

# Delegation of Powers (FS2-015)

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## Primary Information

### 1. Introduction

The purpose of this policy is to identify specific roles undertaken by Cornwall Fire & Rescue Service (CFRS) personnel, the associated powers available to them, their signatory powers and the warrants available to facilitate the use of those powers.

### 2. Photo ID card/Warrant for Operational Firefighters

All CFRS operational firefighting fire service personnel (grey book) are issued with a photo identity card (ID card) on completion of a recruits training course. The ID card also certifies the bearer's delegation of powers and authority in accordance with section 44, 45 and 46 of the Fire and Rescue Services Act 2004 (FRSA) for incident management and fire investigations.

#### [Fire and Rescue Services Act 2004](#)

- Section 44 - Powers of fire-fighters etc. in an emergency etc.
- Section 45 - Obtaining information and investigating fires
- Section 46 - Supplementary powers

**Important:** For the ID card to be valid as a warrant, the warrant must have the current Chief Fire officers name and signature. This is the written authority for the ID card holder, and delegation of powers under the Fire and Rescue Services Act 2004.

For more information regarding our policy on fire investigation refer to Fire Investigation (OPS1-022).

Operational firefighting fire service personnel (grey book) ID cards will display:

- This is to certify that the bearer is authorised by the Chief Fire Officer of Cornwall Fire & Rescue Services exercising delegation of powers, to exercise all powers under sections 44, 45 and 46 of the Fire and Rescue Services Act 2004.
- Cornwall Fire and Rescue Service Badge
- The card holders name, service number and photograph
- Cornwall Council telephone number 0300 1234 232

### **3. Photo ID card for Non-Operational Fire Safety Inspectors**

Non-operational (green book) business fire safety personnel receive their ID card when they enrol into the service and have no powers under the Fire and Rescue Services Act 2004.

ID Cards will display:

- Cornwall Council Badge
- The card holders name, and photograph
- Cornwall Council telephone number 0300 1234 100

The identification of CFRS personnel can be verified by calling or e-mailing the Community Safety Admin Team at St. Austell Community Fire Station (details below):

- Tel 01726 72582 (9am-5pm) or 0800 3581 999 (24 hours)
- [csadmin@fire.cornwall.gov.uk](mailto:csadmin@fire.cornwall.gov.uk)

#### **Replacement photo ID card for all Fire Service employees (grey and green book)**

Contact Service Support Admin Team at Service Headquarters regarding the issue of new and replacement ID cards. Photo ID cards should be updated whenever it is deemed necessary (e.g. if you no longer look like the image on your ID card).

Personnel leaving the Service must ensure that any ID card and warrant issued to them is returned to Service Support Admin Team before departure.

### **4. Authorisation of Fire Safety Warrants**

There are 4 types of Warrant Card used for business fire safety:

- (A) Fire Safety Enforcement Officers

- (B) Fire Safety Inspectors
- (C) Operational Fire Safety Visits
- (D) Petroleum and Explosives Inspector and Enforcement Officers

The Group Manager for Protection is authorised by the Chief Fire Officer to Authorise and withdraw warrants and the signatory level and associated powers appointed to any personnel. An authorised warrant and associated powers will remain in force until withdrawn in writing by the Chief Officer or by Group Manager Protection. All powers and authorisations will be automatically rescinded on termination of employment with CFRS.

### **Warrant and Signatory Recommendation**

The following procedure should be completed to recommend the issue of a warrant and signatory powers to newly appointed fire safety officer.

1. Successfully complete the fire safety courses and achieve the Edexcel BTEC Level Certificate (Fire Auditors), Level 4 Certificate (Fire Auditors), or Level 4 Diploma in fire safety (Fire Inspector) or equivalent qualification, or successfully complete the 'Fire Safety Foundation' training course delivered by CFRS.
2. Demonstrate competence in fire safety by conducting joint fire safety audits/inspections with a qualified and experienced fire safety officer (Fire Safety and Petroleum/Explosive Officers)
3. Demonstrate competence in CFRMIS, fire safety letters and associated admin procedures (Fire Safety and Petroleum/Explosive Officers)
4. The newly appointed officer should be quality assured
  - Use form QA1 for Protection fire safety officers (requirement)
5. Form SD1 should then be completed and sent with the quality assurance form QA1 to GM Protection for consideration and authorisation

### **Warrant and Signatory Authorisation**

GM Protection will review the qualifications and experience of the fire safety officer when considering the recommendations in form SD1 and when authorising the issue of warrants and the level of signatory powers.

Form SD2 Warrant and Signatory Level Authorisation must be completed by GM Protection before the officer is issued a warrant (A, B, C or D) and before he or she can sign letters on behalf of Cornwall Fire and Rescue Service (if applicable).

The Protection Team will forward the original copy of SD2 form to Cornwall Councils HR department to be placed in the officers PR file with a secured electronic copy being kept by the individual officer and by the Protection Team.

## **5. Warrant Card (A) – Fire Safety Enforcement Officers**

An **Authorised Inspector Warrant (A)** is issued to all senior experienced fire safety officers who have completed the mandatory fire safety courses at the Fire Service College. The officer must be fully qualified or working towards the [Edexcel BTEC Level 4 Certificate \(Fire Auditors\) and Level 4 Diploma in Fire Safety \(Fire Inspectors\)](#) or equivalent.

This warrant will also be issued to all Area Managers regardless of qualification to ensure that there is always a sufficient level of signatory authority on duty at all times for the authorisation of enforcement and prohibition notices and letters. Unqualified officers issued with this warrant must seek the guidance from an experienced and qualified fire safety officer when authorising any enforcement action or letters (second opinion).

The warrant will display a list of Acts and Regulations which provide the Fire and Rescue Service relevant powers of enforcement and, authorises the named person to carry out enforcement duties for the Fire and Rescue Service within the County of Cornwall where specific powers are conferred on inspectors by the relevant statutory provisions of those acts and Regulations are listed below:

**This warrant applies to:**

1. [The Regulatory Reform \(Fire Safety\) Order 2005](#)
2. [The Construction \(Design and Management\) Regulations 2015](#)
  - Section 30 - Emergency procedures (construction sites)
  - Section 31 - Emergency routes and exits (construction sites)
  - Section 32 - Fire detection and fire-fighting (construction sites)
  - Section 36 - Enforcement in respect of fire
3. [Health and Safety at Work etc. Act 1974](#) (HASWA)
  - Section 19 - Appointment of inspectors
  - Section 20 - Powers of inspectors
  - Section 21 - Improvement notices
  - Section 22 - Prohibition notices
  - Section 23 - Provisions supplementary to sections 21 and 22
  - Section 25 - Power to deal with cause of imminent danger
  - Section 38 - Restrictions on institution of proceedings in England and Wales
4. [Petroleum \(Consolidation\) Regulations 2014](#)
5. [The Carriage Of Dangerous Goods by Road Regulations 1996](#)
  - Section 20 - Unloading of petrol at petroleum filling stations and certain other premises licensed for the keeping of petrol
6. [Public Health Act 1961](#)
  - Section 73 - Derelict petrol tanks
7. [Dangerous Substances and Explosive Atmospheres Regulations \(DSEAR\) 2002](#)
8. Explosives Acts 1875 as amended by [Explosives Regulations 2014](#)
9. [The Health & Safety \(Safety Signs and Signals\) Regulations 1996](#)

## 10. [The Dangerous Substances \( Notification and Marking of Sites\) Regulations \(NAMOS\) 1990](#)

To all Acts and Regulations under which the above legislation provide the Fire and Rescue Service powers of enforcement.

## 6. Warrant Card (B) - Fire Safety Inspectors

An **Authorised Inspector Warrant (B)** is issued to qualified personnel who have completed the mandatory fire safety courses at the Fire Service College. The officer must be qualified or working towards the [Edexcel BTEC Level 4 Certificate \(Fire Auditors\) and Level 4 Diploma in Fire Safety \(Fire Inspectors\)](#) or equivalent.

The warrant will display a list of Acts and Regulations which provide the Fire and Rescue Service relevant powers of enforcement and, authorises the named person to carry out enforcement duties of the Fire and Rescue Service within the County of Cornwall where specific powers are conferred on inspectors by the relevant statutory provisions of those acts and Regulations are listed below:

1. [The Regulatory Reform \(Fire Safety\) Order 2005](#)
2. [The Construction \(Design and Management\) Regulations 2015](#)
  - Section 30 - Emergency procedures (construction sites)
  - Section 31 - Emergency routes and exits (construction sites)
  - Section 32 - Fire detection and fire-fighting (construction sites)
  - Section 36 - Enforcement in respect of fire

## 7. Warrant Card (C) - Operational Fire Safety Visits

An **Authorised Inspector Warrant (C)** is issued to qualified operational personnel who have completed and passed the 'Fire Safety Foundation' training delivered by CFRS.

The warrant will display a list of Acts and Regulations which provide the Fire and Rescue Service relevant powers of enforcement and, authorises the named person to carry out Operational Fire Safety Visits (OFSV) within the County of Cornwall where specific powers are conferred on inspectors by the relevant statutory provisions of those acts and Regulations are listed below:

1. [The Regulatory Reform \(Fire Safety\) Order 2005](#)
  - Excluding Section 29 – Alteration Notices
  - Excluding Section 30 – Enforcement Notices
  - Excluding Section 31 – Prohibition Notices
2. [The Construction \(Design and Management\) Regulations 2015](#)
  - Section 30 - Emergency procedures (construction sites)
  - Section 31 - Emergency routes and exits (construction sites)

- Section 32 - Fire detection and fire-fighting (construction sites)
- Section 36 - Enforcement in respect of fire

## 8. Warrant Card (D) - Petroleum and Explosives Inspecting and Enforcement Officers

An **Authorised Petroleum and Explosives Inspector/Enforcement Warrant** is issued to qualified personnel who have completed the mandatory fire safety courses at the Fire Service College, and are qualified or working towards the [Edexcel BTEC Level 4 Certificate \(Fire Auditors\) and Level 4 Diploma in Fire Safety \(Fire Inspectors\)](#) or equivalent. Petroleum and the explosives training courses are provided by recognised training provider.

The warrant will display a list of Acts and Regulations which provide the Fire and Rescue Service relevant powers of enforcement and, authorises the named person to carry out enforcement duties of the Fire and Rescue Service within the County of Cornwall where specific powers are conferred on inspectors by the relevant statutory provisions of those acts and Regulations are listed below:

1. [The Regulatory Reform \(Fire Safety\) Order 2005](#)
2. [The Construction \(Design and Management\) Regulations 2015](#)
  - Section 30 - Emergency procedures (construction sites)
  - Section 31 - Emergency routes and exits (construction sites)
  - Section 32 - Fire detection and fire-fighting (construction sites)
  - Section 36 - Enforcement in respect of fire
3. [Health and Safety at Work etc. Act 1974](#) (HASWA)
  - Section 19 - Appointment of inspectors
  - Section 20 - Powers of inspectors
  - Section 21 - Improvement notices
  - Section 22 - Prohibition notices
  - Section 23 - Provisions supplementary to sections 21 and 22
  - Section 25 - Power to deal with cause of imminent danger
  - Section 38 - Restrictions on institution of proceedings in England and Wales
4. [Petroleum \(Consolidation\) Regulations 2014](#)
5. [The Carriage Of Dangerous Goods by Road Regulations 1996](#)
  - Section 20 - Unloading of petrol at petroleum filling stations and certain other premises licensed for the keeping of petrol
6. [Public Health Act 1961](#)

- Section 73 - Derelict petrol tanks
- 7. [Dangerous Substances and Explosive Atmospheres Regulations \(DSEAR\) 2002](#)
- 8. Explosives Acts 1875 as amended by [Explosives Regulations 2014](#)
- 9. [The Health & Safety \(Safety Signs and Signals\) Regulations 1996](#)
- 10. [The Dangerous Substances \( Notification and Marking of Sites\) Regulations \(NAMOS\) 1990](#)

To all Acts and Regulations under which the above legislation provide the Fire and Rescue Service powers of enforcement.

## 9. Powers of Inspectors (Warrants A, B, C and D)

The Regulatory Reform (Fire Safety) Order 2005 Article 27 of sets out the powers of inspectors, and are those which are necessary to ensure that the Order can be effectively enforced.

### Article 27 – Powers of inspectors

- (1) Subject to the provisions of this article, an inspector may do anything necessary for the purpose of carrying out this Order and any regulations made under it into effect and in particular, so far as may be necessary for that purpose, shall have power to do at any reasonable time the following—
  - (a) to enter any premises which he has reason to believe it is necessary for him to enter for the purpose mentioned above and to inspect the whole or part of the premises and anything in them, where such entry and inspection may be effected without the use of force;
  - (b) to make such inquiry as may be necessary for any of the following purposes;
    - (i) to ascertain, as regards any premises, whether the provisions of this Order or any regulations made under it apply or have been complied with; and
    - (ii) to identify the responsible person in relation to the premises;
  - (c) to require the production of, or where the information is recorded in computerised form, the furnishing of extracts from, any records (including plans)
    - (i) which are required to be kept by virtue of any provision of this Order or regulations made under it; or
    - (ii) which it is necessary for him to see for the purposes of an examination or inspection under this article, and to inspect and take copies of, or of any entry in, the records;
  - (d) to require any person having responsibilities in relation to any premises (whether or not the responsible person) to give him such facilities and assistance with respect to any matters or things to which the responsibilities of that person extend as are necessary for the purpose of enabling the inspector to exercise any of the powers conferred on him by this article;
  - (e) to take samples of any articles or substances found in any premises which he has power to enter for the purpose of ascertaining their fire resistance or flammability; and
  - (f) in the case of any article or substance found in any premises which he has power to enter, being an article or substance which appears to him to have caused or to be likely to

cause danger to the safety of relevant persons, to cause it to be dismantled or subjected to any process or test (but not so as to damage or destroy it unless this is, in the circumstances, necessary).

- (2) An inspector must, if so required when visiting any premises in the exercise of powers conferred by this article, produce to the occupier of the premises evidence of his authority.
- (3) Where an inspector proposes to exercise the power conferred by paragraph (1)(f) he must, if requested by a person who at the time is present in and has responsibilities in relation to those premises, cause anything which is to be done by virtue of that power to be done in the presence of that person.
- (4) Before exercising the power conferred by paragraph (1)(f) an inspector must consult such persons as appear to him appropriate for the purpose of ascertaining what dangers, if any, there may be in doing anything which he proposes to do under that power.

## 10. Powers of Inspectors (Warrants A and D)

The Health and Safety at Work etc. Act 1974, Section 20 sets out the powers of inspectors, and are those which are necessary to ensure that the Act can be effectively enforced.

### Section 20 - Powers of inspectors

- (1) Subject to the provisions of section 19 and this section, an inspector may, for the purpose of carrying into effect any of the relevant statutory provisions within the field of responsibility of the enforcing authority which appointed him, exercise the powers set out in subsection (2) below.
- (2) The powers of an inspector referred to in the preceding subsection are the following, namely—
  - (a) at any reasonable time (or, in a situation which in his opinion is or may be dangerous, at any time) to enter any premises which he has reason to believe it is necessary for him to enter for the purpose mentioned in subsection (1) above;
  - (b) to take with him a constable if he has reasonable cause to apprehend any serious obstruction in the execution of his duty;
  - (c) without prejudice to the preceding paragraph, on entering any premises by virtue of paragraph (a) above to take with him—
    - (i) any other person duly authorised by his (the inspector's) enforcing authority; and
    - (ii) any equipment or materials required for any purpose for which the power of entry is being exercised;
  - (d) to make such examination and investigation as may in any circumstances be necessary for the purpose mentioned in subsection (1) above;
  - (e) as regards any premises which he has power to enter, to direct that those premises or any part of them, or anything therein, shall be left undisturbed (whether generally or in particular respects) for so long as is reasonably necessary for the purpose of any examination or investigation under paragraph (d) above;
  - (f) to take such measurements and photographs and make such recordings as he considers necessary for the purpose of any examination or investigation under paragraph (d) above;



- (g) to take samples of any articles or substances found in any premises which he has power to enter, and of the atmosphere in or in the vicinity of any such premises;
  - (h) in the case of any article or substance found in any premises which he has power to enter, being an article or substance which appears to him to have caused or to be likely to cause danger to health or safety, to cause it to be dismantled or subjected to any process or test (but not so as to damage or destroy it unless this is in the circumstances necessary for the purpose mentioned in subsection (1) above);
  - (i) in the case of any such article or substance as is mentioned in the preceding paragraph, to take possession of it and detain it for so long as is necessary for all or any of the following purposes, namely—
    - (i) to examine it and do to it anything which he has power to do under that paragraph;
    - (ii) to ensure that it is not tampered with before his examination of it is completed;
    - (iii) to ensure that it is available for use as evidence in any proceedings for an offence under any of the relevant statutory provisions or any proceedings relating to a notice under section 21 or 22;
  - (j) to require any person whom he has reasonable cause to believe to be able to give any information relevant to any examination or investigation under paragraph (d) above to answer (in the absence of persons other than a person nominated by him to be present and any persons whom the inspector may allow to be present) such questions as the inspector thinks fit to ask and to sign a declaration of the truth of his answers;
  - (k) to require the production of, inspect, and take copies of or of any entry in—
    - (i) any books or documents which by virtue of any of the relevant statutory provisions are required to be kept; and
    - (ii) any other books or documents which it is necessary for him to see for the purposes of any examination or investigation under paragraph (d) above;
  - (l) to require any person to afford him such facilities and assistance with respect to any matters or things within that person's control or in relation to which that person has responsibilities as are necessary to enable the inspector to exercise any of the powers conferred on him by this section;
  - (m) any other power which is necessary for the purpose mentioned in subsection (1) above.
- (3) The Secretary of State may by regulations make provision as to the procedure to be followed in connection with the taking of samples under subsection (2)(g) above (including provision as to the way in which samples that have been so taken are to be dealt with).
- (4) Where an inspector proposes to exercise the power conferred by subsection (2)(h) above in the case of an article or substance found in any premises, he shall, if so requested by a person who at the time is present in and has responsibilities in relation to those premises, cause anything which is to be done by virtue of that power to be done in the presence of that person unless the inspector considers that its being done in that person's presence would be prejudicial to the safety of the State.
- (5) Before exercising the power conferred by subsection (2)(h) above in the case of any article or substance, an inspector shall consult such persons as appear to him appropriate for the purpose of ascertaining what dangers, if any, there may be in doing anything which he proposes to do under that power.
- (6) Where under the power conferred by subsection (2)(i) above an inspector takes possession of any article or substance found in any premises, he shall leave there, either with a responsible

person or, if that is impracticable, fixed in a conspicuous position, a notice giving particulars of that article or substance sufficient to identify it and stating that he has taken possession of it under that power; and before taking possession of any such substance under that power an inspector shall, if it is practicable for him to do so, take a sample thereof and give to a responsible person at the premises a portion of the sample marked in a manner sufficient to identify it.

- (7) No answer given by a person in pursuance of a requirement imposed under subsection (2)(j) above shall be admissible in evidence against that person or the [F1spouse or civil partner] of that person in any proceedings.
- (8) Nothing in this section shall be taken to compel the production by any person of a document of which he would on grounds of legal professional privilege be entitled to withhold production on an order for discovery in an action in the High Court or, as the case may be, on an order for the production of documents in an action in the Court of Session.

## **11. Appointment of Inspectors (Warrants A and D)**

The Health and Safety at Work etc. Act 1974 article 19 sets out the appointment of inspectors.

### **Article 19 Appointment of Inspectors**

- (1) Every enforcing authority may appoint as inspectors (under whatever title it may from time to time determine) such persons having suitable qualifications as it thinks necessary for carrying into effect the relevant statutory provisions within its field of responsibility, and may terminate any appointment made under this section.
- (2) Every appointment of a person as an inspector under this section shall be made by an instrument in writing specifying which of the powers conferred on inspectors by the relevant statutory provisions are to be exercisable by the person appointed; and an inspector shall in right of his appointment under this section—
  - (a) be entitled to exercise only such of those powers as are so specified; and
  - (n) be entitled to exercise the powers so specified only within the field of responsibility of the authority which appointed him.
- (3) So much of an inspector's instrument of appointment as specifies the powers which he is entitled to exercise may be varied by the enforcing authority which appointed him.
- (4) An inspector shall, if so required when exercising or seeking to exercise any power conferred on him by any of the relevant statutory provisions, produce his instrument of appointment or a duly authenticated copy thereof.

## **12. Warrant and Signatory Powers**

The authority to sign certain legal notices is primarily used by Protection Officers and may be subject to challenge through the Courts, for this reason the authority to sign such notices is carefully controlled and monitored.

The Group Manager for Protection has been delegated authority by the Chief Fire Officer to issue authorised inspector warrants and approve signatory levels.

Signatory levels can and will be withdrawn or reduced if competency is not maintained (this decision will be made by the Group Manager Protection following advice from Protection Managers). Conversely a signatory level can be increased if an individual's competencies or experience have been enhanced.

## Role Based Warrant and Signatory Table

This summary of powers must be read together with, and without prejudice to the Powers of Inspectors in Article 27 of the Regulatory Reform (Fire Safety) Order 2005, and the Powers of Inspectors in Section 20 of the Health and Safety at Work Act 1974.

Authorised Personnel	Summary of Authorisation (without prejudice)	Signatory Level	Warrant Card
Group Manager Protection	<ul style="list-style-type: none"> <li>• Designated authority on behalf of the Chief Fire Officer to issue and withdraw any warrant, and authorise and withdraw signatory powers</li> <li>• Carryout fire safety audits, and investigations under the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Carryout audits and investigations under the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>• Without notice and at any time, enter any premises without force to investigate breaches of the Regulatory Reform (Fire Safety) Order 2005 and the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>• At any reasonable time, enter a premises and obtain information needed for the purpose of Fire and Rescue Services Act 2004, Section 7(2)(d) fire-fighting</li> <li>• Give advice and make recommendations that require technical fire safety knowledge, authorised signatory for all Regulatory Reform (Fire Safety) Order 2005 fire safety audit letters</li> <li>• Give advice and make recommendations that require technical fire safety knowledge under the Regulatory Reform (Fire Safety)</li> </ul>	1	A

	<p>Order 2005, authorised signatory for TENS, licensing, planning and building regulations letters</p> <ul style="list-style-type: none"> <li>• Give advice and make recommendations that require technical knowledge under Health and Safety at Work Act 1974 and Regulations under which provide Cornwall Fire and Rescue Service powers of enforcement, and authorised signatory for all petroleum and explosive fire safety letters</li> <li>• Prepare, sign, and authorised signatory for Alteration, Enforcement and Prohibition Notices under the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Prepare, sign and authorised signatory for Improvement and Prohibition Notice under the Health and Safety at Work Act 1974</li> </ul>		
<p>All Area Managers &amp; Fire Safety Enforcement Officers</p>	<ol style="list-style-type: none"> <li>1. Carryout fire safety audits, and investigations under the Regulatory Reform (Fire Safety) Order 2005</li> <li>2. Carryout audits and investigations under the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>3. Without notice and at any time, enter any premises without force to investigate breaches of the Regulatory Reform (Fire Safety) Order 2005 and the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>4. At any reasonable time, enter a premises and obtain information needed for the purpose of Fire and Rescue Services Act 2004, Section 7(2)(d) fire-fighting</li> <li>5. Give advice and make recommendations that require technical fire safety knowledge, authorised signatory for all Regulatory Reform (Fire Safety) Order 2005 fire safety audit letters</li> </ol>	<p>2</p>	<p>A</p>

	<ol style="list-style-type: none"> <li>6. Give advice and make recommendations that require technical fire safety knowledge under the Regulatory Reform (Fire Safety) Order 2005, authorised signatory for TENs, licensing, planning and building regulations letters</li> <li>7. Give advice and make recommendations that require technical knowledge under Health and Safety at Work Act 1974 and Regulations under which provide Cornwall Fire and Rescue Service powers of enforcement, and authorised signatory for all petroleum and explosive fire safety letters</li> <li>8. Prepare, sign, and authorised signatory for Alteration, Enforcement and Prohibition Notices under the Regulatory Reform (Fire Safety) Order 2005</li> <li>1. Prepare, sign and authorised signatory for Improvement and Prohibition Notice under the Health and Safety at Work Act 1974</li> </ol>		
<p>Fire Safety Inspectors who are yet to complete the Building Regulations course (FSBGR, FSBRG3 or equivalent)</p>	<ol style="list-style-type: none"> <li>1. Carryout fire safety audits, and investigations under the Regulatory Reform (Fire Safety) Order 2005</li> <li>2. Without notice and at any time, enter any premises without force to investigate breaches of the Regulatory Reform (Fire Safety) Order 2005 and the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>3. At any reasonable time, enter a premises and obtain information needed for the purpose of Fire and Rescue Services Act 2004, Section 7(2)(d) fire-fighting</li> <li>4. Give advice and make recommendations that require technical fire safety knowledge, authorised signatory for all Regulatory Reform (Fire Safety) Order 2005 fire safety audit letters (excluding enforcement and prohibition)</li> <li>5. Give advice and make recommendations that require</li> </ol>	<p>3</p>	<p>B</p>

	<p>technical fire safety knowledge under the Regulatory Reform (Fire Safety) Order 2005, authorised signatory for TENS, licensing letters</p> <p>6. Prepare an Alteration, Enforcement and Prohibition Notices under the Regulatory Reform (Fire Safety) Order 2005</p>		
<p>Fire Safety Inspectors who have also completed the Building Regulations course (FSBGR, FSBRG3 or equivalent)</p>	<p>1. Carryout fire safety audits, and investigations under the Regulatory Reform (Fire Safety) Order 2005</p> <p>2. Without notice and at any time, enter any premises without force to investigate breaches of the Regulatory Reform (Fire Safety) Order 2005 and the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</p> <p>3. At any reasonable time, enter a premises and obtain information needed for the purpose of Fire and Rescue Services Act 2004, Section 7(2)(d) fire-fighting</p> <p>4. Give advice and make recommendations that require technical fire safety knowledge, authorised signatory for all Regulatory Reform (Fire Safety) Order 2005 fire safety audit letters (excluding enforcement and prohibition)</p> <p>5. Give advice and make recommendations that require technical fire safety knowledge under the Regulatory Reform (Fire Safety) Order 2005, authorised signatory for TENS, licensing, planning and building regulations letters</p> <p>6. Prepare an Alteration, Enforcement and Prohibition Notices under the Regulatory Reform (Fire Safety) Order 2005</p>	<p>4</p>	<p>B</p>
<p>Operational Crew</p>	<p>1. Without notice and at any time, enter any premises without force to investigate breaches of the Regulatory Reform (Fire Safety) Order 2005 and the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</p>	<p>Not applicable</p>	<p>C</p>

	<ol style="list-style-type: none"> <li>2. At any reasonable time, enter a premises and obtain information needed for the purpose of Fire and Rescue Services Act 2004, Section 7(2)(d) fire-fighting and to help the authority identify premises which may not comply with the Regulatory Reform (Fire Safety) Order 2005 (Operational Fire Safety Visits).</li> <li>3. To give general fire safety advice (not technical fire safety advice, but must refer advice to a Protection Officer for; <ul style="list-style-type: none"> <li>• Technical fire safety advice at high risk premises (e.g. sleeping risk)</li> <li>• Where the complexity would require the expertise of a qualified protection officer</li> <li>• Where high costs could be incurred due to any advice given</li> </ul> </li> </ol>		
<p>Petroleum and Explosives Inspecting and Enforcement Officers</p>	<ol style="list-style-type: none"> <li>1. Carryout fire safety audits, and investigations under the Regulatory Reform (Fire Safety) Order 2005</li> <li>2. Carryout audits and investigations under the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>3. Without notice and at any time, enter any premises without force to investigate breaches of the Regulatory Reform (Fire Safety) Order 2005 and the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>4. Give advice and make recommendations that require technical fire safety knowledge, authorised signatory for all Regulatory Reform (Fire Safety) Order 2005 fire safety audit letters (excluding enforcement and prohibition)</li> <li>5. Give advice and make recommendations that require technical fire safety knowledge under the Regulatory Reform (Fire Safety) Order 2005, authorised signatory for TENs, licensing, planning and building regulations letters</li> </ol>	<p>5</p>	<p>D</p>

	<ol style="list-style-type: none"><li>6. Give advice and make recommendations that require technical knowledge under Health and Safety at Work Act 1974 and Regulations under which provide Cornwall Fire and Rescue Service powers of enforcement, and authorised signatory for all petroleum and explosive fire safety letters</li><li>7. Prepare, sign, and authorised signatory for Alteration, Enforcement and Prohibition Notices under the Regulatory Reform (Fire Safety) Order 2005</li><li>8. Prepare, sign and authorised signatory for Improvement and Prohibition Notice under the Health and Safety at Work Act 1974</li></ol>		
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## Signatory Table

The signatory levels (1, 2, 3, 4 and 5) state the signatory level for letters and notices that can be signed by suitably experienced and competent Protection Officers who are granted the authority to sign notices in their own name on behalf of the Fire and Rescue Authority.

Signatory Level	Authorised Personnel	Letters/Notices
1	Group Manager Protection	<ul style="list-style-type: none"> <li>• Designated authority on behalf of the Chief Fire Officer to issue and withdraw any warrant, and authorise and withdraw signatory powers</li> <li>• All letters, notices with regard to the Regulatory Reform (Fire Safety) Order 2005</li> <li>• All letters, notices with regard to the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>• All letters and reports with regard to Planning, Building Regulations, TENS and Licensing</li> </ul>
2	All Area Managers & Fire Safety Enforcement Officers	<ul style="list-style-type: none"> <li>• All letters, notices with regard to the Regulatory Reform (Fire Safety) Order 2005</li> <li>• All letters, notices with regard to the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>• All letters and reports with regard to Planning, Building Regulations, TENS and Licensing</li> </ul>
3	Fire Safety Inspectors who have yet to complete the Building Regulations course (FSBGR, FSBGR3 or equivalent)	<ul style="list-style-type: none"> <li>• All letters and reports with regard to the Regulatory Reform (Fire Safety) Order 2005 except: <ul style="list-style-type: none"> <li>• Alterations Notices under Article 29 of the Regulatory Reform (Fire Safety) Order 2005.</li> <li>• Enforcement Notice under Article 30 of the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Extensions of time and Final extension of time letter under Article 30 (7) (b) of the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Prohibition and Restriction notices under Article 31 of the Regulatory Reform (Fire Safety) Order 2005.</li> </ul> </li> </ul>

4	Fire Safety Inspectors who have also completed the Building Regulations course (FSBGR, FSBRG3 or equivalent)	<ul style="list-style-type: none"> <li>• All letters and reports with regard to Planning, Building Regulations, TENs and Licensing</li> <li>• All letters and reports with regard to the Regulatory Reform (Fire Safety) Order 2005 except: <ul style="list-style-type: none"> <li>• Alterations Notices under Article 29 of the Regulatory Reform (Fire Safety) Order 2005.</li> <li>• Enforcement Notice under Article 30 of the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Extensions of time and Final extension of time letter under Article 30 (7) (b) of the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Prohibition and Restriction notices under Article 31 of the Regulatory Reform (Fire Safety) Order 2005</li> </ul> </li> </ul>
5	Petroleum and Explosives Inspecting and Enforcement Officers	<ul style="list-style-type: none"> <li>• All letters, notices with regard to the Health and Safety at Work Act 1974 and Regulations under which the above legislation provide Cornwall Fire and Rescue Service powers of enforcement</li> <li>• All letters and reports with regard to Planning, Building Regulations, TENs and Licensing</li> <li>• All letters and reports with regard to Fire Safety legislation except: <ul style="list-style-type: none"> <li>• Alterations Notices under Article 29 of the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Enforcement Notice under Article 30 of the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Extensions of time and Final extension of time letter under Article 30 (7) (b) of the Regulatory Reform (Fire Safety) Order 2005</li> <li>• Prohibition and Restriction notices under Article 31 of the Regulatory Reform (Fire Safety) Order 2005</li> </ul> </li> </ul>