

1971 No. 1265

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) Order 1971

<i>Made</i>	- - -	30th July 1971
<i>Laid before Parliament</i>		10th August 1971
<i>Coming into Operation</i>		24th August 1971

The Secretary of State for the Environment, in exercise of his powers under section 11(4) of the Clean Air Act 1956(a) and of all other powers enabling him in that behalf, hereby orders as follows:—

Title and commencement

1. This order may be cited as the Smoke Control Areas (Exempted Fireplaces) Order 1971 and shall come into operation on 24th August 1971.

Interpretation

2. The Interpretation Act 1889(b) shall apply for the interpretation of this order as it applies for the interpretation of an Act of Parliament.

Class of fireplace exempted from section 11 of the Clean Air Act 1956

3. The class of fireplace described in column (1) of the schedule hereto shall, subject to the conditions specified in column (2), be exempted from the provisions of section 11 of the Clean Air Act 1956 (which empowers a local authority to declare the whole or any part of their district to be a smoke control area).

SCHEDULE

(1) Class of Fireplace	(2) Conditions
The fireplace known as the Rayburn CB 34 and manufactured by Glynwed Foundries Limited	The fireplace shall be installed, maintained and operated so as to minimise the emission of smoke and in accordance with the manufacturer's instructions. No fuel shall be used other than selected washed coal singles.

Peter Walker,
Secretary of State for the Environment.

30th July 1971.

(a) 1956 c. 52.

(b) 1889 c. 63.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 11 of the Clean Air Act 1956 empowers local authorities 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. This Order exempts the Rayburn CB 34 from the provisions of that section, upon certain conditions as to proper operation.

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