



Fire and Rescue Services Act 2004

2004 CHAPTER 21

PART 1

FIRE AND RESCUE AUTHORITIES

[^{F1}Fire and rescue authorities]

1 Fire and rescue authorities

- (1) The fire and rescue authority for an area is the authority determined under this section.
- (2) In England—
 - (a) a non-metropolitan county council is the fire and rescue authority for the county;
 - (b) a non-metropolitan district council for an area for which there is no county council is the fire and rescue authority for the area;
 - (c) the [^{F1}London Fire Commissioner] is the fire and rescue authority for Greater London;
 - (d) a metropolitan county fire and civil defence authority is the fire and rescue authority for the county;
 - (e) the Council of the Isles of Scilly is the fire and rescue authority for the Isles of Scilly.
- (3) In Wales—
 - (a) a county council is the fire and rescue authority for the county;
 - (b) a county borough council is the fire and rescue authority for the county borough.
- (4) This section is subject to [^{F2}—
 - (a) sections 2 and 4 (schemes constituting combined fire and rescue authorities for particular areas), and
 - (b) sections 4A and 4B (orders providing for police and crime commissioners to be fire and rescue authorities).]

Changes to legislation: There are currently no known outstanding effects for the Fire and Rescue Services Act 2004, Section 1. (See end of Document for details)

[^{F3}(5) This section is also subject to—

- (a) an order under Part 6 of the Local Democracy, Economic Development and Construction Act 2009 which transfers the functions of a fire and rescue authority to a combined authority established under section 103 of that Act;
- (b) an order under Chapter 1 of Part 2 of the Levelling-up and Regeneration Act 2023 which transfers the functions of a fire and rescue authority to a combined county authority established under section 9(1) of that Act.]

Textual Amendments

- F1** Words in s. 1(2)(c) substituted (31.1.2017 for specified purposes, 1.4.2018 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 2 para. 111](#); S.I. 2018/227, [reg. 4\(c\)](#)
- F2** Words in s. 1(4) substituted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 1 para. 3](#); S.I. 2017/399, [reg. 2](#), [Sch. para. 38](#)
- F3** S. 1(5) substituted (26.12.2023) by [Levelling-up and Regeneration Act 2023 \(c. 55\)](#), s. 255(2)(c), [Sch. 4 para. 157](#) (with s. 247)

Commencement Information

- I1** S. 1 in force at 7.9.2004 for specified purposes except in relation to W. and 1.10.2004 otherwise except in relation to W. by [S.I. 2004/2304](#), [art. 2](#) (with [art. 3](#))
- I2** S. 1 in force at 10.11.2004 for W. by [S.I. 2004/2917](#), [art. 2](#)

Changes to legislation:

There are currently no known outstanding effects for the Fire and Rescue Services Act 2004, Section 1.