



# Fire (Scotland) Act 2005

## 2005 asp 5

### PART 2

#### FIRE AND RESCUE SERVICES

### CHAPTER 8

#### CENTRAL SUPERVISION AND SUPPORT

##### *Equipment, facilities and services*

#### **45 Directions for public safety purposes**

- (1) Where the Scottish Ministers consider it necessary to do so for public safety purposes, they may make an order (a “property and facilities order”) giving general or specific directions to a relevant authority (or two or more such authorities) about the use or disposal of property or facilities.
- (2) A direction under subsection (1) given to an authority may in particular include provision—
  - (a) about the use or disposal by the authority of property or facilities belonging to it or under its control;
  - (b) about the use by the authority of property or facilities belonging to or under the control of—
    - (i) another relevant authority; or
    - (ii) a person who has made, or is willing to make, the property or facilities available;
  - (c) requiring payments to be made by the authority to—
    - (i) another relevant authority; or
    - (ii) any other person,in respect of the use of property or facilities.
- (3) In subsection (2)(b) a reference to property or facilities belonging to a person includes a reference to land occupied by the person.

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*Status: Point in time view as at 02/08/2005.*

*Changes to legislation: There are currently no known outstanding effects for the Fire (Scotland) Act 2005, Cross Heading: Equipment, facilities and services. (See end of Document for details)*

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#### **46 Requirements concerning equipment and services**

The Scottish Ministers may make an order requiring a relevant authority (or two or more such authorities)—

- (a) to use and maintain equipment—
  - (i) specified in the order; or
  - (ii) of a description so specified; or
- (b) to use services—
  - (i) so specified; or
  - (ii) of a description so specified.

#### **47 Provision of equipment etc.**

- (1) The Scottish Ministers may—
  - (a) provide and maintain any equipment, facilities and services;
  - (b) contribute to the provision and maintenance of any equipment, facilities and services;
  - (c) establish and maintain any organisations; or
  - (d) contribute to the establishment and maintenance of any organisations,they consider appropriate for promoting the economy, efficiency and effectiveness of relevant authorities.
- (2) Subject to subsection (3), charges may be imposed for the use of equipment, facilities and services—
  - (a) provided by the Scottish Ministers under subsection (1)(a); or
  - (b) provided by an organisation established or maintained by the Scottish Ministers under subsection (1)(c).
- (3) Any such charge shall not exceed the costs reasonably incurred in providing the equipment, facility or service to which it relates.

**Status:**

Point in time view as at 02/08/2005.

**Changes to legislation:**

There are currently no known outstanding effects for the Fire (Scotland) Act 2005, Cross  
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