LAW OF GEORGIA
ON STATE OF EMERGENCY

Article 1
1. A state of emergency is a temporary measure that shall be declared in accordance with the legislation of Georgia in the interests of ensuring the security of the citizens of Georgia during war or mass disorder, encroachment upon the territorial integrity of the country, military coups and armed insurrections, ecological disasters and outbreaks of epidemic, natural calamities, large scale accidents, epizooty, or in other cases when the state authorities are unable to exercise their constitutional powers in a normal fashion.
2. The purpose of the declaration of a state of emergency is the normalisation of the situation as quickly as possible, and the restoration of law and order.

Article 2
1. The President of Georgia shall declare a state of emergency throughout the whole territory of Georgia or in certain parts thereof, and it shall require countersignature by the Prime Minister of Georgia.
2. The President of Georgia shall notify the population through mass media of the declaration of a state of emergency throughout the whole territory of the country or in certain parts thereof, and shall submit the decision to the Parliament of Georgia for approval within 48 hours after its declaration. If the Parliament of Georgia does not approve the decision of the President of Georgia on the declaration of a state of emergency, the state of emergency shall be deemed cancelled from that moment.
3. During the state of emergency the President of Georgia shall issue decrees having the force of laws, provided they are countersigned by the Prime Minister, which shall be submitted to the Parliament of Georgia for approval within 48 hours.
4. The Parliament of Georgia shall approve a decree issued during a state of emergency by the President of Georgia and countersigned by the Prime Minister of Georgia that restricts the rights and freedoms listed in Articles 18, 20, 21, 22, 24, 25, 30, 33, and 41 of the Constitution of Georgia. The text of the decree shall be broadcast through mass media at least once in every two hours within a day after its signature.


Article 3
1. The motives for the adoption of such a decision shall be indicated in the presidential edict for a declaration of a state of emergency, together with the period of validity of the state of emergency and its territorial boundaries.
2. The President of Georgia may extend the period of validity of a declared state of emergency or cancel it before the expiry of the period of validity, provided such extension or cancellation is countersigned by the Prime Minister of Georgia and has the consent of the Parliament of Georgia.
3. The Parliament of Georgia shall adopt a law on the cancellation of a state of emergency if it considers that the condition provided for by Article 1 of this Law, on the basis of which the state of emergency has been declared, does not exist anymore.
4. Decisions on the declaration of a state of emergency, the extension of its validity period, or on its cancellation, shall be in force from the moment of their adoption, unless otherwise provided for by the legislation of Georgia, and shall be published immediately.
5. All decrees issued during a state of emergency by the President of Georgia shall be deemed repealed immediately after the cancellation of the state of emergency.


Article 4
During a state of emergency, the supreme bodies of the executive authority of Georgia, depending on specific circumstances, within the scope of their authority, and in accordance with the requirements of legislation, may carry out the following measures:
a) strengthen public order and protect those facilities that ensure the activities of the population and the functioning of the economy;
b) temporarily resettle citizens from districts that are dangerous to live in, and at the same time provide them with necessary stationary or other temporary dwellings;
c) introduce a special regime of the entry into and exit of citizens from the areas which are under the state of emergency;
d) if necessary, restrict the right of free movement of citizens and stateless persons and prohibit them from leaving their places of residence or other places of accommodation without an appropriate permit, remove those who violate public order, or relocate those who are not inhabitants of a given place to their permanent places of residence or outside the area of the state of emergency and at their own expense;
e) temporarily seize firearms, melee weapons, and ammunition from citizens, and seize military training vehicles, explosives, radioactive substances and materials, and strong chemical and poisonous substances from enterprises, institutions and organisations;
f) prohibit the arrangement of gatherings, meetings, street processions and demonstrations, as well as entertainment, sports and other mass actions;
g) make changes to the production, manufacturing, and delivery plans of state enterprises and organisations, and resolve other matters related to their economic activities, and also establish a special regime of operation of state and private enterprises,
Article 8
Infringement of the requirements established by Article 4(c), (d), (f), (j) and (l-p), as well as the requirements provided for by Article 7(1), shall result in administrative liability as provided for by legislation.

Article 9
The military forces of Georgia, acting in accordance with this Law and other relevant normative acts, may be used for the elimination of the consequences of a state of emergency, and the protection of public order and the safety of citizens, on the basis of an order of the President of Georgia and the consent of the Parliament of Georgia.

Article 10
1. For the purposes of coordinating the actions, the management of, and interaction with, the forces called upon for the elimination of the consequences of a state of emergency, on the basis of a decree of the President of Georgia, together with the countersignature of the Prime Minister of Georgia, the Government of Georgia may be required to create ad hoc bodies on the basis of an ordinance, and/or to appoint a representative of the Government of Georgia and/or a commander, in locations to which the state of emergency applies, and to define the scope of authority of such persons.

http://www.matsne.gov.ge
2. In locations to which a state of emergency applies, a representative of the Government of Georgia and/or a commander shall issue orders to fulfil the requirements of normative acts adopted by the Government of Georgia that regulate, within the scope of this Law, matters related to facilitating the regime of the state of emergency.

Law of Georgia No 1022 of 6 September 2013 - website, 23.9.2013
Law of Georgia No 3134 of 4 March 2015 - website, 23.3.2015
Law of Georgia No 1682 of 7 December 2017 - website, 14.12.2017

Article 11
During a state of emergency, and on the basis of a decision of a governmental institution defined by an ordinance of the Government of Georgia, experts with relevant training and experience, either from Georgia or from abroad, may be invited to help with the elimination of the consequences of natural calamities, large scale accidents, disasters, outbreaks of epidemic, and epizooty.

Law of Georgia No 2169 of 7 May 2003 - LHG I, No 15, 4. 6. 2003, Art. 102

Article 12
The Parliament of Georgia shall be granted the right to change the territorial jurisdiction for civil and criminal cases established by law.

Article 13
1. During a state of emergency, or for the purposes of its prevention, the State shall provide dwelling areas and compensation for material damage, and shall ensure assistance in job seeking, and otherwise assist citizens who have suffered due to actions undertaken for the elimination of the state of emergency.

2. The Government of Georgia shall define the conditions and procedures for allocating dwelling areas and compensation for damage, and for rendering other required assistance under the legislation of Georgia.


Article 14
1. If the state authorities are not able to ensure the requisite performance of their functions in locations to which a state of emergency applies, the President of Georgia may, by decree and with the countersignature of the Prime Minister of Georgia, establish a provisional government until the cancellation of the state of emergency in accordance with the legislation of Georgia, by which he/she shall impose an obligation on the Government of Georgia to form, on the basis of an ordinance, a temporary authority exercising powers of governance, or to appoint an official and define the said official's powers.

2. In the cases provided for by paragraph 1 of this article, the powers of the relevant state bodies shall be suspended temporarily, and the performance of their functions shall be transferred to the newly established body or official appointed by ordinance of the Government of Georgia, which/who, within their powers and in accordance with the legislation of Georgia, may:
   a) apply the measures provided for by Article 4 of this Law;
   b) temporarily perform the functions of local self-government bodies;
   c) submit proposals on state, economic and social construction matters to the higher state authorities of Georgia;
   d) in accordance with the legislation of Georgia, subordinate state enterprises, and institutions and organisations located in the relevant area, in accordance with the procedures defined by the Government of Georgia.


Article 15
The Ministry of Foreign Affairs of Georgia shall immediately notify the Secretary-General of the United Nations about the declaration and cancellation of a state of emergency.

Article 16
1. This Law shall enter into force upon its promulgation.


President of Georgia
Tbilisi
17 October 1997
No 972_lb

Eduard Shevardnadze