

EMA-Form 4: Extension of emergency situation declaration by the State Emergency Coordinator, made under section 52 of the *Emergency Management Act 2005*.



WESTERN AUSTRALIA

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*Emergency Management Act 2005* section 52

### EXTENSION OF EMERGENCY SITUATION DECLARATION

Pursuant to section 52 of the *Emergency Management Act 2005*, I hereby further extend the emergency situation declaration made on **7<sup>th</sup> January 2016 at 2100hrs, in respect to the Murray Road Incident.**

This extension has effect on and from the time it is made, and remains in force until 31 July 2016, unless it is revoked under section 53 of the *Emergency Management Act 2005*.

The only powers that may be exercised during the period by which the emergency situation declaration is extended are those under section 69 in relation to a place, and those under 72 of the *Emergency Management Act 2005*.

Signed:

  
Karl O'Callaghan  
State Emergency Coordinator

Date:

28/6/16

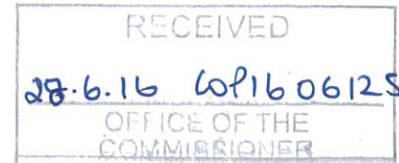
Time:

1400 hours



Our Ref: 12108; 16/45943  
Your Ref:

Dr Karl J O'Callaghan APM  
State Emergency Coordinator  
2 Adelaide Terrace  
EAST PERTH WA 6004



Dear Dr O'Callaghan

*Karl,*

**EMERGENCY MANAGEMENT ACT 2005 SECTION 52 – FURTHER EXTENSION  
OF EMERGENCY SITUATION DECLARATION**

On 7 January 2016 an emergency situation declaration was made under section 50 of the *Emergency Management Act 2005* (the Act) for the Shires of Harvey and Waroona in respect of the Murray Road incident (generally known as the Waroona bushfire).

Section 52 of the Act allows the State Emergency Coordinator to extend or further extend the duration of an emergency situation declaration.

On 21 January 2016 you extended the emergency situation declaration to 30 June 2016 to help facilitate the clean-up of the Yarloop townsite. That extension stipulated:

The only powers that may be exercised during the period by which the emergency situation declaration is extended are those under section 69 in relation to a place, and those under 72 of the *Emergency Management Act 2005*.

Sections 69 and 72 of the Act provide that, for the purposes of emergency management during an emergency situation:

- a hazard manager may take control of any place (s.69), and
- confidential information may be exchanged in specified circumstances (s.72).

These powers have been used by the State Recovery Coordinator and the Recovery Project Manager (as authorised Hazard Management Officers) during the clean-up of the Yarloop townsite, in particular to restrict public access to contaminated areas.

The clean-up process is continuing, with the opening of Zone 2 of the restricted area anticipated in late June / early July, and the opening of the remainder of the townsite in early August 2016.

To assist the State Recovery Team in ensuring public safety while carrying out their duties, it is requested that you further extend the emergency situation declaration to

31 July 2016. The same restriction on the powers to be exercised (limited to ss.69 and 72 of the Act) will apply.

If you agree with this proposal please find attached a draft copy of an *extension of emergency situation declaration* to facilitate this occurring.

If you require any further information or advice regarding this matter please contact Michelle Smith on 9395 9338 or [michelle.smith@dfes.wa.gov.au](mailto:michelle.smith@dfes.wa.gov.au) and she will assist in arranging a response to any concerns.

Yours sincerely



WAYNE GREGSON APM  
COMMISSIONER

27<sup>th</sup> June 2016