STATUTORY INSTRUMENTS

1969 No. 686 (S.58)

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) (Scotland) Order 1969

Made - - -	*7th May* 1969
Laid before Parliament	21*st May* 1969
Coming into Operation	2*nd June* 1969

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, and being satisfied that fireplaces of the classes described can be used for burning fuel other than authorised fuel without producing a substantial quantity of smoke, I hereby make the following order :—

Title and commencement

1. This order may be cited as the Smoke Control Areas (Exempted Fireplaces) (Scotland) Order 1969 and shall come into operation on 2nd June 1969.

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.

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

3. In Scotland the classes of fireplace described in column (1) of the Schedule hereto shall, subject to the conditions specified in column (2) opposite the description of the fireplace, 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).

William Ross,

One of Her Majesty's Principal Secretaries of State.

St. Andrew's House,
Edinburgh.

7th May 1969.

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

SCHEDULE

(1) Classes of fireplace	(2) Conditions
The fireplace known as the Housewarmer and manufactured for the National Coal Board by Ideal Standard Limited.	The fireplace shall be installed, maintained and operated so as to minimise the emission of smoke and in accordance with the instructions for operation as supplied with the fireplace by or on behalf of the National Coal Board. No fuel shall be used other than washed coal singles.
The fireplace known as the Wood Chip Fired Air Heater manufactured by Air Plants 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 clean wood waste of a size within the limits referred to in those instructions.

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 "Housewarmer" and the Wood Chip Fired Air Heater fireplaces from the provision of that section, upon certain conditions as to proper operation.