
STATUTORY INSTRUMENTS

2020 No. 1095

The Air Quality (Domestic Solid Fuels Standards) (England) Regulations 2020

PART 5

Coal

Interpretation: Part 5

13. In this Part—

“bituminous coal” means coal falling within CN Code 2701 12(1) placed on the market for the purposes of combustion in domestic premises;

“exempt coal” means any bituminous coal extracted in accordance with the Dean Forest (Mines) Act 1838(2) or the Dean Forest Act 1861(3);

“loose coal” means bituminous coal supplied for the purposes of combustion in domestic premises sold otherwise than in a securely closed container;

“pre-packed” means packaged in a securely closed container intended for supply.

Prohibition on the supply of bituminous coal

14.—(1) A person must not supply bituminous coal that is pre-packed, unless the coal is exempt coal.

(2) A person must not supply loose coal directly to a consumer, unless the coal is exempt coal.

(3) A person guilty of an offence under paragraph (1) or (2) is liable on summary conviction to a fine.

Transitional provision

15. Nothing in this Part applies for the 24-month period beginning with 1st May 2021 in respect of the supply of loose coal directly to a consumer by a person who on that day is a member of the Approved Coal Merchant Scheme(4).

(1) Information relating to Combined Nomenclature (CN) is available at https://ec.europa.eu/taxation_customs/business/calculation-customs-duties/what-is-common-customs-tariff/combined-nomenclature_en as that information applies on the day that these Regulations come into force, and is also available for inspection from the offices of the Department for Environment, Food and Rural Affairs, 2 Marsham Street, London SW1P 4DF.

(2) 1838 c. 43 (1 and 2 Vict).

(3) 1861 c. 40 (24 and 25 Vict).

(4) Details of the Approved Coal Merchant Scheme may be obtained from the Approved Coal Merchant Scheme, 95 High Street, Clay Cross, Derbyshire, S45 9DZ and are available for inspection from the offices of the Department for Environment, Food and Rural Affairs, 2 Marsham Street, London SW1P 4DF.