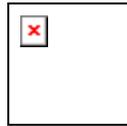


**STATES OF JERSEY LAW 1966, AS AMENDED:
DELEGATION OF FUNCTIONS - FIRE SERVICE**

**Presented to the States on 4th April 2000
by the Home Affairs Committee**



STATES OF JERSEY

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Report

On 24th February 2000, the Home Affairs Committee made an Act delegating certain of its functions under the Fire Service (Jersey) Law 1959 and the Fire Service (General Provisions) (Jersey) Order 1982.

The terms of the delegation were recorded in an Act of the Committee as follows -

“A27. The Committee, in pursuance of Article 36A of the States of Jersey Law 1966, as amended, decided with effect from 1st April 2000 to delegate to the Chief Fire Officer, and in certain cases in his absence, the Deputy Chief Fire Officer as set out below, its functions under certain of the Articles of the Fire Service (Jersey) Law 1959 and the Fire Service (General Provisions) (Jersey) Order 1982, as follows -

Legislation (1): Fire Service (Jersey) Law 1959, as amended, Article 8A.

Delegate: The Chief Fire Officer or, in his absence, the Deputy Chief Fire Officer.

Function delegated: The power to make an agreement with another fire authority whereby there would, on request, be placed at the Committee's disposal, members of that authority's fire brigade for the purpose of enabling the Fire Service to meet any special demand on its services.

Scope of delegation: Notification of agreement to be submitted to the Home Affairs Committee as soon as possible.

Legislation (2): Fire Service (Jersey) Law 1959 - Article 9(c).

Delegate: The Chief Fire Officer.

Function delegated: To determine the scale of charges for the employment of the Fire Service personnel and equipment for purposes other than fire fighting.

Scope of delegation: Notification of charges to be advised to the Home Affairs Committee as soon as practicable.

Legislation (3):

- (a) Fire Service (Jersey) Law 1959 - Article 5(1).
- (b) Fire Service (General Provisions) (Jersey) Order 1982, as amended - Article 3.

Delegate: Chief Fire Officer.

Function delegated: The appointment of Fire Service officers to the States of Jersey.

Scope of delegation: All prescribed functions relating to the appointment of officers. Notification of appointments to be advised to the Home Affairs Committee as soon as practicable.

Legislation (4): Fire Service (General Provisions)
(Jersey) Order 1982, as amended -
Article 5.

Delegate: Chief Fire Officer.

Function delegated:

- (a) the power to extend a period of probationary service;
- (b) the power to dismiss a Fire Service officer at any time during his period of probation.

Scope of delegation:

- (a) in accordance with the provisions of Article 5(1);
- (b) in accordance with the provisions of Article 5(2).

Notification of dismissal to be advised to the Home Affairs Committee as soon as practicable.

Fire Service (General Provisions)
(Jersey) Order 1982, as amended -
Article 17(1).

Legislation (5):
Delegate: Chief Fire Officer.

Function delegated:
Scope of delegation: The promotion both temporary and permanent of officers of the States of Jersey Fire Service up to and including the rank of Station Officer.

Legislation (6): Fire Service (General Provisions) (Jersey) Order 1982, as amended - Article 17(2).

Delegate: Chief Fire Officer.

Function delegated:
Scope of delegation: The power to determine that the qualifying examinations in Fire Service duties and educational subjects required for promotion.

The Committee reconfirmed the delegation of powers made by the Defence Committee on 27th February 1997 of the following function -

Legislation: Fire Precautions (Jersey) Law 1977, as amended, Article 3.

Delegate: The Chief Fire Officer or, in his absence, the Deputy Chief Fire Officer or the Senior Fire Safety Officer.

Function delegated: The issuing of fire certificates. The Defence Committee had decided that it would retain the power to refuse or cancel fire certificates or to restrict or prohibit the use of premises under Article 9 of the Law and the Home Affairs Committee maintained this reservation.

The Greffier of the States was requested to arrange for this Act to be presented to the States for information.”.