STATUTORY INSTRUMENTS

1965 No. 1284 (S.57)

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) (Scotland) Order 1965

Made - - - -	16*th June* 1965
Laid before Parliament	25*th June* 1965
Coming into Operation	1*st July* 1965

In exercise of the powers conferred on me by section 11 (4) as read with section 34 (1) of the Clean Air Act 1956(a), and of all other powers enabling me in that behalf, I hereby make the following order:—

1. This order may be cited as the Smoke Control Areas (Exempted Fireplaces) (Scotland) Order 1965, and shall come into operation on 1st July 1965.

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

3. In Scotland the class of fireplace described in column 1 of the schedule hereto shall, subject to the conditions set out in column 2 opposite the description of the fireplace, be exempted from the provisions of section 11 of the Clean Air Act 1956.

William Ross,
One of Her Majesty's Principal Secretaries of State

St. Andrew's House,
Edinburgh, 1.
16th June 1965.

SCHEDULE

(1) Class of fireplace	(2) Conditions
The fireplace known as the Fulgora Slow Combustion Stove, manufactured by Fulgora Stoves Limited.	The fireplace shall be so installed, maintained and operated as to minimise the emission of smoke, and in any case in accordance with the manufacturers' instructions. No fuel shall be used other than wood waste in clean condition.

(a) 4 & 5 Eliz. 2. c. 52. (b) 52 & 53 Vict. c. 63.

EXPLANATORY NOTE

(This Note is not part of the order.)

Section 11(4) as read with section 34(1) of the Clean Air Act 1956, empowers the Secretary of State to exempt, by order, any class of fireplace upon such conditions as he may specify in the order, from the provisions of section 11 of the Act (which relates to smoke control areas) if he is satisfied that such fireplaces can be used for burning fuel other than authorised fuels without producing any smoke or a substantial quantity of smoke. This order exempts the class of fireplace set out in column 1 of the schedule thereto on the conditions set out opposite the class in column 2.