



Civil Contingencies Act 2004

2004 CHAPTER 36

PART 1

LOCAL ARRANGEMENTS FOR CIVIL PROTECTION

Contingency planning

4 Advice and assistance to the public

- (1) A body specified in [^{F1}paragraph 1, 13 or 18A] of Schedule 1 shall provide advice and assistance to the public in connection with the making of arrangements for the continuance of commercial activities by the public, or the continuance of the activities of bodies other than public or local authorities whose activities are not carried on for profit, in the event of an emergency.
- (2) A Minister of the Crown may, in relation to a body specified in [^{F2}paragraph 1] of that Schedule, make regulations about—
 - (a) the extent of the duty under subsection (1);
 - (b) the manner in which the duty under subsection (1) is to be performed.
- (3) The Scottish Ministers may, in relation to a body specified in paragraph 13 of that Schedule, make regulations about—
 - (a) the extent of the duty under subsection (1);
 - (b) the manner in which the duty under subsection (1) is to be performed.
- [^{F3}(3A) The Welsh Ministers may, in relation to a body specified in paragraph 18A of that Schedule, make regulations about—
 - (a) the extent of the duty under subsection (1);
 - (b) the manner in which the duty under subsection (1) is to be performed.]
 - (4) Regulations under [^{F4}subsection (2), (3) or (3A)] may, in particular—
 - (a) permit a body to make a charge for advice or assistance provided on request under subsection (1);

Changes to legislation: Civil Contingencies Act 2004, Section 4 is up to date with all changes known to be in force on or before 06 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- (b) make provision of a kind permitted to be made by regulations under section 2(5)(a) to (i) and (o) to (s).
- (5) Regulations by virtue of subsection (4)(a) must provide that a charge for advice or assistance may not exceed the aggregate of—
 - (a) the direct costs of providing the advice or assistance, and
 - (b) a reasonable share of any costs indirectly related to the provision of the advice or assistance.
- (6) A Minister of the Crown may issue guidance to a body specified in [^{F5}paragraph 1] of that Schedule about the matters specified in subsections (2) and (4).
- (7) The Scottish Ministers may issue guidance to a body specified in paragraph 13 of that Schedule about the matters specified in subsections (3) and (4).
- [^{F6}(7A) The Welsh Ministers may issue guidance to a body specified in paragraph 18A of that Schedule about the matters specified in subsections (3A) and (4).]
- (8) A body shall—
 - (a) comply with regulations under [^{F7}subsection (2), (3) or (3A)] , and
 - (b) have regard to guidance under [^{F8}subsection (6), (7) or (7A)] .

Textual Amendments

- F1** Words in s. 4(1) substituted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(a\)](#)
- F2** Words in s. 4(2) substituted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(b\)](#)
- F3** S. 4(3A) inserted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(c\)](#)
- F4** Words in s. 4(4) substituted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(d\)](#)
- F5** Words in s. 4(6) substituted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(e\)](#)
- F6** S. 4(7A) inserted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(f\)](#)
- F7** Words in s. 4(8)(a) substituted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(g\)](#)
- F8** Words in s. 4(8)(b) substituted (24.5.2018) by [The Welsh Ministers \(Transfer of Functions\) Order 2018 \(S.I. 2018/644\)](#), arts. 1(1), [41\(4\)\(h\)](#)

Commencement Information

- I1** S. 4 partly in force; s. 4 not in force at Royal Assent see s. 34; s. 4(2)(4)(5) in force for specified purposes at 22.7.2005 and s. 4(1)(6)(8) in force for specified purposes at 14.11.2005 and s. 4(1)(2)(4)(5)(6)(8) in force for further specified purposes at 15.5.2006 by [S.I. 2005/2040](#), arts. [2\(b\)](#), [3\(d\)](#), [4](#); s. 4(3)(7) in force and s. 4(4)(5) in force for specified purposes (S.) at 6.10.2005 and s. 4(1)(8) in force for further specified purposes (S.) at 14.11.2005 and s. 4(1) in force for further specified purposes (S.) at 15.5.2006 by [S.S.I. 2005/493](#), arts. [3\(e\)\(f\)](#), [4\(d\)\(e\)](#), [5](#)

Changes to legislation:

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 1 para. 11A inserted by [2006 c. 16 Sch. 11 para. 174](#) (Sch. 11 para. 174 repealed (12.1.2010) without ever being in force by 2009 c. 23, Sch. 22 Pt. 8; S.I. 2009/3345, art. 2, Sch. para 27(d))
- Sch. 1 para. 19(2)(d) and word inserted by [2023 c. 52 Sch. 17 para. 15\(2\)\(b\)](#)
- Sch. 1 para. 30(2)(d) and word inserted by [2023 c. 52 Sch. 17 para. 15\(3\)\(b\)](#)