

1991 No. 219

FIRE SERVICES

**The Fire Services (Appointments and Promotion)
(Amendment) Regulations (Northern Ireland) 1991**

Made 22nd May 1991

Coming into operation 1st July 1991

The Department of the Environment, in exercise of the powers conferred on it by Articles 2(2), 9(5) and 52(1) of the Fire Services (Northern Ireland) Order 1984(a) and of all other powers enabling it in that behalf, makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Fire Services (Appointments and Promotion) (Amendment) Regulations (Northern Ireland) 1991 and shall come into operation on 1st July 1991.

Regulations amended

2. The Fire Services (Appointments and Promotion) Regulations (Northern Ireland) 1979(b) shall be amended in accordance with the following paragraphs.

(1) For the word "fireman", where it occurs, substitute the word "firefighter".

(2) Omit regulation 2(2) (interpretation).

(3) In regulation 7 (promotion to a rank higher than that of fireman)—

(a) in paragraph (2) for the words "service and shall" substitute the words "service, shall" and after the words "Schedule 1" add the words ", and shall have obtained a certificate in first aid in the period of 3 years immediately preceding entry for the examination in Part II of Schedule 1 which he has passed";

(b) for paragraph (6) substitute the following paragraphs—

"(6) Subject to paragraph (6A) a member of the brigade shall not be eligible to enter for any of the examinations specified in Part I of Schedules 1 or 2, or in Schedule 3, as the case may be, if

- (a) (i) in the immediately preceding year, he entered for the examination in question but failed to attend the sitting of all papers for which he entered in that examination; and
(ii) he has not satisfied the Fire Services Examinations Board that he had a reasonable excuse for such failure, or

(a) S.I. 1984/1821 (N.I. 11); See Art. 2(2) for definition of "the Department"

(b) S.R. 1979 No. 167 as amended by S.R. 1985 No. 323 and S.R. 1989 No. 233

(b) in the 2 successive immediately preceding years he has failed the examination in question and has, on each occasion, obtained less than 25% of the total marks available in that examination.

(6A) Any excuse submitted for the purposes of paragraph (6)(a) must, where the examination to which the excuse relates occurs after 1st July 1991, be notified in writing to the Fire Services Examinations Board within 21 days from the date of the sitting of the final paper in that examination.”;

(c) in paragraph (7)(a) after the words “Part I of that Schedule” insert the words “and has, in the period of 3 years immediately preceding the first-mentioned examination, obtained a certificate in first aid”.

(4) In Schedule 1 omit paragraph (c) of Part II.

Sealed with the Official Seal of the Department of the Environment on 22nd May 1991.

(L.S.)

Trevor Pearson

Assistant Secretary

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations further amend the Fire Services (Appointments and Promotion) Regulations (Northern Ireland) 1979 as follows:

- (a) references to a fireman in the 1979 Regulations are replaced by references to a firefighter and a consequential revocation is made in the interpretation provisions of those Regulations;
- (b) an additional qualification is imposed, namely, that to become a leading firefighter a member of the brigade must have obtained a certificate in first aid in the 3 years immediately preceding entry for the practical examination (for promotion to that rank) which he has passed. The Regulations also provide that to be eligible for that examination in the first place, a member must have obtained such a certificate in the 3 years immediately preceding entry. As a result the first aid test is omitted from that examination and consequential provision is made accordingly;
- (c) a member of the brigade who has entered for, but failed to take, all the papers in a written examination specified in the Regulations is ineligible to take that examination in the following year unless he had a reasonable excuse for such failure. Where the examination occurs after the date of the coming into operation of these Regulations the excuse must be notified in writing to the Examinations Board within 21 days from the date of the sitting of the final paper in that examination; and
- (d) a person who has obtained less than 25% of the overall marks obtainable in the same written examination in 2 successive years is ineligible to take that examination in the following year.