

STATUTORY INSTRUMENTS

1984 No. 1821 (N.I. 11)

The Fire Services (Northern Ireland) Order 1984 ^{F1}

22nd November
1984
^{F2}

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F1 functions transf. by SR 1999/481

F2 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006, in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, [art. 2\(e\)\(ii\)](#); S.R. 2010/328, [art. 2](#)

Modifications etc. (not altering text)

C1 Order excluded (31.12.2009) by [Safety of Sports Grounds \(Northern Ireland\) Order 2006 \(S.I. 2006/313 \(N.I. 2\)\)](#), arts. 1(2), [21\(1\)-\(3\)](#) (with art. 26); S.R. 2009/287, [art. 2\(m\)](#)

PART I INTRODUCTORY

Title and commencement

1. ^{F3}

F3 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

Interpretation

2. ^{F4}

F4 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

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PART II

FIRE SERVICES

The Fire Authority for Northern Ireland

The Fire Authority for Northern Ireland

3. ^{F5}

F5 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Duties of the Authority

4. ^{F6}

F6 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Powers of the Authority

5. ^{F7}

F7 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Fire-hydrants

6. ^{F8}

F8 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Water supplies

7. ^{F9}

F9 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Application of certain provisions of the Local Government Act (Northern Ireland) 1972

8. ^{F10}

F10 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, [art. 2\(e\)\(ii\)](#)

Administration and finance

Establishment scheme

9. ^{F11}

F11 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, [art. 2\(e\)\(ii\)](#)

Pensions

^{F12}10. “

(1) The Department, with the approval of the Department of Finance and Personnel, may by order provide“

- (a) for the establishment and maintenance of one or more pension schemes for the purpose of providing pensions and other similar benefits in respect of the service of members of the fire brigade employed by the Authority;
- (b) for the payment of contributions by the Authority or by members of the fire brigade, or both by the Authority and the members of the fire brigade;
- (c) for securing that service with any body other than the Authority may, in such cases, upon such terms and subject to such conditions as may be specified in the order, be reckoned for superannuation purposes; and
- (d) for reckoning for superannuation purposes, upon such terms and subject to such conditions as may be specified in the order, of service occurring before 14th February 1950, as well as of service occurring thereafter.

(2) The Department may by order apply, subject to such modifications and conditions as may be specified in the order and as from such date as may be so specified, as respects employees (other than members of the fire brigade) of the Authority the provisions of any statutory provision for the time being in force relating to the pensions payable to or in respect of employees of district councils.

(3) An order made under this Article may provide for“

- (a) the making as a condition precedent to the reckoning under paragraph (1) (c) of service with a body other than the Authority of“
 - (i) payments (whether in the form of repayments of contributions, payments of accrued superannuation values or any other payment of whatsoever nature directed to the creation or preservation of pension rights of the person concerned) by any former employer of the person concerned or out of any superannuation fund relevant to that person's former employment;

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- (ii) where the person concerned has received any payment in respect of his pension rights upon ceasing to be employed in his former employment, payments by that person equal to all or any of the amounts so received;
- (b) in the case of a person who having ceased to be in the employment of the Authority has entered the employment of another person, the making of payments by the Authority corresponding to any payments such as are described in sub-paragraph (a) (i);
- (c) pensions and other superannuation benefits which are being paid or may become payable to or in respect of such persons as are specified in the order being persons who before the date so specified died or ceased to serve in the employment, service in which qualified them for those pensions or superannuation benefits;

and any former employer such as is referred to in sub-paragraph (a) (i) and the person having charge of any superannuation fund such as is so referred to shall have power to make the payments mentioned in sub-paragraph (a) (i) if, apart from the provisions of this paragraph, they would not have power to do so.

[^{F13}(3A) Paragraphs (1) to (3) are subject to sections 18 and 19 of the Public Service Pensions Act (Northern Ireland) 2014 (restrictions on benefits provided under existing schemes).]

(4) An order under this Article may be framed so as to have effect as from a date earlier than the making of the order and section 18 (2) of the Administrative and Financial Provisions Act (Northern Ireland) 1962^{F14} shall not apply to any such order.

(5) [^{F15}Without prejudice to the generality of paragraph (1), an order made under that paragraph may make provision“]

[^{F15}(a)] where a person, immediately before he undertakes service of a description specified in Schedule 1 to the Reserve and Auxiliary Forces (Protection of Civil Interests) Act 1951^{F16} or attends for hourly instruction as defined in section 42 of that Act, is a member of the fire brigade, for treating the period of such service or instruction and such further period, if any, as may be specified in the order, on such conditions, if any, as may be so specified, as service in the employment of the Authority.

[^{F15}(b)] for the manner in which any question arising under the order is to be determined and for appeals from determinations of any such question.]

F12 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

F13 [Art. 10\(3A\)](#) inserted (28.4.2014) by [Public Service Pensions Act \(Northern Ireland\) 2014 \(c. 2\)](#), s. 37(2), **Sch. 8 para. 16**; S.R. 2014/123, **art. 2(1)(r)**

F14 1962 c. 7 (N.I.).

F15 1998 NI 11

F16 1951 c. 65.

Expenditure by the Authority

11. ^{F17}

F17 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

[^{F18}Accounts and audit

12. ^{F19}

F18 2003 NI 5

F19 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Estimates of the Authority's receipts and payments

13. ^{F20}

F20 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Payments to the Authority

14. ^{F21}

F21 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Borrowing powers

15. ^{F22}

F22 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Annual report

16. ^{F23}

F23 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Insurance by the Authority against accidents to its members

17. ^{F24}

F24 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

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Owners, occupiers, etc., not to pay for fire services

18. ^{F25}

F25 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Miscellaneous

Power to extinguish fires, etc.

19. ^{F26}

F26 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

False alarms

20. ^{F27}

F27 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

PART III

FIRE PRECAUTIONS

Premises for which fire certificates are required

Interpretation

21. ^{F28}

F28 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Uses of premises for which fire certificate is compulsory

22. ^{F29}

F29 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

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Premises exempt from Article 22

23. ^{F30}

F30 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Power to make fire certificate compulsory for use of premises as dwelling etc.

24. ^{F31}

F31 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Right of appeal against, and coming into force of, notices under Article 24

25. ^{F32}

F32 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Fire certificates

Application for, and issue of, fire certificate

26. ^{F33}

F33 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F34} Powers for the Authority to grant exemption in particular cases

26A. ^{F35}

F34 1993 NI 7

F35 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F36} Withdrawal of exemptions under Article 26A

26B. ^{F37}

F36 1993 NI 7

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- F37** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Contents of fire certificate

- 27.** ^{F38}

- F38** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Offences in relation to foregoing provisions

- 28.** ^{F39}

- F39** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Change of conditions affecting adequacy of certain matters specified in fire certificate, etc.

- 29.** ^{F40}

- F40** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F41}Change of conditions affecting premises for which exemption has been granted

- 29A.** ^{F42}]

- F41** 1993 NI 7

- F42** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F43}Charges for issue or amendment of fire certificates

- 29B.** ^{F44}]

- F43** 1993 NI 7

- F44** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Right of appeal as regards matters arising out of Articles 26 to 29

30. ^{F45}

F45 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F46}Duty as to means of escape and for fighting fire

31. ^{F47}

F46 1993 NI 7

F47 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F48}Codes of practice as to means of escape and for fighting fire

31A. ^{F49}

F48 1993 NI 7

F49 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F50}Legal effect of codes of practice

31B. ^{F51}

F50 1993 NI 7

F51 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F52}Improvement notices

31C. ^{F53}

F52 1993 NI 7

F53 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F54}Rights of appeal against improvement notices

31D. ^{F55}

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F54 1993 NI 7

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[^{F56}Provision as to offences

31E. ^{F57}

F56 1993 NI 7

F57 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Means of escape from fire in hotels and boarding houses

32. ^{F58}

F58 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Premises involving excessive fire risk

[^{F59}Special procedure in case of serious risk: prohibition notices

33. ^{F60}

F59 1993 NI 7

F60 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F61}Rights of appeal against prohibition notices

33A. ^{F62}

F61 1993 NI 7

F62 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F63}Provision as to offences

33B. ^{F64}

F63 1993 NI 7

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F64 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Regulations about fire precautions

Power to make regulations about fire precautions

34. ^{F65}

F65 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Exercise of certain powers of Authority where building regulations as to means of escape apply

35. ^{F66}

F66 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Consultation between the Authority and other authorities

District councils to consult Authority before dispensing with or relaxing certain requirements of building regulations

36. ^{F67}

F67 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

District councils to consult Authority in certain cases before passing plans

37. ^{F68}

F68 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Authority to consult other authorities before requiring alterations to buildings

38. ^{F69}

Changes to legislation: The Fire Services (Northern Ireland) Order 1984 is up to date with all changes known to be in force on or before 20 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

- F69** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

Enforcement

Enforcement of this Part

- 39.** ^{F70}

- F70** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

Powers of authorised members of the fire brigade

- 40.** ^{F71}

- F71** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

Restriction on disclosure of information

- 41.** ^{F72}

- F72** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

Offences, penalties and legal proceedings

Falsification of documents, false statements, etc.

- 42.** ^{F73}

- F73** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

Offences due to fault of other person

- 43.** ^{F74}

- F74** Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, [art. 2](#)

Defence available to persons charged with offences

44. ^{F75}

F75 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

[^{F76}Civil and other liability

44A. ^{F77}]

F76 [1993 NI 7](#)

F77 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Power where notice under Article 24 in force, to modify agreements, etc.

45. ^{F78}

F78 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Supplemental

Suspension of terms and conditions of licences dealing with same matters as fire certificates or regulations

46. ^{F79}

F79 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Modification of application of this Part to factory, office and shop premises

47. ^{F80}

F80 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Power to apply this Part to vessels and movable structures

48. ^{F81}

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F81 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

Application of this Part to Crown, etc.

49. ^{F82}

F82 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2010/328, **art. 2**

PART IV

FUNCTIONS OF THE DEPARTMENT

[^{F83} Functions of the Department

49A. ^{F84}]

F83 1993 NI 7

F84 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Inspectors

50. ^{F85}

F85 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

Inquiries and default powers

51. ^{F86}

F86 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); S.R. 2006/257, **art. 2(e)(ii)**

PART V

MISCELLANEOUS

Orders and regulations

52. ^{F87}

F87 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

Amendments, savings, transitional provisions and repeals

53. ^{F88}

F88 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), **art. 2**

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SCHEDULES

^{F89F89}SCHEDULE 1

F89 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

^{F90F90}PART 1

CONSTITUTION

F90 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

Appointment of members

.....

1. ^{F91}

F91 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

^{F92}

F92 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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3. ^{F93}

F93 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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4. ^{F94}

F94 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

Resignation and disqualification of members

.....

5. ^{F95}

F95 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

.....

6. ^{F96}

F96 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

.....

7. ^{F97}

F97 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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8. ^{F98}

F98 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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9. ^{F99}

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F99 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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10. ^{F100}

F100 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

F101F101PART II PROCEEDINGS

F101 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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11. ^{F102}

F102 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

.....
12. ^{F103}

F103 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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13. ^{F104}

F104 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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14. ^{F105}

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F105 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

F106**F106**SCHEDULE 2

F106 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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1. ^{F107}

F107 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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2. ^{F108}

F108 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

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3. ^{F109}

F109 Order repealed (arts. 3-20, 49A-52, Schs. 1, 2, 3, 5 on 1.7.2006) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2006/257](#), **art. 2(e)(ii)**

Schedule 3—Amendments

Changes to legislation: The Fire Services (Northern Ireland) Order 1984 is up to date with all changes known to be in force on or before 20 May 2023. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes

F110F110 SCHEDULE 4

F110 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), **art. 2**

General savings

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1. ^{F111}

F111 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), **art. 2**

References to former fire authorities

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2. ^{F112}

F112 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), **art. 2**

Fire certificates under Factories Act (Northern Ireland) 1965 or Office and Shop Premises Act (Northern Ireland) 1966

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3. ^{F113}

F113 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), **art. 2**

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4. ^{F114}

F114 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), **Sch. 4** (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), **art. 2**

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5. ^{F115}

F115 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), [art. 2](#)

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6. ^{F116}

F116 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), [art. 2](#)

Existing members of the Authority

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7. ^{F117}

F117 Order repealed (in so far as not already in operation on 15.11.2010) by [The Fire and Rescue Services \(Northern Ireland\) Order 2006 \(S.I. 2006/1254 \(N.I. 9\)\)](#), arts. 1(3), 63(2), [Sch. 4](#) (subject to art. 60 which makes provision for art. 10 to continue to have effect); [S.R. 2010/328](#), [art. 2](#)

Schedule 5—Repeals

Changes to legislation:

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[View outstanding changes](#)

Changes and effects yet to be applied to :

- art.5(1)(f) rev. in pt. (prosp.) by [1998 c. 47 s.100\(2\)](#)[Sch.15](#)