STATUTORY INSTRUMENTS

1973 No. 2131

CONTROL OF FUEL AND ELECTRICITY

The Electricity (Lighting) (Control) (Northern Ireland) Order 1973

Made - - - -	*17th December* 1973
Laid before Parliament	*18th December* 1973
Coming into Operation	*19th December* 1973

The Secretary of State, in exercise of his powers under section 2(1) of the Fuel and Electricity (Control) Act 1973 (**a**) and section 7 of the Emergency Laws (Re-enactments and Repeals) Act 1964 (**b**) as having effect by virtue of section 5(1) of the Fuel and Electricity (Control) Act 1973 hereby makes the following Order:—

1. This Order may be cited as the Electricity (Lighting) (Control) (Northern Ireland) Order 1973 and shall come into operation on the 19th December 1973.

2. This Order shall extend to Northern Ireland only.

3.—(1) In this Order—

"electricity" means electricity whether or not supplied by the Northern Ireland Electricity Service established by the Electricity Supply (Northern Ireland) Order 1972 (**c**);

"school" means any institution providing primary or secondary education or both within the meaning of the Education and Libraries (Northern Ireland) Order 1972 (**d**).

(2) Any reference in this Order to any enactment shall be construed as a reference thereto as amended or extended.

4. This Order shall apply in relation to—

(*a*) any premises used wholly or mainly—

(i) as an office or showroom;

(ii) as a retail shop, bank or petrol station;

(iii) as a restaurant or catering establishment (whether or not licensed for the sale of intoxicating liquor) or for the sale or consumption of intoxicating liquor;

(iv) as a warehouse or store;

(v) as a library, museum, art gallery, exhibition hall or other public hall;

(vi) as a place of education;

(vii) as a church or other place of public worship;

(*b*) any part so used of any premises not otherwise so used, if the lighting of that part is controlled separately from the lighting for the other part of the premises;

(a) 1973 c. 67. (b) 1964 c. 60. (c) S.I. 1972/1072. (d) S.I. 1972/1263.

(*c*) any part of the premises licensed under the Cinematograph Acts (Northern Ireland) 1909 and 1959(**a**), the Local Government Act (Northern Ireland) 1934(**b**) or the Intoxicating Liquor and Licensing Act (Northern Ireland) 1927(**c**) to which the public is admitted on payment or otherwise and any place other than premises so licensed used wholly or mainly for recreation, entertainment or sport;

(*d*) any part of any hotel, residential club or hostel to which the public is admitted or which is provided for the communal use of persons resident therein.

5. Except under a licence granted by the Secretary of State under this Order, no person shall use or permit the use of electricity for the purpose of lighting any room comprised in any premises in relation to which this Order applies at any time while that room is unoccupied, except to such extent as may be necessary for the safety of persons on those premises or the security of those premises.

6. Except under a licence granted by the Secretary of State under this Order, no person shall use or permit the use of electricity for the purpose of lighting any room or part of any premises in relation to which this Order applies in such a manner that the electrical load imposed by such lighting in relation to that part exceeds—

(*a*) two watts per square foot of floor area where that room or part is lighted by tungsten lamps;

(*b*) one watt per square foot of floor area where that room or part is lighted by fluorescent lamps or by both tungsten and fluorescent lamps:

Provided that nothing in this Article:

(i) shall apply in relation to any such room or part lighted solely by a single tungsten lamp not exceeding 40 watts, by a single fluorescent lamp, or by any high intensity discharge lamp; or

(ii) shall have effect so as to require a reduction in the standard of lighting at any place to such premises below that necessary for the safety of persons on those premises or the security of those premises; or

(iii) shall apply in relation to any part of any premises used as a school during such times as the premises are so used.

7. Any licence granted under this Order may be subject to conditions and may be revoked without prior notice.

8. It shall be a defence for a person who contravenes or fails to comply with a provision of this Order to prove that he used all due diligence to secure compliance with that provision.

Francis Pym,
One of Her Majesty's Principal Secretaries of State.

Northern Ireland Office.

17th December 1973.

(**a**) 1909 c. 30 and 1959 c. 20 (N.I.).
(**b**) 1934 c. 22 (N.I.).
(**c**) 1927 c. 21 (N.I.).

EXPLANATORY NOTE

(This note is not part of the Order.)

This Order, which extends only to Northern Ireland, relates to the electric lighting of the premises specified in Article 4 of the Order. These include offices, shops, catering establishments, warehouses, libraries, places of education, churches, places of recreation, entertainment or sport and the public parts of hotels. It prohibits the lighting by electricity of any room in such premises while it is unoccupied (Article 5). It also restricts (with certain exceptions) the electric lighting of any part of such premises to two watts per square foot for tungsten lamps and one watt per square foot for fluorescent tubes. This restriction does not apply to schools (Article 6). Lighting necessary for the safety of persons on the premises or the security of the premises is permitted.

SI 1973/2131
ISBN 0-11-032131-6

