



Technical Fire Safety

Technical Bulletin No 025

Subject	Out-posted Nursing/Domiciliary Care Provided in Domestic Dwellings
Date	17/09/2009
Originator	TFS Procedures Manager
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The provision of out-posted nursing or other domiciliary care provided in domestic dwellings is currently considered to fall outside of the scope of the Regulatory Reform (Fire Safety) Order 2005 (RRO).

Advice received on legal interpretations of the RRO in respect of a single private domestic dwelling within the meaning of Article 6(1)(a) states that: "Persons entering premises to furnish care do not convert the premises into a workplace, any more than plumbers, electricians etc would do so".

There is a responsibility for employers of carers to conduct a suitable and sufficient health and safety risk assessment in respect of employees wherever they are working and that should consider the risks of injury from fire on the premises. Any control measures however may not directly extend to the occupier.

Until such time as the definition is further clarified through legal precedent, it will be the policy of Wiltshire FRS Technical Fire Safety Department to continue to offer "goodwill advice" when requested however there can be no insistence on, or enforcement of, any fire safety provisions or improvements that may be deemed necessary. Referral to the Community Safety Department should always be considered if the request for information is from other sources.

End.