
DRAFT STATUTORY INSTRUMENTS

2006 No.

The Fire and Rescue Services (Northern Ireland) Order 2006

PART III
FIRE SAFETY
CHAPTER I
FIRE SAFETY DUTIES

Regulations

Risk assessments: power to make regulations

29.—(1) The Department may by regulations make provision about the carrying out of assessments and reviews under Articles 25 and 26.

- (2) Regulations under paragraph (1) may in particular make provision for or in connection with—
- (a) specifying matters which persons shall take into account when carrying out assessments and reviews in relation to substances specified in the regulations;
 - (b) specifying other matters which persons shall take into account when carrying out assessments and reviews;
 - (c) requiring persons to carry out assessments and reviews before employing persons of a description so specified;
 - (d) requiring persons in such circumstances as may be so specified to keep records of such information as may be so specified; and
 - (e) specifying circumstances in which reviews shall be carried out.

Fire safety: power to make regulations

30.—(1) The Department may by regulations make provision about fire safety in relevant premises.

- (2) Regulations under paragraph (1) may in particular make provision for or in connection with—
- (a) precautions which shall be taken or observed;
 - (b) imposing requirements on persons (including requirements about the enforcement of any provision included in the regulations);
 - (c) the provision, maintenance and keeping free from obstruction of any means of escape in case of fire;
 - (d) the provision and maintenance of means for securing that any means of escape can be safely and effectively used at all material times;
 - (e) the provision and maintenance of means for extinguishing fire and means for giving warning in the event of fire;

- (f) the internal construction of premises and the materials used in that construction;
- (g) prohibiting the presence or use in relevant premises of equipment of a description specified in the regulations, or prohibiting its presence or use unless standards, or conditions, so specified are complied with;
- (h) where relevant premises form part of a building, enabling arrangements to be entered into with owners or occupiers of other parts of the building for the purpose of enabling persons who are subject to duties imposed by virtue of this Part to comply with them;
- (i) securing that employees receive appropriate instruction or training in what to do in the event of fire;
- (j) securing that, in circumstances so specified, numbers of attendants so specified are stationed in parts of the relevant premises so specified;
- (k) the keeping of records of instruction or training given, or other things done, in pursuance of the regulations; and
- (l) the giving of assistance or information by any person concerned in the enforcement of requirements imposed by virtue of this Part to any other person so concerned for the purposes of any such requirement.

Power to make further provision for protection of fire and rescue officers, etc.

31.—(1) This Article applies where regulations under Article 30(1) make provision for or in connection with the maintenance of premises, facilities or equipment with a view to securing the safety of fire and rescue officers or other fire-fighters in the event of a fire in relevant premises (“safeguarding provision”).

(2) The Department may by regulations apply, subject to any modifications (specified in the regulations) that it considers necessary, the safeguarding provision to common areas of private dwellings.

(3) In paragraph (2), “common area” includes, where a stair, passage, garden, yard, garage, outhouse or other appurtenance of a private dwelling is used in common by the occupants of more than one private dwelling, that stair, passage, garden, yard, garage, outhouse or other appurtenance.