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NATIONAL SECURITY (EMERGENCY POWERS) ACTS.

*At the Executive Council Chamber, Melbourne, the eleventh
day of November, 1940.*

PRESENT:

His Excellency the Governor of Victoria.

Mr. Hogan
Mr. Bailey

Mr. Mackrell
Sir John Harris.

IN pursuance of the powers conferred by the National Security (Emergency Powers) Acts His Excellency the Governor of the State of Victoria by and with the advice of the Executive Council thereof doth make the following Regulations, that is to say:—

1. These Regulations may be cited as the National Security (Air Raid Precautions) Regulations.
2. In these Regulations unless inconsistent with the context or subject-matter—

“Public authority” includes the following:—

- (a) Any municipality, including the city of Melbourne and the city of Geelong;
- (b) The Melbourne and Metropolitan Board of Works;
- (c) The Geelong Waterworks and Sewerage Trust;
- (d) Any waterworks trust or local governing body within the meaning of the Water Acts;
- (e) Any trust within the meaning of the Mildura Irrigation and Water Trusts Acts;
- (f) Any Sewerage Authority within the meaning of the Sewerage Districts Acts;
- (g) The Melbourne Harbor Trust Commissioners;
- (h) The Geelong Harbor Trust Commissioners;
- (i) Any Harbor Board constituted under the Harbor Boards Act 1928;
- (j) The State Electricity Commission of Victoria;
- (k) Any undertaker within the meaning of the Electric Light and Power Acts;
- (l) Any undertaker within the meaning of the Gas Regulation Act 1933;
- (m) Any fire brigade constituted under the Fire Brigades Acts;
- (n) The Victorian Railways Commissioners;
- (o) The State Rivers and Water Supply Commission;
- (p) The Forests Commission;
- (q) Any Government Department;
- (r) The Melbourne and Metropolitan Tramways Board;
- (s) Any Tramway Trust;

- (t) The Transport Regulation Board;
- (u) The Country Roads Board;
- (v) The Chief Commissioner of Police;
- (w) Any ambulance society or association; and
- (x) Any hospital.

"Scheme" means scheme approved under these Regulations by the Governor in Council and for the time being in force.

Air raid
precaution
schemes.

3. (1) The Governor in Council may from time to time approve schemes for the protection of property and life and for securing the safety and health of the community in the event of hostile air attack, and for taking measures in advance in connexion therewith.

(2) Without affecting the generality of the foregoing, such schemes may provide for all or any of the following matters:—

- (a) The giving of instruction and advice to the public as to air raid precautions and as to behaviour during, before, and after air raids.
- (b) The receiving of information with respect to impending air raids, and the giving of air raid warnings.
- (c) The collection and necessary distribution of information and reports of air raid casualties and damage and the recording of such reports.
- (d) The appointment, powers and duties of air raid wardens and the recruiting, training, powers and duties of such personnel as may be required for the purposes of such schemes.
- (e) Dealing with casualties, including the organization of first-aid parties, first-aid posts, casualty clearing stations and ambulance services.
- (f) The clearance of debris from highways, streets and public places and dealing with damaged or unsafe buildings and the rescue of persons trapped therein.
- (g) The detection of poison gas.
- (h) The decontamination of highways, streets, public places and buildings affected by poison gas and anything therein requiring decontamination.
- (i) The repair and emergency closing, cutting off or suspension of highways, streets, public places, sewers, water mains, gas mains, conduits of electricity and any essential services, and the provision of emergency food and water supplies and health and sanitary services.
- (j) The organization and powers of emergency fire brigade services, including such provision as is necessary for auxiliary fire stations, fire patrols and fire posts and the use of any supplies of water for fire fighting.
- (k) The distribution of respirators to the public.
- (l) Constructing, acquiring (whether by agreement or compulsorily) or securing the use of such premises as it will be necessary or expedient to occupy and use for air raid shelters for the public or for air raid precaution services or in connexion with such schemes, and the equipment, maintenance and protection of such premises.
- (m) Acquiring (whether by agreement or compulsorily) or securing the use of such vehicles, equipment, appliances and material as are required for the purposes of such schemes, and the storage and maintenance of such vehicles, equipment, appliances and material.
- (n) The displaying or affixing in or on any place or building of air raid precaution posters, placards, and notices.
- (o) The prohibition of the use by unauthorized persons of air raid precaution names, badges, titles, literature, signs, placards, posters, notices, signals, or other matter.
- (p) The transfer or evacuation of any part of the civilian population and the provision of lodging, food and water supplies, and medical health and sanitation services to groups of evacuated people.
- (q) The control and co-ordination of services under such schemes.
- (r) Conferring such powers and imposing such duties on air raid wardens and other persons appointed or recruited under such schemes and on public authorities and officers thereof as are necessary for the purposes of such schemes, and providing for co-operation between air raid wardens and such other persons and public authorities and Departments of the Commonwealth of Australia and other bodies or persons.

- (s) Generally, providing for any matters whatsoever for which it is necessary or expedient to provide in connexion with precautions to be taken in the event of hostile air attack.
- (3) No proposed scheme which provides for—
- any interference with the personal liberty or proprietary rights of members of the civil population; or
 - the compulsory acquisition of any real or personal property—

shall be submitted to the Governor in Council for approval unless it has first been submitted to the State War Advisory Council for consideration and advice.

4. Every air raid warden and other person appointed or recruited under such schemes, and every public authority and officer thereof may exercise any powers and shall perform any duties conferred or imposed on it or him by such schemes and shall co-operate as provided by such schemes and may do all things necessary or expedient in that behalf, and any public authority may expend money for the purposes of carrying out any powers and duties conferred or imposed on it by such schemes.

Grant of incidental powers.

5. Any person who contravenes the provisions of or fails to comply with the requirements of any scheme shall be guilty of a contravention of these Regulations.

Penalties.

6. The State Emergency Council for Civil Defence may make to the Governor in Council such recommendations as it thinks fit as to any scheme or proposed scheme or as to the administration of or any matter arising in connexion with these Regulations.

Recommendations of State Emergency Council.

And the Honorable Albert Arthur Dunstan, His Majesty's Premier for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

DIRECTION AS TO AVAILABILITY OF FUNDS OF MUNICIPALITIES AND STATUTORY CORPORATIONS FOR PURPOSES OF SUB-SECTION (4) OF SECTION THREE OF THE NATIONAL SECURITY (EMERGENCY POWERS) ACT 1939.

At the Executive Council Chamber, Melbourne, the eleventh day of November, 1940.

PRESENT:

His Excellency the Governor of Victoria.

Mr. Hogan	Mr. Mackrell
Mr. Bailey	Sir John Harris.

WHEREAS by sub-section (4) of section three of the *National Security (Emergency Powers) Act 1939* it is provided that the Governor in Council may by Order direct that the funds or revenues of any municipality or of any statutory corporation shall be available for the purposes of carrying into effect the powers or duties conferred or imposed upon such municipality or corporation by any regulations made under the *National Security (Emergency Powers) Acts*:

And whereas regulations known as the *National Security (Air Raid Precautions) Regulations* have been made under the said Acts under which schemes may be approved whereby there may be conferred or imposed upon municipalities and certain statutory corporations certain powers and duties and which provide that municipalities and such statutory corporations may expend money for the purposes of carrying out any powers and duties conferred or imposed on them under such schemes:

Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council, doth hereby direct that the funds and revenues of municipalities and of such statutory corporations are available for such purposes.

And the Honorable Albert Arthur Dunstan, His Majesty's Premier for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

NATIONAL SECURITY (EMERGENCY POWERS) ACTS.

At the Executive Council Chamber, Melbourne, the eleventh day of November, 1940.

PRESENT:

His Excellency the Governor of Victoria.

Mr. Hogan	Mr. Mackrell
Mr. Bailey	Sir John Harris.

CONSTITUTION OF THE STATE WAR ADVISORY COUNCIL.

WHEREAS by sub-section (3) of section three of the *National Security (Emergency Powers) Act 1939* it is provided that the Governor in Council by any Regulations made under the *National Security (Emergency Powers) Acts* may confer such powers and impose such duties as the Governor in Council thinks proper for the purposes of carrying such Regulations into effect upon (*inter alia*) any body as constituted from time to time by Order of the Governor in Council for the purposes of the said Acts: Now therefore His Excellency the Governor of the State of Victoria by and with the advice of the Executive Council thereof doth hereby constitute for the purposes of the said Acts the State War Advisory Council, and, until he otherwise orders, doth hereby appoint the under-mentioned persons to be the members of the said Council:—

The Honorable Albert Arthur Dunstan, M.L.A., who shall be chairman.
The Honorable Sir Stanley Seymour Argyle, K.B.E., M.L.A.
The Honorable John Cain, M.L.A.
Herbert Michael Cremean, Esquire, M.L.A.
The Honorable Clifden Henry Andrews Eager, K.C., M.L.C.
The Honorable Sir John Harris, K.B.E., M.L.C.
Thomas Tuke Holloway, Esquire, M.L.A.
The Honorable Albert Eli Lind, M.L.A.
The Honorable Ian Macfarlan, K.C., M.L.A.

And the Honorable Albert Arthur Dunstan, His Majesty's Premier for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

NATIONAL SECURITY (EMERGENCY POWERS) ACTS.

At the Executive Council Chamber, Melbourne, the eleventh day of November, 1940.

PRESENT:

His Excellency the Governor of Victoria.

Mr. Hogan
Mr. Bailey

Mr. Mackrell
Sir John Harris.

REGULATIONS RELATING TO THE STATE WAR
ADVISORY COUNCIL.

PURSUANT to the powers conferred by the National Security (Emergency Powers) Acts His Excellency the Governor of the State of Victoria by and with the advice of the Executive Council thereof doth make the following Regulations, that is to say:—

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| Citation. | 1. These Regulations may be cited as the National Security (State War Advisory Council) Regulations. |
| Interpretation. | 2. In these Regulations unless inconsistent with the context or subject-matter— |
| " Council. " | " Council " means the State War Advisory Council constituted under the National Security (Emergency Powers) Acts. |
| Tenure of office of members. | 3. Members of the Council shall hold office during the pleasure of the Governor in Council. |
| Oath of office. | 4. Every member of the Council shall before commencing to exercise the functions of his office take an oath or affirmation in accordance with such form as is determined by the Governor in Council. |
| Chairman. | 5. (1) The Premier shall be the chairman of the Council and shall preside at meetings of the Council at which he is present.
(2) In the absence of the chairman from a meeting of the Council the senior Minister of State present shall act as chairman of the meeting. |
| Meetings of Council. | 6. (1) Meetings of the Council shall be held at such times and places as the Council from time to time determines.
(2) The chairman may at any time convene a meeting of the Council.
(3) At all meetings of the Council four members shall form a quorum.
(4) The decision of a majority of the members present at any meeting of the Council shall be the decision of the Council.
(5) The Council shall keep a record of its decisions for the use only of the Council and of the Governor in Council.
(6) Subject to these Regulations the Council may regulate its own proceedings. |
| Secretary. | 7. There shall be a secretary to the Council, who shall be the person who is the secretary to the Department of Premier. |
| Functions of Council. | 8. The functions of the Council shall be—
(a) to consider and advise the Government upon matters relating to the present war; and
(b) to perform such other functions as are conferred on it by or under the National Security (Emergency Powers) Acts. |
| Travelling expenses. | 9. There shall be payable to each member of the Council at such rate as is fixed by the Governor in Council reimbursement of expenses incurred by him in travelling in connexion with the performance of his duties as such member. |

And the Honorable Albert Arthur Dunstan, His Majesty's Premier for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

NATIONAL SECURITY (EMERGENCY POWERS) ACTS.

*At the Executive Council Chamber, Melbourne, the eleventh
day of November, 1940.*

PRESENT:

His Excellency the Governor of Victoria.

Mr. Hogan
Mr. Bailey

Mr. Mackrell
Sir John Harris.

PETROLEUM STORAGE REGULATIONS.

PURSUANT to the powers conferred by the National Security (Emergency Powers) Acts His Excellency the Governor of the State of Victoria by and with the advice of the Executive Council thereof doth make the following Regulations, that is to say:—

1. These Regulations may be cited as the National Security (Petroleum Storage) Regulations (No. 2). Citation.

2. In paragraph (a) of sub-clause (1) of clause 3 of the National Security (Petroleum Storage) Regulations after the word "Melbourne" there shall be inserted the words "except with the approval in writing of the Chief Secretary given on the recommendation of the State War Advisory Council". Erection of
certain tanks
for storage of
petroleum
within certain
metropolitan
radius.

And the Honorable Albert Arthur Dunstan, His Majesty's Premier for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

No. 24.

