

**2010 No. 471**

**FIRE PRECAUTIONS, ENGLAND**

**The Fire Safety (Employees' Capabilities) (England)  
Regulations 2010**

*Made* - - - - *25th February 2010*

*Laid before Parliament* *4th March 2010*

*Coming into force* - - *6th April 2010*

These Regulations are made in exercise of the powers conferred by article 24 of the Regulatory Reform (Fire Safety) Order 2005(a).

In accordance with article 24(4) of that Order the Secretary of State has consulted such persons or bodies of persons as appeared to the Secretary of State to be appropriate.

The Secretary of State makes the following Regulations:

**Citation, commencement and application**

**1.**—(1) These Regulations may be cited as the Fire Safety (Employees' Capabilities) (England) Regulations 2010 and shall come into force on 6th April 2010.

(2) These Regulations apply to England only.

**Employer to take employees' capabilities into consideration**

**2.** Every employer must, in entrusting tasks to employees, take into account their capabilities as regards health and safety, so far as those capabilities relate to fire.

Signed by authority of the Secretary of State for Communities and Local Government

*S.R. Malik*

Parliamentary Under Secretary of State

Department for Communities and Local Government

25<sup>th</sup> February 2010

## EXPLANATORY NOTE

*(This note is not part of the Regulations)*

These Regulations, which apply to England only, provide that employers must take into account employees' capabilities as regards fire safety in entrusting tasks to them. They implement article 6(3)(b) of Council Directive 89/391/EEC of 12 June 1989 on the introduction of measures to encourage improvements in the safety and health of workers at work, and mirror regulation 13(1) of the Management of Health and Safety at Work Regulations 1999 (S.I. 1999/3242).

An impact assessment has not been produced for this instrument as no impact on the public, private or voluntary sectors is foreseen.

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