
STATUTORY INSTRUMENTS

2005 No. 1541

The Regulatory Reform (Fire Safety) Order 2005

PART 3

ENFORCEMENT

Enforcement of Order

26.—(1) Every enforcing authority must enforce the provisions of this Order and any regulations made under it in relation to premises for which it is the enforcing authority and for that purpose, except where a fire inspector or other person authorised by the Secretary of State is the enforcing authority, may appoint inspectors.

(2) In performing the duty imposed by paragraph (1), the enforcing authority must have regard to such guidance as the Secretary of State may give it.

(3) A fire and rescue authority has power to arrange with [^{F1}the Health and Safety Executive][^{F2}, Office for Nuclear Regulation] or the [^{F3}Office of Rail and Road] for such of the authority's functions under this Order as may be specified in the arrangements to be performed on its behalf by the Health and Safety Executive [^{F2}, Office for Nuclear Regulation] or the [^{F3}Office of Rail and Road], as the case may be, (with or without payment) in relation to any particular workplace.

Textual Amendments

- F1** Words in art. 26(3) substituted (1.4.2008) by [The Legislative Reform \(Health and Safety Executive\) Order 2008 \(S.I. 2008/960\)](#), art. 1, **Sch. 3** (with art. 21)
- F2** Words in art. 26 inserted (1.4.2014) by [Energy Act 2013 \(c. 32\)](#), s. 156(1), **Sch. 12 para. 89**; [S.I. 2014/251](#), art. 4
- F3** Words in art. 26(3) substituted (16.10.2015) by [The Office of Rail Regulation \(Change of Name\) Regulations 2015 \(S.I. 2015/1682\)](#), reg. 1(2), **Sch. para. 10(i)**

Changes to legislation:

The Regulatory Reform (Fire Safety) Order 2005, Section 26 is up to date with all changes known to be in force on or before 23 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- art. 9A inserted by [2022 c. 30 s. 156\(4\)](#)