



Recorded Delivery

For the attention of the Company Secretary
Solent Cliffs Nursing Home Ltd
Solent Cliffs Nursing Home
2 Cliff Road
Fareham
Hampshire
PO14 3JS

Date: 26 June 2023

Enquiries To: [REDACTED] My Reference: F6/[REDACTED]/9993/00275651

Mobile Tel: [REDACTED]

URGENT – ACTION REQUIRED

To whom it may concern

Enforcement Notice

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

Premises: Solent Cliffs Care Home, 2 Cliff Road, Fareham PO14 3JS

An authorised inspector visited your premises on **01 June 2023** and evaluated the fire safety provided. The Hampshire & IOW 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 **14 June 2023** and numbered **9993** 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 the **01 October 2023**. My officer will contact you approximately one week before that 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of suspending the operation of this Enforcement Notice until the appeal is finally disposed of or (if the appeal is withdrawn), until the withdrawal of the appeal.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 comment or make a complaint about how this authority regulated you. Our Complaints procedure which can be found at www.hantsfire.gov.uk/complaints tells you how.

Have Your Say

We would also appreciate feedback on our visit, please feel free to complete our post engagement form, it should take a couple of minutes and all responses are anonymous (unless you provide us with your details). [HIWFRS Fire Safety Post Engagement Feedback Form](#).

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

[Redacted signature]

[Redacted name]

On behalf of, and duly appointed by the Hampshire & IOW Fire & Rescue Authority

cc: Business Fire Safety (Enforcement Support Team)

[Redacted contact information]

Enc:
Schedule to Enforcement Notice
Notes and Standard Terms and Definitions

Important Information – schedule referred to in Enforcement Notice

Notes to this schedule:

The government guidance most suitable to your premises is **Residential Care** guidance which 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' website <http://www.legislation.gov.uk/ukxi/2010/2214/regulation/3/made> tells you how. You might also need to apply for the property owners' permission or for 'listed building consent' website <https://www.historicengland.org.uk/advice/planning/consents/lbc/> among others tells you how.

Item Number 1	
Outcome	This work is necessary to detect fire and raise an alarm.
Action	<p>Provide and install a fire alarm and detection system that complies with BS 5839- part 1 to an L1 standard or similar.</p> <p>The system must be capable of giving a warning to everyone who might be affected. This includes for example, people with hearing impairments, or within noisy environments.</p> <p>The system should be installed and commissioned by a competent person and supplied with installation and commissioning certificates and be subject to regular maintenance testing thereafter.</p>
Reason	<p>The existing fire alarm or detection system within the premises has detection not present in rooms over 1m2. This means that people may not be warned in time to escape safely.</p> <p>This is contrary to Articles 8(1), 13(1)(a), 15(1)(a) and 15(2)(a).</p>

Item Number 2	
Outcome	The Sprinkler system present on the first floor will be fully functional and subject to a suitable maintenance regime.
Action	Ensure that the sprinkler system is properly tested and maintained to the appropriate standard.
Reason	<p>No testing and maintenance records have been provided to confirm this is being maintained.</p> <p>This means that it could fail without warning if used and that people would be at risk in case of fire.</p> <p>This is contrary to Articles 8(1) and 17(1).</p>

Item Number 3	
Outcome	The external staircase should be suitably protected.
Suggested Action	<p>The kitchen door at the base of the staircase is required to be a fire door fitted with a self-closer. The windows within 1.8. metres horizontally of the external staircase should be fire resisting and fixed shut.</p> <p>All doors, windows roof lights and ducting within 3m of the escape route should be fire resisting.</p>
Reason	<p>The external staircase and external flat roof are not suitably protected to allow people to safely evacuate the premises.</p> <p>People using the means of escape may be affected by a fire in one of the adjoining rooms. This means that people may not be able to reach safety before being affected by fire and / or smoke.</p> <p>This is contrary to Articles 8(1) and 14(2)(b) & (c).</p>

End of Enforcement Notice

