STATUTORY INSTRUMENTS

1970 No. 1762 (S. 144)

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) (Scotland) (No. 2) Order 1970

Made - - -	20*th November* 1970
Laid before Parliament	4*th December* 1970
Coming into Operation	5*th December* 1970

In exercise of the powers conferred on me by section 11(4) of the Clean Air Act 1956**(a)** and of all other powers enabling me in that behalf, and being satisfied that fireplaces of the class described can be used for burning fuel other than authorised fuels without producing a substantial quantity of smoke, I hereby make the following order:—

Citation and commencement

1. This order may be cited as the Smoke Control Areas (Exempted Fireplaces) (Scotland) (No. 2) Order 1970 and shall come into operation on 5th December 1970.

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. In Scotland 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).

Gordon Campbell,
One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
20th November 1970.

(a) 1956 c. 52 (b) 1889 c. 63.

Article 3 SCHEDULE

Column 1 Class of Fireplace	Column 2 Conditions
The fireplace known as the Triancomatic T.80 and manufactured by Trianco 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 for operation as supplied with the fireplace. No fuel shall be used other than selected washed coal singles.

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 Triancomatic T.80 fireplace from the provisions of that section, upon certain conditions as to proper operation.

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