



MANITOBA

ORDER IN COUNCIL

DATE: **May 26, 2021**

ORDER IN COUNCIL NO.: **164/2021**

RECOMMENDED BY: **Minister of Infrastructure**

ORDER

The Declaration of State of Emergency in the whole of the Province of Manitoba due to the communicable disease known as COVID-19 dated March 20, 2020 and last extended by Order in Council 141/2021 is hereby extended for a further period of 30 days, commencing as of 4:00 p.m. on May 29, 2021.

AUTHORITY

The Emergency Measures Act, C.C.S.M. c. E80, states:

Declaration of a state of emergency

10(1) In the event of a major emergency or disaster the minister may declare a state of emergency in respect to all or any part of the province.

Description of emergency and affected area

10(2) A declaration of a state of emergency

- (a) must describe the major emergency or disaster that is the subject of the declaration;
- (b) must state whether the declaration applies to all or a part of the province;
- (c) must, if the declaration applies to a part of the province, describe the affected area; and
- (d) must, if the duration of the declaration is to be less than 30 days, state its duration.

Communication of declaration

10(3) Immediately after the declaration of a state of emergency, the minister shall cause the details of the declaration to be communicated by the most appropriate means to the residents of the affected area.

Duration of declaration

10(4) A declaration under subsection (1) is valid for a period of 30 days beginning on the day the declaration is made, unless a shorter period is stated in the declaration in accordance with clause (2)(d). The Lieutenant Governor in Council may, if necessary, extend the duration of a declaration — with any changes to the geographic area affected by the declaration considered necessary — for further periods of up to 30 days each, in which case subsections (2) and (3) apply.

Statutes and Regulations Act does not apply

10(5) *The Statutes and Regulations Act* does not apply to a declaration under subsection (1) or to an extension of the duration of a declaration under subsection (4).

BACKGROUND

1. On March 20, 2020, pursuant to subsection 10(1) of *The Emergency Measures Act*, the Minister responsible for *The Emergency Measures Act* issued a Declaration of State of Emergency in the whole of the Province of Manitoba due to COVID-19 as of 4:00 p.m., March 20, 2020.

2. The Declaration of State of Emergency dated March 20, 2020, was last extended for a further period of 30 days commencing on April 30, 2021, by Order in Council 141/2021, in accordance with the provisions of subsection 10(4) of *The Emergency Measures Act*.
3. The Lieutenant Governor in Council deems it necessary to extend the duration of the Declaration of State of Emergency for a further period of 30 days, in accordance with the provisions of subsection 10(4) of *The Emergency Measures Act*.