

Fire and Rescue Services Act 2004

CHAPTER 21

FIRE AND RESCUE SERVICES ACT 2004

PART 1

FIRE AND RESCUE AUTHORITIES

- 1 Fire and rescue authorities
- 2 Power to create combined fire and rescue authorities
- 3 Creation of combined fire and rescue authorities: supplementary
- 4 Combined authorities under the Fire Services Act 1947
- 5 Powers of combined fire and rescue authorities

PART 2

FUNCTIONS OF FIRE AND RESCUE AUTHORITIES

Core functions

- 6 Fire safety
- 7 Fire-fighting
- 8 Road traffic accidents
- 9 Emergencies

Other functions

- 10 Directions relating to particular fires and emergencies
- 11 Power to respond to other eventualities
- 12 Other services

Assistance in discharge of functions

- 13 Reinforcement schemes
- 14 Directions as to reinforcement schemes

15	Arrangements with other employers of fire-fighters					
	Discharge of functions by others					
16 17	Arrangements for discharge of functions by others Directions as to arrangements under section 16					
	Supplementary					
18 19	Training centres Charging					
20	Exercise of powers at or under sea					
	PART 3					
	ADMINISTRATION					
	Fire and Rescue National Framework					
21 22 23 24 25	Fire and Rescue National Framework Intervention by Secretary of State Intervention protocol Best value Report					
	Supervision					
26 27 28	Information Inquiries Inspectors					
	Equipment etc					
29 30	Equipment, facilities, services and organisations Directions for public safety purposes					
	Training etc					
31	Training institution and centres					
	PART 4					
	EMPLOYMENT					
	Negotiating bodies					
32 33	Negotiating bodies Guidance					
	Pensions etc					
34 35 36	Pensions etc Information in connection with pensions etc Preservation of existing pension scheme					
	Police					

Prohibition on employment of police

PART 5

WATER SUPPLY

38	Duty	to	secure	water	supp]	ly	etc

- 39 Supply of water by water undertakers
- 40 Emergency supply by water undertaker
- 41 Supply by other persons
- 42 Fire hydrants
- 43 Notice of works affecting water supply and fire hydrants

PART 6

SUPPLEMENTARY

Powers in the event of emergency etc

44 Powers of fire-fighters etc in an emergency etc

Powers of entry

- 45 Obtaining information and investigating fires
- 46 Supplementary powers
- 47 Notices: general
- 48 Notices given electronically

False alarms

49 False alarms of fire

Advisory bodies

50 Payments in respect of advisory bodies

Consequential provision

- 51 Abolition of Central Fire Brigades Advisory Council
- 52 Repeal of Fire Services Act 1947
- 53 Amendments
- 54 Repeals

PART 7

GENERAL

- 55 Pre-commencement consultation
- 56 Inquiries: supplementary
- 57 Meaning of "local authority" Meaning of "emergency"
- 58
- 59 Financial provision
- 60 Orders and regulations
- 61 Commencement
- 62 Wales
- Extent 63
- 64 Short title

SCHEDULES

SCHEDULE 1 — Minor and consequential amendments

- 1 Explosives Act 1875 (c. 17)
- 2 Forged Transfers Act 1891 (c. 43)
- 3 Celluloid and Cinematograph Film Act 1922 (c. 35)
- 4 Petroleum (Consolidation) Act 1928 (c. 32)
- 5 London Building Act 1930 (c. clviii)
- 6 Public Health Act 1936 (c. 49)
- 7 London Building Acts (Amendment) Act 1939 (c. xcvii)
- 8 In section 20(2A) (fire precaution conditions)— (a) for "fire authority"...
- 9 (1) In the provisions mentioned in sub-paragraph (2), for "fire...
- 10 Statutory Orders (Special Procedure) Act 1945 (c. 18)
- 11 Civil Defence Act 1948 (c. 5)
- 12 Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951 (c. 65)
- 13 Town and Country Planning Act 1959 (c. 53)
- 14 Caravan Sites and Control of Development Act 1960 (c. 62)
- 15 Land Compensation Act 1961 (c. 33)
- 16 Public Health Act 1961 (c. 64)
- 17 Pipe-lines Act 1962 (c. 58)
- 18 Stock Transfer Act 1963 (c. 18)
- 19 Industrial and Provident Societies Act 1965 (c. 12)
- 20 Gas Act 1965 (c. 36)
- 21 Public Works Loans Act 1965 (c. 63)
- 22 National Loans Act 1968 (c. 13)
- 23 Greater London Council (General Powers) Act 1968 (c. xxxix)
- 24 Gaming Act 1968 (c. 65)
- 25 Transport Act 1968 (c. 73)
- 26 Greater London Council (General Powers) Act 1969 (c. lii)
- 27 Fire Precautions Act 1971 (c. 40)
- 28 (1) In the provisions mentioned in sub-paragraph (2), for "fire...
- 29 In section 20 (exercise of inspectors' powers)—
- 30 Section 29 (extension of provisions of the Fire Services Act...
- 31 (1) Section 40 (application to Crown) is amended as follows....
- 32 In section 41 (application to UK Atomic Energy Authority premises)
- 33 (1) Section 43 (interpretation) is amended as follows.
- 34 Pensions (Increase) Act 1971 (c. 56)
- 35 (1) Schedule 2 (official pensions) is amended as follows.
- 36 (1) Paragraph 6(1) of Schedule 3 (meaning of "local authority")...
- 37 Superannuation Act 1972 (c. 11)
- 38 Local Government Act 1972 (c. 70)
- 39 (1) Section 100J (authorities to which Part 5A applies) is...
- 40 Omit section 112(4)(c) (officers to whom subsection (3) does not...
- 41 (1) Section 168(5) (local financial returns: meaning of "local authority")...
- 42 Local Government Act 1974 (c. 7)
- 43 Greater London Council (General Powers) Act 1974 (c. xxiv)
- Health and Safety at Work etc Act 1974 (c. 37)
- 45 Control of Pollution Act 1974 (c. 40)

- 46 Greater London Council (General Powers) Act 1975 (c. xxx)
- 47 Safety of Sports Grounds Act 1975 (c. 52)
- 48 Race Relations Act 1976 (c. 74)
- 49 Local Government, Planning and Land Act 1980 (c. 65)
- 50 Highways Act 1980 (c. 66)
- 51 Zoo Licensing Act 1981 (c. 37)
- 52 New Towns Act 1981 (c. 64)
- 53 Acquisition of Land Act 1981 (c. 67)
- Local Government (Miscellaneous Provisions) Act 1982 (c. 30)
- 55 Road Traffic Regulation Act 1984 (c. 27)
- 56 Food Act 1984 (c. 30)
- 57 Building Act 1984 (c. 55)
- 58 Local Government Act 1985 (c. 51)
- 59 (1) Section 42 (reorganisation of functions) is amended as follows....
- 60 In section 60(3) (pensions liabilities of police and fire authorities),...
- 61 In paragraph 5(a) of Schedule 11 (police and fire services:...
- 62 Housing Act 1985 (c. 68)
- 63 Fire Safety and Safety of Places of Sport Act 1987 (c. 27)
- 64 Income and Corporation Taxes Act 1988 (c. 1)
- 65 Local Government Act 1988 (c. 9)
- 66 Dartford-Thurrock Crossing Act 1988 (c. 20)
- 67 Environment and Safety of Information Act 1988 (c. 30)
- 68 Local Government Finance Act 1988 (c. 41)
- 69 Road Traffic Act 1988 (c. 52)
- 70 Football Spectators Act 1989 (c. 37)
- 71 Local Government and Housing Act 1989 (c. 42)
- 72 Town and Country Planning Act 1990 (c. 8)
- 73 National Health Service and Community Care Act 1990 (c. 19)
- 74 Smoke Detectors Act 1991 (c. 37)
- 75 Water Industry Act 1991 (c. 56)
- 76 (1) Section 57 (duty to supply water for fire-fighting) is...
- 77 In section 147(1) (charging for emergency use of water)—
- 78 In paragraph 15 of Schedule 4A (premises not to be...
- 79 Water Resources Act 1991 (c. 57)
- 80 Severn Bridges Act 1992 (c. 3)
- 81 Local Government Finance Act 1992 (c. 14)
- 82 Local Government Act 1992 (c. 19)
- 83 Local Government (Overseas Assistance) Act 1993 (c. 25)
- Welsh Language Act 1993 (c. 38)
- 85 Vehicle Excise and Registration Act 1994 (c. 22)
- 86 London Local Authorities Act 1995 (c. x)
- 87 Merchant Shipping Act 1995 (c. 21)
- 88 Audit Commission Act 1998 (c. 18)
- 89 Crime and Disorder Act 1998 (c. 37)
- 90 Local Government Act 1999 (c. 27)
- 91 In section 1(1) (best value authorities), for paragraph (e) substitute—...
- 92 In section 29(2)(a) (modifications of Part 1 for Wales: authorities...
- 93 London Local Authorities Act 2000 (c. vii)
- 94 Local Government Act 2000 (c. 22)
- 95 Freedom of Information Act 2000 (c. 36)
- 96 Capital Allowances Act 2001 (c. 2)
- 97 Criminal Justice and Police Act 2001 (c. 16)
- 98 Licensing Act 2003 (c. 17)

- 99 Local Government Act 2003 (c. 26)
- 100 In section 23(1) (local authorities) for paragraph (m) substitute—
- 101 In section 33(1) (interpretation of Chapter 1) for paragraph (1)...
- In section 99(7) (performance categories of English local authorities), in...
- 103 In section 101(7) (staff transfer matters: general), omit paragraph (b)...
- 104 Fire Services Act 2003 (c. 36)
- 105 (1) Section 1 (Secretary of State's powers) is amended as...
- 106 (1) Section 3 (supplemental provisions) is amended as follows.

SCHEDULE 2 — Repeals