

1986 No. 638**CLEAN AIR****The Smoke Control Areas (Exempted Fireplaces) Order 1986**

<i>Made</i>	- - -	<i>27th March 1986</i>
<i>Laid before Parliament</i>		<i>10th April 1986</i>
<i>Coming into Operation</i>		<i>1st May 1986</i>

The Secretary of State, in exercise of the powers conferred on him by section 11(4) of the Clean Air Act 1956(a), and now vested in him(b), and of all other powers enabling him in that behalf, being satisfied that fireplaces of the classes described in the Schedule hereto can be used for burning fuel other than authorised fuels without producing any smoke or a substantial quantity of smoke, hereby makes the following order:—

Title, commencement and extent

1.— (1) This order may be cited as the Smoke Control Areas (Exempted Fireplaces) Order 1986 and shall come into operation on 1st May 1986.

(2) This order shall extend to England and Wales.

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

2. Fireplaces of the classes described in the Schedule to this order shall, upon the relevant conditions, 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 its district to be a smoke control area).

(a) 1956 c.52.
(b) S.I. 1970/1681.

SCHEDULE

Class of fireplace	Conditions
The Triancomatic 60 boiler manufactured by Trianco Redfyre Limited.	<p>1. The fireplace shall be installed, maintained and operated so as to minimise the emission of smoke at all times, and in accordance with the manufacturer's instructions dated 24th July 1985 and which—</p> <p>(a) in the case of the installation instructions bear the reference "No. 45576"; and</p> <p>(b) in the case of the user instructions bear the reference "No. 45574".</p> <p>2. No fuel shall be used other than the washed coals recommended in the manufacturer's user instructions: reference "No. 45574".</p>
The Worcester Coalstream 17.5 kw underfeed stoker manufactured by Worcester Engineering Company Limited.	<p>1. The fireplace shall be installed, maintained and operated so as to minimise the emission of smoke at all times, and in accordance with the manufacturer's instructions dated 1st August 1985 and which—</p> <p>(a) in the case of the installation instructions bear the reference no. "ZKLIT 140"; and</p> <p>(b) in the case of the user instructions bear the reference no. "ZKLIT 139".</p> <p>2. No fuel shall be used other than the washed coals recommended in the manufacturer's user instructions: reference no. "ZKLIT 139".</p>
The Corsair 300HW, 500HW and 750HW boilers manufactured by Eri-thglen Limited.	The fireplace shall be installed, maintained and operated so as to minimise the emission of smoke at all times, and in accordance with the manufacturer's instructions: reference "001 August 1985".

Kenneth Baker,
Secretary of State for the Environment.

27th March 1986.

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. Specified classes of fireplaces may be exempted from control by order. This order, which applies to England and Wales, exempts from the provisions of the section the Triancomatic 60 boiler manufactured by Trianco Redfyre Limited, the Corsair 300HW, 500HW and 750HW boilers manufactured by Erithglen Limited and the Worcester Coalstream 17.5 kw underfeed stoker manufactured by Worcester Engineering Company Limited, subject to certain conditions as to installation, maintenance and operation.

SI 1986/638
ISBN 0-11-066638-0



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