
WELSH STATUTORY INSTRUMENTS

2013 No. 2723

**The Domestic Fire Safety (Definition
of Residence) (Wales) Order 2013**

Classes of residential premises

2.—(1) Section 6(1) of the Measure is amended as follows.

(2) At the appropriate places insert—

““dwelling-house” (“*ty annedd*”) has the meaning given in regulation 2(1) of the Building Regulations 2010⁽¹⁾

““flat” (“*fflat*”) has the meaning given in regulation 2(1) of the Building Regulations 2010”;

(3) In the definition of “residence”—

(a) for paragraphs (d) and (e) substitute—

“(d) hall of residence;

(e) a room or suite of rooms, which is not a dwelling-house or a flat and which is used by one or more persons to live and sleep and includes a room in a hostel or a boarding house, but does not include—

(i) a room in an hotel;

(ii) a room in a hostel provided for temporary accommodation to those who are ordinarily resident elsewhere;

(iii) a room in a hospital or other similar establishment used for patient accommodation;

(iv) rooms in a prison or young offender institution;

(v) premises for the accommodation of persons remanded on bail;

(vi) premises for the accommodation of persons who may be required to reside there by a probation order, or”

(b) insert after paragraph (e)—

“(f) children’s home, where “children’s home” has the meaning given in section 1 of the Care Standards Act 2000⁽²⁾ but which does not include—

(i) an institution within the further education sector as defined by section 91(3) of the Further and Higher Education Act 1992⁽³⁾;

(ii) an establishment used to accommodate children only for the purposes of any one or more of the following—

(aa) a holiday;

(bb) a leisure, sporting, cultural or educational activity;

(1) [S.I. 2010/2214](#), to which there are amendments not relevant to this Order.

(2) [2000 \(c. 14\)](#). Section 1 was amended by section 95 and paragraphs 1 and 2 of Schedule 5 to the Health and Social Care Act 2008 (c. 14); section 18 of the Criminal Justice and Public Order Act 1994 (c. 33).

(3) [1992 \(c. 13\)](#). There are amendments to section 91(3) which are not relevant to this Order.

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

so long as no one child is accommodated there for more than 28 days in any twelve month period;
(iii) a young offender institution, and”