

1985 No. 53

CLEAN AIR

**Smoke Control Areas (Exempted Fireplaces) Regulations
(Northern Ireland) 1985**

Made 14th March 1985

Coming into operation 1st May 1985

The Department of the Environment, in exercise of the powers conferred on it by Article 17(7) of the Clean Air (Northern Ireland) Order 1981(a) and of every other power enabling it in that behalf, being satisfied that the classes of fireplace prescribed in column (1) of the Schedule can be used for burning fuel other than authorised fuels without producing a substantial quantity of smoke, hereby makes the following regulations:—

Citation and commencement

1. These regulations may be cited as the Smoke Control Areas (Exempted Fireplaces) Regulations (Northern Ireland) 1985 and shall come into operation on 1st May 1985.

Revocation

2. The Smoke Control Areas (Exempted Fireplaces) Regulations (Northern Ireland) 1984(b) are hereby revoked.

Exempted fireplaces

3.—(1) The classes of fireplace prescribed in column (1) of the Schedule shall, subject to the conditions specified in paragraph (2), be exempted from the provisions of Article 17 of the Clean Air (Northern Ireland) Order 1981.

(2) The conditions mentioned in paragraph (1) are that the fireplaces shall be installed, maintained and operated so as to minimise the emission of smoke at all times, and in accordance with the relevant manufacturer's instructions which bear the appropriate reference specified in the Schedule.

Sealed with the Official Seal of the Department of the Environment on 14th March 1985.

(L.S.)

J. J. O. McClenahan

Assistant Secretary

(a) S.I. 1981/158 (N.I. 4)

(b) S.R. 1984 No. 63

SCHEDULE

Regulation 3

<i>Class of fireplace</i>	<i>Manufacturer's instructions</i>
The Parkray Coalmaster II manufactured by T.I. Parkray Limited, both as an inset model and as a free-standing model.	(a) installation instructions for the inset model: reference "List No. 1048/June '83 8402"; (b) installation instructions for the free-standing model: reference "List No. 1058/February, 1984"; and (c) user's instructions for both models: reference "List No. 1049/September '83".
The Spacewarmer B200 manufactured by Clean Air Systems.	installation operation and maintenance instructions: reference "B200/DEC '83".
The Spacewarmer B500 manufactured by Clean Air Systems.	installation operation and maintenance instructions: reference "B500/DEC '83".

EXPLANATORY NOTE

(This note is not part of the Regulations.)

Article 17 of the Clean Air (Northern Ireland) Order 1981 empowers district councils to declare the whole or any part of their district to be a smoke control area in which the emission of smoke is, generally, prohibited. It also empowers the Department to prescribe, subject to conditions, classes of fireplace which can be used for burning fuel other than an authorised fuel without producing any smoke or a substantial quantity of smoke.

These regulations exempt the classes of fireplace known as the Parkray Coalmaster II manufactured by T.I. Parkray Limited and the Spacewarmer B200 and the Spacewarmer B500 manufactured by Clean Air Systems subject to certain conditions as to installation, maintenance and operation.

These regulations replace with modifications the Smoke Control Areas (Exempted Fireplaces) Regulations (Northern Ireland) 1984, which are revoked. The changes are:—

- (1) Exemption is now given to Spacewarmer B200 and B500 fireplaces.
- (2) New provision is made as respects the Parkray Coalmaster to take account of the existence of inset and free-standing models.