



**DORSET & WILTSHIRE
FIRE AND RESCUE**

Appendix 4

**Dorset & Wiltshire Fire and Rescue
Service**

Five Rivers Community Health & Wellbeing
Centre, Hulse Road, Salisbury, Wiltshire

Direct Line: (01722) 691717

Switchboard: (01722) 691000

Website: dwfire.org.uk

Email: alan.jones@dwfire.org.uk

Your ref: -

My ref: L0001522\69781

Ask For: Alan Jones

FAO: Mr Taranjeet Singh

Date: 10 October 2019

URGENT – ACTION REQUIRED

Dear Sir

Enforcement Notice Number 115

The Regulatory Reform (Fire Safety) Order 2005: Article 30

Address of Premises: Riviera, 558 - 560, Christchurch Road, Bournemouth, BH1 4BH

An authorised inspector visited your premises on 4th October 2019 and evaluated the fire safety provided. The Dorset & Wiltshire Fire and Rescue Authority is of the opinion that you have failed to comply with a provision / provisions of the Regulatory Reform (Fire Safety) Order 2005 because people were unsafe in case of fire. The schedule to this Notice further explains the provision(s), with which you have not complied.

The serving of this Notice number 115 is necessary to ensure that you adequately protect people in case of fire. This authority has to make sure that you provide safety. The attached schedule sets out what you must do.

Timescale for Completion

You are required to take steps to remedy the matters in the schedule by 10/01/2020. My officer will contact you prior to this date to arrange a further visit. You may apply for an extension to the period of time within which you need to remedy the failure(s). The authority will grant / deny additional time according to the efforts you have made. If you require additional time, please contact my officer at your earliest opportunity.



Penalty for Non-compliance

If you do not comply with this Notice, you will have committed an offence and this authority will consider a prosecution against you. A prosecution could lead to you being liable to a fine, imprisonment or both, subject to the Courts.

Route to Appeal

You can legally appeal this Notice. To do so, you must appeal 'by way of complaint for an order to the Clerk to the Magistrates' Court in the area in which the premises are situated', within 21 days from the day on which this notice was served.

The bringing of an appeal has the effect of suspending the operation of this Enforcement Notice until the appeal is finally disposed of or (if the appeal is withdrawn), until the withdrawal of the appeal.

You can clarify or challenge what you need to do. You can also comment on the inspection. Our '[Compliments and Complaints procedure](#)', tells you how.

Fire Safety Management

The schedule sets out what you need to do to improve fire safety. Taking the additional advice under this heading will help you to sustain those improvements.

Undertaking a fire risk assessment will identify the safety measures you have in place and any further measures you might need to take. If additional safety is required in consequence of the assessment, you must provide it.

Alternative Solutions

If you prefer to use a different solution to bring about safety from fire please contact my officer. If your solution is agreed, this Notice will be withdrawn and another Notice served in its stead. An alternative approach might enable you to apply an equally appropriate safety solution to better meet your needs. Any alternative you propose must meet the 'outcome(s)' stated in the schedule.

Yours faithfully



Station Manager Blizzard
Fire Safety Manager
On behalf of the Dorset & Wiltshire Fire and Rescue Authority
cc Licensing Authority
cc Mr Tomasz Jodlowiec

Important Information – schedule referred to in Enforcement Notice Number 115

Notes to this schedule:

The government guidance most suitable to your premises can be found at <http://www.cfoa.org.uk/19512>

Before you make certain changes to the premises, you may have to apply for approval from statutory bodies and/or others having interest in them. If you have doubt about the need for approval, you should ask the relevant body. For example, you may have to apply for approval from a Building Control Body to make '[material alterations](#)'. You might also need to apply for the property owners' permission or for '[listed building consent](#)', among others.

This schedule comprises of 9 items

Item number 1

Outcome

This work is necessary to detect fire and raise an alarm.

Action

Ensure that the music is muted when the fire alarm sounds.

Ensure the correct detectors are installed in the system

The changes should be carried out and commissioned by a competent person.

Reason

The fire detection and alarm system is not suitable because Detectors are not compatible with the fire alarm panel and music does not mute on activation of the fire alarm.

This is contrary to Articles 8(1), 13(1)(a).

Item number 2

Outcome

This work is necessary to provide sufficient escape routes (corridors, stairs and doors) for people.

Action

Ensure that everyone can evacuate quickly and safely by clearing the music equipment, storage and sand bags from the basement rear escape route.

Reason

The escape route from basement rear exit was restricted by equipment and storage.

This would delay or prevent people escaping quickly and safely from fire.

This is contrary to Articles 8(1), 14, 19(1) and 21(2).

Item number 3

Outcome

This work is necessary to make sure that escape routes (corridors, stairs and doors) can be safely used whenever they are needed.

Action

Carry out an audit of all your fire doors to ensure that they can resist fire and smoke for 30 minutes and are fitted with intumescent strips and smoke seals. Doors should also be fitted with a self-closing device that closes door fully to latch (cupboard doors do not need a self-closing device but should be locked shut).

Reason

Doors were not capable of preventing the spread of fire for long enough to enable people to escape because they were damaged, wedged open, self-closer removed or they didn't close fully to latch.

This is contrary to Articles 8(1) and 14(2)(b).

Item number 4

Outcome

This work is necessary to make sure that escape routes (corridors, stairs and doors) can be safely used whenever they are needed.

Action

Ensure that escape routes are illuminated by emergency lighting that will operate if the local lighting circuit fails.

The system should conform to BS 5266 2016.

Reason

People in premises may not be able to find the way out in an emergency due to inadequate coverage and some emergency lights are not working .

This is contrary to Articles 8(1) and 14(2)(h).

Item number 5

Outcome

This work is necessary to make sure that escape routes (corridors, stairs and doors) can be safely used whenever they are needed.

Action

Ensure that all doors on exit routes are available and can be easily and immediately opened, without the use of a key, by anyone who might need to use them in an emergency.

Reason

The escape doors at the rear of the ground floor were difficult to open because they were fitted with draw bolts and rear basement exit doors had a missing push bar. This means that people trying to use the escape doors, during an evacuation, might be trapped in the building.

This is contrary to Articles 8(1) and 14(2)(b).

Item number 6

Outcome

This work is necessary to help people understand what to do if fire breaks out.

Action

Ensure that sufficient numbers of employees are able to understand and interpret the fire alarm panel.

Reason

No employee present was able to interpret the fire alarm panel. This means that effective evacuation of people nearest the fire could be delayed.

This is contrary to Articles 8(1), 15(3), 19(1)(c) and 21.

Item number 7

Outcome

This work is necessary to help people understand what to do if fire breaks out.

Action

- Carry out fire drills; to practice the procedures you have in place for people to follow in case of fire.

Reason

People do not understand what to do in case of fire and may behave inappropriately if fire breaks out. When people are familiar with what to do, their safety is more assured.

This is contrary to Articles 8(1), 15(1)(a) and 21.

Item number 8

Outcome

The fire alarm, emergency lights and the firefighting equipment should be tested weekly / monthly as recommended in the relevant British Standard. I also recommend these tests are recorded in a suitable log book.

Action

Ensure that fire alarm, emergency lights and the firefighting equipment are properly tested and maintained.

Reason

The fire alarm, emergency lights and the firefighting equipment were not properly tested and maintained. This means that they could fail without warning or at the moment it is needed most and that people would be at risk in case of fire.

This is contrary to Articles 8(1) and 17(1).

Item number 9

Outcome

This work is necessary to help people understand what to do if fire breaks out.

Action

Provide your employees with instruction and training, so that they know the fire precautions you have put in place. They must also be familiar with what they need to do in case of fire to ensure that they are safe and can keep other people safe.

Reason

Employees were unaware of their responsibilities and of the fire safety measures in the premises, which you have taken to keep them and others safe.

This is contrary to Articles 8(1), 19(1), 21(1) and 21(2).