

# Injects for Phase 2 – Regional and International Assistance

## Infrastructure

### Infrastructure Inject 1 –



#### Entry of telecommunications equipment


A large international NGO is requesting to bring in a number of satellite phones and drones for use as part of the emergency response operation. They are requesting information about the approval procedures to be followed.

**Task:** Advise the NGO which agencies are responsible and what approval procedures are required and any special conditions about the use of such equipment.

#### Discussion questions:

(See Reference IDRL Checklist)

	<p><b>Q4</b></p>	<p><b>Do your country’s laws and regulations outline a process for requesting/welcoming offers of international disaster assistance, and for terminating international assistance?</b></p>
<ul style="list-style-type: none"> <li><input type="checkbox"/> Is there a specific governmental entity responsible for requesting international disaster assistance or accepting offers?</li> <li><input type="checkbox"/> Are there procedures in place for such requests? Do your country’s laws specify the level of detail to be included in the requests?</li> <li><input type="checkbox"/> Are the procedures in place to ensure coordination and exchange of information about specific needs between the entity responsible for requesting international assistance and the national disaster management agency or civil protection?</li> <li><input type="checkbox"/> Are the procedures clearly stipulated and the information easily accessible to governmental and non-state actors wishing to provide assistance?</li> <li><input type="checkbox"/> Are there provisions in the law about the acceptance or refusal of international offers of assistance?</li> </ul>		
	<p><b>Q5</b></p>	<p><b>Do your country’s laws and regulations provide for necessary legal facilities to be provided to international assisting actors?</b></p>
<p><u>Customs arrangements for specialized goods and equipment</u></p> <p><i>Communications equipment</i></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Does the disaster risk management or telecommunications law provide exceptions or simplified procedures to import/export restrictions?</li> <li><input type="checkbox"/> Does it allow for speedy licensing or waiver of license requirements in disasters?</li> </ul>		

	Q6	<b>Do your country's laws provide appropriate legal facilities for disaster preparedness and response?</b>
<p><u>Licensing of UAVs</u></p> <p><input type="checkbox"/> Does the law provide a clear legal framework for the humanitarian use of UAVs and/or refer to the Humanitarian UAV Code of Conduct and Guidelines and the International Civil Aviation Organization Circular on Unmanned Aircraft Systems (UAS)?</p>		

**Check laws and policies related to:**

- Disaster management / emergency management / civil protection / humanitarian assistance
- Foreign affairs
- Customs
- National Security
- Telecommunications
- Taxation

**See Model IDRL Provisions for the CDM Model Legislation**

**Notes for Traffic Light exercise:**

- Consider the extent to which current laws and policies address the issues raised and whether they have the level of detail required.

**Infrastructure Inject 2 –**




**Entry of vehicles**

An international NGO has shipped 10 4WD electric vehicles into the country and they are currently in customs awaiting clearance. A customs official has expressed concern that there are no charging stations in the impact zone to recharge the vehicles coupled with the unavailability of reliable power due to distribution challenges. The international NGO is demanding the immediate release of the vehicles because it is holding up its urgent response operations and is requesting special exemptions from usual registration requirements and fees.

**Task:** Can the organisation bring in their vehicles, and under what conditions? Identify the relevant government entities which need to be involved and applicable laws and policies which apply.

**Discussion questions:**

(See Reference IDRL Checklist)

	Q4	<b>Do your country’s laws and regulations outline a process for requesting/welcoming offers of international disaster assistance, and for terminating international assistance?</b>
<ul style="list-style-type: none"> <li><input type="checkbox"/> Is there a specific governmental entity responsible for requesting international disaster assistance or accepting offers?</li> <li><input type="checkbox"/> Are there procedures in place for such requests? Do your country’s laws specify the level of detail to be included in the requests?</li> <li><input type="checkbox"/> Are the procedures in place to ensure coordination and exchange of information about specific needs between the entity responsible for requesting international assistance and the national disaster management agency or civil protection?</li> <li><input type="checkbox"/> Are the procedures clearly stipulated and the information easily accessible to governmental and non-state actors wishing to provide assistance?</li> <li><input type="checkbox"/> Are there provisions in the law about the acceptance or refusal of international offers of assistance?</li> </ul>		
	Q5	<b>Do your country’s laws and regulations provide for necessary legal facilities to be provided to international assisting actors?</b>
<p><i>Vehicles</i></p> <ul style="list-style-type: none"> <li><input type="checkbox"/> Does the motor vehicle law provide any special or simplified provisions for the importation and registration of foreign vehicles for relief and recovery work?</li> </ul>		
	Q6	<b>Do your country’s laws and regulations set out quality standards for international assisting actors?</b>
<ul style="list-style-type: none"> <li><input type="checkbox"/> Does the country’s national laws and regulations provide for minimum standards in humanitarian/early recovery activities?</li> </ul>		

## Injects Phase 2 – Regional and International Assistance

- Are assisting actors and their personnel abiding by the country's domestic laws and applicable international law?
- Are there minimum standards set out in your laws and regulations in line with international quality standards?
  - Is it carried out so as to minimize negative impacts on the local community, economy, job markets, development objectives and the environment?

### **Check laws and policies related to:**

- Disaster management / emergency management / civil protection / humanitarian assistance
- Foreign affairs
- Customs
- Ports
- Transport/Motor vehicles/Insurance
- Taxation

### **See Model IDRL Provisions for the CDM Model Legislation**

### **Notes for Traffic Light exercise:**

- Consider the extent to which current laws and policies address the issues raised and whether they have the level of detail required.

**Infrastructure Inject 3 –**

**Quality and accountability (shelter)**


An international NGO has been providing emergency shelter assistance in a number of affected communities, however they have been distributing expensive tents which far exceed the size and quality of the shelter materials recommended by the Shelter Cluster. Due to the high cost, their supply of tents is limited, so the INGO has been distributing them on a "first come, first serve" basis, which has resulted in fights breaking out at distribution points. Community members are complaining about unfairness, and demanding that all organisations be required to distribute the expensive tents.


**Task:** Decide the best way to address this situation, and in doing so consider:

- What are the standards for emergency shelter materials?
- Who is responsible for ensuring the standards are complied with?

**Discussion questions:**

*(See Reference IDRL Checklist)*

	<b>Q6</b>	<b>Do your country's laws and regulations set out quality standards for international assisting actors?</b>
<input type="checkbox"/> Does the country's national laws and regulations provide for minimum standards in humanitarian/early recovery activities? <ul style="list-style-type: none"> <li>○ Are assisting actors and their personnel abiding by the country's domestic laws and applicable international law?</li> <li>○ Are they coordinating with domestic authorities and other assisting actors?</li> <li>○ Are they respecting the human dignity of disaster-affected persons at all times?</li> </ul>		
<input type="checkbox"/> Is the disaster relief and initial recovery assistance provided in accordance with the principles of humanity, neutrality and impartiality?		
<input type="checkbox"/> Are there minimum standards set out in your laws and regulations in line with international quality standards? <ul style="list-style-type: none"> <li>○ Is the support responsive to the special needs of vulnerable groups and adequate for the needs identified?</li> <li>○ Is it provided by competent and adequately trained personnel, in a transparent manner?</li> <li>○ Is it carried out with the appropriate involvement of affected persons, in a manner that is sensitive to cultural, social and religious customs and traditions?</li> <li>○ Is it carried out so as to minimize negative impacts on the local community, economy, job markets, development objectives and the environment?</li> </ul>		

	Q9	<b>Do your country's laws and regulations provide adequate transparency, safeguards and accountability mechanisms governing international disaster relief and initial recovery assistance?</b>
<input type="checkbox"/> Is there a mechanism in place to remove the eligibility to receive legal facilities from international actors in case of violation of the quality standards in place (as detailed in question 6 above)?		

**Check laws and policies related to:**

- Disaster management / emergency management / civil protection / humanitarian assistance
- International organizations
- Non-governmental organizations
- Anti-corruption

**See Model IDRL Provisions for the CDM Model Legislation**

**Notes for Traffic Light exercise:**

- Consider the extent to which current laws and policies address the issues raised and whether they have the level of detail required.