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WELSH STATUTORY INSTRUMENTS

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**2013 No. 2727 (W. 262) (C. 109)**

**BUILDING AND BUILDINGS, WALES**

The Domestic Fire Safety (Wales) Measure  
2011 (Commencement No. 1) Order 2013

Made - - - - 22 October 2013

The Welsh Ministers, in exercise of the powers conferred on them by sections 8(1) and 9(3) of the Domestic Fire Safety (Wales) Measure 2011<sup>(1)</sup>, make the following Order:

**Title and interpretation**

1.—(1) The title of this Order is the Domestic Fire Safety (Wales) Measure 2011 (Commencement No. 1) Order 2013.

(2) In this Order—

“excepted energy building” (“*adeiladyddynni a eithrir*”) has the meaning given in the Schedule to the Welsh Ministers (Transfer of Functions) (No. 2) Order 2009<sup>(2)</sup>; and

“the Measure” (“*y Mesur*”) means the Domestic Fire Safety (Wales) Measure 2011.

**Appointed Day**

2.—(1) The following provisions of the Measure come into force on the appointed day subject to paragraph (3)—

- (a) sections 1(1) to (3);
- (b) section 1(4) for all remaining purposes; and
- (c) section 1(5).

(2) The appointed day is—

- (a) 30 April 2014 in relation to:
  - (i) care homes;
  - (ii) children’s homes;
  - (iii) halls of residence;
  - (iv) rooms for residential purposes; and

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(1) 2011 nawm 3  
(2) S.I. 2009/3019.

- (b) 1 January 2016 in relation to:
  - (i) dwelling-houses;
  - (ii) flats.
- (3) Paragraph (1) does not commence provisions of the Measure in relation to buildings which are—
  - (a) listed in accordance with section 1 of the Planning (Listed Buildings and Conservation Areas) Act 1990<sup>(3)</sup>;
  - (b) in a conservation area designated in accordance with section 69 of that Act;
  - (c) included in the schedule of monuments maintained under section 1 of the Ancient Monuments and Archaeological Areas Act 1979<sup>(4)</sup>;
  - (d) excepted energy buildings; or
  - (e) temporary buildings that is to say buildings with a planned time of use of two years or less.

22 October 2013

*Carl Sargeant*  
Minister for Housing and Regeneration, one of  
the Welsh Ministers

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<sup>(3)</sup> 1990 (c. 9).

<sup>(4)</sup> 1979 (c. 46). Section 1 was amended by Schedule 4 to the National Heritage Act 1983 (c. 47).

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## EXPLANATORY NOTE

*(This note is not part of the Order)*

This is the first commencement order made under the Domestic Fire Safety (Wales) Measure 2011. It brings section 1 of the Measure fully into force in two stages.

Section 1 comes into force on 30 April 2014 in relation to care homes, children's homes, halls of residence, certain types of hostels and boarding houses and on 1 January 2016 in relation to dwelling-houses and flats. Section 1 is not commenced in relation to certain types of building, see Article 2(3).

Section 1 requires residences to be provided with an automatic fire suppression system when they are completed or when they are first occupied as a residence. Section 1 confers power on the Welsh Ministers to prescribe the requirements with which an automatic fire suppression system must comply.