## Comparison Table – Emergency Management Bill and Civil Defence Emergency Management Act 2002

EM Bill Clause	CDEM Act Provisions	CDEM Act Provisions	EM Bill New/ Replacement
	Lift and Shift (Unchanged/Minor Changes)	Lift and Shift (Significant Changes)	Provisions (note: replacement provisions with a significant impact are bolded)
1. Title			Replacement for section 1
2. Commencement			Replacement for section 2
Part 1: Preliminary provisions			
3. Purpose		See section 3	
4. Tiriti o Waitangi / Treaty of Waitangi			New
5. Interpretation		See section 4	
6. Transitional, savings, and related provisions			Replacement for section 4A
7. Act binds the Crown	See section 5		
Act not to affect functions, duties, and powers under other Acts or general law	See section 6		
9. Precautionary approach	See section 7		
10. Overview			New
Part 2: Emergency management system			
Subpart 1 – Roles and responsibilities: national level			
Director of Emergency Management			
Role of Director of Emergency     Management		See section 8	
12. Powers of Director		See section 9	
13. Statements by Director	See section 74		
Director must not act inconsistently with national disaster resilience strategy	See section 37(2)		
15. Power of Director to act on default by others	See section 75		
16. Power of Director to require information	See section 76(1) and (2)		
17. Delegation of powers of Director	See section 105(1), (2), (4), and (7)		
National Controller			
18. Role of National Controller	See sections 10 and 11(1)		
National Recovery Manager			
19. Role of National Recovery  Manager	See sections 11A, 11B(1), 94I, and 76(1) and (2)		
National Māori Emergency Management Advisory Group			
National Māori Emergency     Management Advisory Group			New
21. Membership of National Māori Emergency Management Advisory Group			New
Approved providers of warnings and notifications			

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22.	Approved providers of warnings and notifications			New
23.	Role of approved providers of			New
Sub	warnings and notifications part 2 – Roles and responsibilities:			
	part 2 – Roies and responsibilities. a level			
	ergency Management Committees			
	Emergency Management	See section 12		
	Committees	200 0001011 12		
25.	Membership of Emergency Management Committees		See section 13	
26.	Appointment of Māori members of Emergency Management Committees			New
27.	Appointment of chairperson	See section 15		
	Powers and duties of members of	See section 16		
	Emergency Management Committees			
29.	Role of Emergency Management Committees		See section 17	
30.	General powers of Emergency Management Committees	See sections 18 and 76(1) and (2)		
31	Emergency Management	See section 37(1)		
01.	Committee must not act inconsistently with national disaster	000 0001011 07(1)		
	resilience strategy			
32.	Emergency Management			New
	Committees not PCBUs under			
	Health and Safety at Work Act			
	2015			
	ergency Management Co-ordinating cutive			
	Appointment of Emergency		See section	
	Management Co-ordinating Executive		20(1)	
34.	Role of Emergency Management Co-ordinating Executive	See section 20(2)		
Adn	ninistering authorities			
	Administering authorities		See section 23	
36.	Role of administering authorities and chief executives of administering authorities	See section 24(1) and (2)		
Fun	ctions and duties of local authorities			
	Functions and duties of local			New (however,
	authorities members of Emergency Management Committees in emergency management			functions and duties are based on section 17)
38.	Duty of local authorities to continue	See section 64(2)		
	to function during and after emergency			
39.	Emergency management functions and duties for offshore islands			New
Per	sons authorised to make local			
	ergency designations			
	Persons appointed or authorised to	See section 25(1)		
	make local emergency	to (4)		
	declarations: whole area, region,			

multiple districts, or multiple wards from within different districts 41. Persons authorised to make local emergency designations: individual and (5) 42. Appointment of Area Controllers 42. Appointment of Local Controllers 43. Appointment of Local Controllers 44. Role of Area Controllers and Local Controllers 45. Appointment of Area Controllers 46. Appointment of Area Recovery Managers 47. Appointment of Local Recovery Managers 48. Appointment of Local Recovery Managers 49. Appointment of Local Recovery Managers 40. Appointment of Local Recovery Managers 41. Appointment of Local Recovery Managers 42. Appointment of Local Recovery Managers 43. Appointment of Local Recovery Managers 44. Appointment of Local Recovery Managers 45. Appointment of Local Recovery Managers 46. Appointment of Local Recovery Managers 47. Role of Area and Local Recovery Managers 48. Public service agencies to prepare plans to continue functioning during and after emergency 49. Public service agencies to prepare plans to continue functioning during and after emergency 49. Public service agencies and others to undertake emergency 49. Public service agencies and others to undertake emergency 49. Public service agencies and others to undertake emergency 49. Public service agencies of the properties of	1		T		
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S. Emergency designations remain in force   Intelline Utilities   Intelline Utilities saved for 2 years and renamed critical infrastructure entities   Intelline Utilities saved for 2 years and renamed critical infrastructure entities   Intelline Utilities saved for 2 years and renamed critical infrastructure entities   Intelline Utilities saved for 2 years	Fme	ergency designations and powers			
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Further obligations of critical		
Further obligations of critical		
infrastructure entities  12. Role of critical infrastructure		New
entities during reduction and readiness stages of emergency management		Note: clause 12 is based on clause 60(1) of the National Civil Defence Emergency Management Plan Order
		2015
Role of critical infrastructure entities during response and recovery stages of emergency management		New Note: clause 13 is based on clause 61(1) of the National Civil Defence Emergency Management Plan Order 2015
National emergency management plan		
14. Minor changes to national	See section 47	
emergency management plan		
Emergency Management Committee		
plans		
15. Incorporation by reference	See section 51	
16. Minor changes to emergency management committee plan	See section 57	
Schedule 3: Procedural matters relating to Part 3		
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Proof of authority to make	See sections 68(4)	
emergency designation	and 94B(10)	
Content and publication of declaration of state of emergency and declaration extending or terminating state of emergency	See section 73	
Content and publication of transition period notice or notice extending or terminating transition period	See section 94F	
Notice requirements when exercising power relating to structures	See sections 91A and 94NA	
Person exercising emergency powers to provide proof of identity	See sections 93 and 94O	
Schedule 4: Consequential amendments to legislation		Replacement for Schedule 2
Part 1: Consequential amendments to		Replacement
Acts		for Schedule 2
Part 2: Consequential amendments to		New
secondary legislation		

## Additional Information: Sections of the Civil Defence Emergency Management Act 2002 that are not being carried over into the Emergency Management Bill

Section 14 Membership rules for territorial authorities

Section 33 Timing of first national civil defence emergency management strategy

Section 40 Incorporation by reference [National Civil Defence Emergency Management Plan]

Section 43 Copy of order to be presented to House of Representatives

Section 44 First national civil defence emergency management plan

Section 64(1) Duties of local authorities

Section 65 Duties to consider alternatives, assess benefits and costs, etc.

Section 95 Failure to comply with requirement in civil defence emergency management plan

Section 106 Acting Director

Section 119 Provisions of Civil Defence Act 1983 that continue

Also clauses 1 and 3 to 7 of Part 1, Schedule 1AA