I, p. 656).
The Civil Defence (Demolition and Repair Services) (Scotland) Regulations 1950	S.I. 1950/1298 (1950 I, p. 348).
The Civil Defence (Emergency Feeding) Regulations 1951	S.I. 1951/1223 (1951 I, p. 258).
The Civil Defence (Training in Nursing) (Scotland) Regulations 1963	S.I. 1963/963 (1963 II, p. 1607).
The Civil Defence (Public Protection) (Scotland) Regulations 1967.	S.I. 1967/1180 (1967 II, p. 3464).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations, made under the Civil Defence Act 1948, revoke and replace the Regulations set out in the Schedule to these Regulations. The function of making certain plans for civil defence purposes is conferred on the new regional and islands area councils established under the Local Government (Scotland) Act 1973.

These Regulations provide that, at the request of the Secretary of State, a regional council and islands area council should take preparatory steps to ensure that the plans can be carried out and carry out the plans. When making the plans a regional council is required to consult with the council of a district, which may be affected by such plans. It is the function of the councils of districts which may be so affected to furnish certain information at the request of the regional council and, at the request of the Secretary of State, to assist the regional council in the exercise of their functions.

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