



LONDON FIRE BRIGADE

London Fire Brigade Headquarters
169 Union Street London SE1 0LL
T 020 8555 1200 F 020 7960 3602
Textphone 020 7960 3629
london-fire.gov.uk

Freedom of Information request reference number: 6387.3

Date of response: 21/06/2022

Request:

Fire Safety Audit outcome for Creative House, 124 Prince of Wales Drive Battersea, SW8 4BJ.

Response:

The LFB Fire Safety Regulatory department have confirmed they revisited Creative House on 20 June 2022. As a result of this revisit, a Prohibition Notice was served on the premises.

I have attached a copy of the Prohibition Notice to this response below. Please note, personal data has been redacted from the notice under [section 40 of the FOIA – Personal Information](#).

We have dealt with your request under the Freedom of Information Act 2000. For more information about this process please see the guidance we publish about making a request on our website: <https://www.london-fire.gov.uk/about-us/transparency/request-information-from-us/>



LONDON FIRE BRIGADE

PROHIBITION NOTICE

NOTICE ISSUED UNDER ARTICLE 31 OF THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005 (as amended)

Premises to which this notice relates: Creative House
124 Prince of Wales Drive
London
SW8 4BJ.

Use of the premises to which this notice relates: Purpose built block of flats.

Name of responsible person: *The Responsible Person for Creative House, 124 Prince of Wales Drive, London SW8 4BJ*

Address of responsible person: *Creative House, 124 Prince of Wales Drive, London SW8 4BJ*

Name of authorising officer: DAC Withheld under FOI act 2000 - s40 Personal Information.

The London Fire Commissioner (the Commissioner) is the fire and rescue authority for London. The Commissioner is responsible for enforcing the Regulatory Reform (Fire Safety) Order 2005 (as amended), hereafter referenced as 'The Order', in London.

A duly authorised representative of the Commissioner is of the opinion that the use of the premises to which this notice relates involves, or will involve, a risk to relevant persons so serious that the use of the premises ought to be prohibited.

The duly authorised representative of the Commissioner is of this opinion because:

The means of escape are inadequate.
Fire protection for the means of escape is insufficient.
Escape routes are blocked or obstructed by combustible materials.

The Commissioner hereby directs that the use of the premises to which this notice relates is prohibited or restricted as follows:

'The 1st floor to the 7th Floor may not be used by persons (other than those undertaking remedial works)'— until the matters identified above as giving rise to serious risk have been remedied.

In the opinion of the Commissioner the risk of serious personal injury to relevant persons is imminent. The prohibition or restriction specified in this notice has immediate effect.

This notice continues in force until the matters identified above as giving rise to serious risk have been remedied or the Commissioner withdraws it. Further works or measures may be required to achieve compliance with The Order. Where necessary, these will be detailed in a separate enforcement notice.

Signature: Withheld under FOI act 2000 - s40 Personal Information. Date: 20th June 2022

“Deputy Assistant Commissioner”
(The Officer appointed for the purpose)

NOTES

1. Contravention of any prohibition or restriction imposed by a prohibition notice is an offence under Article 32 (2) (h) of The Order and renders the offender liable, on a summary conviction, to a fine not exceeding the statutory maximum or, on conviction on indictment, to a fine or imprisonment for a term not exceeding two years, or both.
2. In any proceedings for an offence referred to in note 1, where the person charged is a person other than the person on whom the prohibition notice was served, it shall be a defence for that person to prove that he/she did not know and had no reason to believe the notice had been served.
3. The person on whom the notice is served has a responsibility to take all reasonable steps to ensure compliance with the notice and is advised to make the effect of the notice known to those who might work on or resort to the premises. Failure to take such steps may constitute a contravention of the terms of the notice and render the person on whom the notice is served liable to the penalties described in note 1.
4. Your attention is drawn to the provision for appeal to a magistrates' court against this notice in Article 35 of The Order.

A person on whom a prohibition notice is served may appeal to the court within 21 days from the date on which the prohibition notice is served.

The bringing of an appeal does not have the effect of suspending this notice, unless on the application of the appellant, the court so directs (and then only from the giving of the direction).

ENVIRONMENT AND SAFETY INFORMATION ACT 1988 SECTION 4 - PROTECTION OF TRADE SECRETS

The above Act requires the Commissioner to maintain public registers of notices issued under Article 31 of The Order, (other than those which impose requirements or prohibitions solely for the protection of persons at work) and Sections 21 and 22 of the Health and Safety at Work etc, Act 1974.

Provisions are made within the Act for persons on whom the above notices are served to appeal against any proposed entry in the register which may disclose "trade secrets" or "secret manufacturing processes".

Entries in the register are required to be made after the period for appeal against the notice expires or after any appeal is disposed of.

If you feel that any such entry would disclose information about a trade secret or secret manufacturing process you may write to the Assistant Commissioner, Fire Safety, within a period of 14 days following the service of the notice, requesting exclusion of these details(see Section 4 of the 1988 Act).