

*These notes refer to the Fire and Rescue Services Act 2004
(c.21) which received Royal Assent on Thursday 22 July 2004*

FIRE AND RESCUE SERVICES ACT 2004

EXPLANATORY NOTES

COMMENTARY ON SECTIONS

Part 6: Supplementary

Powers of entry

Section 45: Obtaining information and investigating fires

79. This section allows an authorised employee of a fire and rescue authority to enter premises to obtain information that is needed for the discharge of the core functions of fire fighting (section 7), dealing with road traffic accidents (section 8) and specified emergencies (section 9). In the case of premises where a fire has occurred, the section also allows an authorised employee to gain entry in order to investigate the cause and progression of the fire that has occurred there. Such entry cannot be forcible and 24 hours notice must be given to the occupier of a private dwelling, unless authorised by a justice of the peace.