



# Fire and Rescue Services Act 2004

## 2004 CHAPTER 21

### PART 4

#### EMPLOYMENT

##### *Police*

#### **[<sup>F1</sup>37 Prohibition on employment of police in fire-fighting**

- (1) No member of a police force may be employed by a fire and rescue authority or a relevant chief constable for the purpose of—
  - (a) extinguishing fires, or
  - (b) protecting life and property in the event of fires.
- (2) Subsection (1) does not prevent the exercise of functions under section 7 (fire-fighting) by—
  - (a) a relevant chief constable, or
  - (b) a deputy chief constable to whom such functions have been delegated by a relevant chief constable.
- (3) In this section “relevant chief constable” means the chief constable of a police force for a police area to whom [<sup>F2</sup>—
  - (a)] functions of a fire and rescue authority have been delegated under an order under section 4H][<sup>F3</sup>, or
  - (b) functions of a fire and rescue authority which are exercisable by the mayor of a combined authority have been delegated under an order under section 107EA(2) of the Local Democracy, Economic Development and Construction Act 2009.]

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**Changes to legislation:** There are currently no known outstanding effects for the Fire and Rescue Services Act 2004, Section 37. (See end of Document for details)

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### Textual Amendments

- F1** S. 37 substituted (31.1.2017 for specified purposes, 3.4.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), s. 183(1)(5)(e), [Sch. 1 para. 12](#); S.I. 2017/399, reg. 2, Sch. para. 38
- F2** Words in s. 37(3) inserted (31.1.2017 for specified purposes, 17.7.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 8\(9\)\(a\)](#), 183(1)(5)(e); S.I. 2017/726, reg. 2(a)
- F3** S. 37(3)(b) and word inserted (31.1.2017 for specified purposes, 17.7.2017 in so far as not already in force) by [Policing and Crime Act 2017 \(c. 3\)](#), [ss. 8\(9\)\(b\)](#), 183(1)(5)(e); S.I. 2017/726, reg. 2(a)

**Changes to legislation:**

There are currently no known outstanding effects for the Fire and Rescue Services Act 2004, Section 37.