

**FIRE SERVICE ACT 2004: SECTION 13 AND 16  
AGREEMENTS****REPORT OF CHIEF FIRE OFFICER****For Approval****1. PURPOSE OF REPORT**

- 1.1 To inform Elected Members of the Operational Provision (Agreements) that have been made by the Chief Fire Officer under the Authority's Scheme of Delegation to provide mutual support and reinforcement with County Durham and Darlington Fire and Rescue Authority and North Yorkshire Fire Authority under the Fire Service Act 2004 Sections 13 and 16 as attached in Appendices 1 and 2.
- 1.2 To seek Elected Members views on the Operational Provision (Agreement) that is proposed by the Chief Fire Officer to provide Principal Officer Cover in extenuating circumstances with County Durham and Darlington Fire and Rescue Authority, Northumberland County Council and Tyne and Wear Fire and Rescue Authority under the Fire Service Act 2004, Section 16 as attached in Appendix 3.

**2. RECOMMENDATIONS**

- 2.1 Members are asked to endorse the Operational Provision (Agreements) that have been made by the Chief Fire Officer under the Authority's Scheme of Delegation to provide mutual support and reinforcement with County Durham and Darlington Fire and Rescue Authority and North Yorkshire Fire Authority under the Fire Service Act 2004 Sections 13 and 16 as attached in Appendices 1 and 2.
- 2.2 Members are asked to provide views on the Operational Provision (Agreement) that is proposed by the Chief Fire Officer to provide Principal Officer Cover in extenuating circumstances with County Durham and Darlington Fire and Rescue Authority, Tyne and Wear Fire and Rescue Authority and Northumberland County Council under the Fire Service Act 2004, Section 16 as attached in Appendix 3.

**3. BACKGROUND**

- 3.1 The Fire Service Act 2004 Section 13 requires Fire and Rescue Authorities to, as far as reasonably practicable, enter into a reinforcement scheme, or mutual aid agreements, with other fire and rescue authorities for securing mutual assistance between authorities in order that statutory functions can be discharged at all times.

- 3.2 Section 16 of the Act states that a fire and rescue authority (the first authority) may enter into arrangements with another fire and rescue authority or any other person for the discharge to any extent by that other authority or person of a function conferred on the first authority under sections 6,9 and 11.
- 3.3 Under the Authority's Scheme of Delegation the Chief Fire Officer, in consultation with the Legal Advisor and Monitoring Officer; and the Treasurer, has entered into three Section 13 and 16 Agreements.

#### **4. SECTION 13 AND 16 AGREEMENTS**

##### **Cleveland Fire Authority and County Durham and Darlington Fire and Rescue**

- 4.1 This agreement relates to the provision of specialist response and support appliances; standby arrangements; wildfire arrangements and fire investigation as set out in the document at Appendix 1.

##### **Cleveland Fire Authority and North Yorkshire Fire and Rescue Authority**

- 4.2 This agreement relates to the provision of Reinforcements; and an emergency response to certain parts of North Yorkshire as set out in the document at Appendix 2.

- 4.3 **Cleveland Fire Authority, County Durham and Darlington Fire and Rescue Authority, Northumberland County Council and Tyne and Wear Fire and Rescue Authority**

This agreement relates to the provision of Principal Officer Cover in extenuating circumstance as set out in the document at Appendix 3.

**IAN HAYTON  
CHIEF FIRE OFFICER**

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