

**WEST MIDLANDS FIRE AND RESCUE AUTHORITY**

**25<sup>th</sup> September, 2006**

1. **INSTITUTION OF LEGAL PROCEEDINGS**

Report of the Chief Fire Officer and Clerk

RECOMMENDED

THAT the report to be noted.

2. **PURPOSE OF REPORT**

This report is submitted to inform the Authority of the institution of legal proceedings for failure to comply with the Manufacture and Storage of Explosives Regulations 2005 (MSER) as indicated below.

3. **BACKGROUND**

- 3.1 It has been decided, in consultation with the Chair and Vice-Chair, to instigate legal proceedings in respect of the following premises for failure to comply with the Manufacture and Storage of Explosives Regulations 2005 (MSER)

191 – 193 Hagley Road, Edgbaston, Birmingham B16 9RD

- 3.2 The detailed circumstances surrounding the breaches of the legislation have been reported to the Chair and Vice-Chair. A copy can be provided to any Member of the Authority on request.

4. **EQUALITY IMPACT ASSESSMENT**

In preparing this report, an initial Equality Impact Assessment is not required and has not been carried out as the matters referred to do not represent a change in the policies or functions of the Authority.

5. **LEGAL IMPLICATIONS**

The course of action recommended in this report does not raise issues which should be drawn to the attention of the Authority's Monitoring Officer.

6. **FINANCIAL IMPLICATIONS**

Any costs involved would be met from existing budgets.

**BACKGROUND PAPERS**

Report of the Chief Fire Officer to the Chair and Vice Chair approved on 26<sup>th</sup> June, 2006.

F J E SHEEHAN  
CHIEF FIRE OFFICER

SUSAN PHELPS  
CLERK