
STATUTORY INSTRUMENTS

2017 No. 863

**FIRE AND RESCUE SERVICES, ENGLAND
POLICE, ENGLAND**

The Fire and Rescue Authority (Police and
Crime Commissioner) (Application of Local
Policing Provisions, Inspection, Powers to Trade
and Consequential Amendments) Order 2017

Made - - - - - *6th September 2017*

Laid before Parliament *8th September 2017*

Coming into force *1st October 2017*

**THE FIRE AND RESCUE AUTHORITY (POLICE AND
CRIME COMMISSIONER) (APPLICATION OF LOCAL
POLICING PROVISIONS, INSPECTION, POWERS TO TRADE
AND CONSEQUENTIAL AMENDMENTS) ORDER 2017**

PART 1

General

1. Citation, commencement and application
2. Interpretation

PART 2

Appointment, Suspension and Dismissal of the Chief Fire Officer

CHAPTER 1

Appointment

3. Appointment of the chief fire officer
4. No appointment until end of confirmation process
5. Notification of proposed appointment
6. Panel to review and report on proposed appointment
7. Power of panel to veto proposed appointment

Status: This is the original version (as it was originally made).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

8. Confirmation hearings
9. Next steps if no veto
10. Next steps if veto
11. Veto: proposal of reserve candidate
12. Panel's consideration of reserve candidate
13. Authority's consideration of report
14. Appointment of the chief fire officer

CHAPTER 2

Suspension

15. Suspension of the chief fire officer

CHAPTER 3

Dismissal

16. Dismissal of the chief fire officer
17. No dismissal until the end of the scrutiny process
18. Authority's duty to consult chief fire and rescue inspector for England
19. Notification and explanation of proposal to dismiss
20. Representations from the chief fire officer
21. Authority's response to representations
22. Role of panel
23. Authority's response to panel's recommendation

PART 3

Exercise of functions of Chief Fire Officer

24. Securing good value for money
25. Regard to the fire and rescue plan

PART 4

Inspection

26. Functions to be excluded from inspection

PART 5

Power to Trade

27. Power to trade in function-related activities

PART 6

Application with Modifications of Local Policing Enactments

28. The following local policing enactments apply to an Authority with...

PART 7

Consequential Amendments

29. The enactments set out in Schedule 2 are amended as...
Signature

SCHEDULE 1 — Modification of Local Policing Enactments in their application to an Authority

1. Elected Local Policing Bodies (Specified Information) Order 2011
2. Article 1(2) is to be read as if—
3. Article 2 is to be read as if—
4. The Schedule is to be read as if—
5. Elected Local Policing Bodies (Complaints and Misconduct) Regulations 2012
6. Police and Crime Panels (Precepts and Chief Constable Appointments) Regulations 2012

SCHEDULE 2 — Consequential Amendments

1. Amendment of the Local Government Officers (Political Restrictions) Regulations 1990
2. Amendment of the Late Payment of Commercial Debts (Interest) Act 1998 (Commencement No. 1) Order 1998
3. Amendment of the Redundancy Payments (Continuity of Employment in Local Government, etc) (Modification) Order 1999
4. Amendment of the Local Government (Best Value) Performance Indicators and Performance Standards (England) Order 2005
5. Amendment of the Council Tax (Demand Notices) (England) Regulations 2009
6. Amendment of the Elected Local Policing Bodies (Specified Information) Order 2011
7. Amendment of the Community Right to Challenge (Fire and Rescue Authorities and Rejection of Expressions of Interest) (England) Regulations 2012
8. Amendment of the Council Tax Reduction Schemes (Prescribed Requirements) (England) Regulations 2012
9. Amendment of the Re-use of Public Sector Information Regulations 2015
10. Amendment of the Trade Union (Facility Time Publication Requirements) Regulations 2017
11. Amendment of the Equality Act 2010 (Specific Duties and Public Authorities) Regulations 2017

Explanatory Note