

1973 No. 2092**CONTROL OF FUEL AND ELECTRICITY****The Electricity (Heating) (Control) Order 1973**

<i>Made - - - -</i>	<i>11th December 1973</i>
<i>Laid before Parliament</i>	<i>12th December 1973</i>
<i>Coming into Operation</i>	<i>13th December 1973</i>

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 shall come into operation on the 13th December 1973 and may be cited as the Electricity (Heating) (Control) Order 1973.

2.—(1) In this Order “electricity” means electricity supplied by an Electricity Board within the meaning of section 1 of the Electricity Act 1947(c).

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

3.—(1) Subject to paragraph (2) of this Article, and 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 heating—

(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 film, television or photographic studio;
- (vi) as a library, museum, art gallery, exhibition hall or other public hall;
- (vii) as a church, chapel or other place of public worship; or
- (viii) for recreation, entertainment or sport; or

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

(2) Nothing in paragraph (1) of this Article shall apply to the use of electricity—

(a) during any period not exceeding eight hours falling between 2230 hours and 0730 hours on the following day;

(b) on any part of any such premises which is used for living accommodation;

(c) on any part of any such premises to the extent that such use is necessary for the maintenance of the health of any person on those premises who is ill, disabled, infirm, pregnant, under the age of 5 years or over the age of 60 years;

(a) 1973 c. 67.

(b) 1964 c. 60.

(c) 1947 c. 54.

- (d) for the purpose of operating any fan, circulating pump or controlling mechanism installed in any central plant used for heating any such premises by means of solid fuel, gas or oil;
 - (e) for the purpose of preventing damage to any central heating plant on any such premises;
 - (f) for the purpose of operating apparatus for heating, cooling or air-conditioning on any such premises to the extent necessary to prevent damage or deterioration to food, goods or material or to prevent damage to or impairment of the functioning of any apparatus or equipment on the premises which is sensitive to changes in temperature or humidity;
 - (g) for preserving the health of any livestock on any such premises;
 - (h) on any part of such premises used as a registered pharmacy or used for the purpose of his practice or business by a registered medical practitioner, a registered dentist, a registered pharmacist, a registered optician, a registered veterinary surgeon, a registered veterinary practitioner or any person registered as a chiropodist or physiotherapist under the Professions Supplementary to Medicine Act 1960(a);
 - (i) on any part of such premises used for the purpose of dispensing hearing aids by any person registered as a dispenser of hearing aids under the Hearing Aid Council Act 1968(b);
 - (j) for the purpose of heating any premises for use as a church, chapel or other place of public worship or religious education, if such use does not exceed six hours in a period of seven days.
4. Any licence granted under this Order may be subject to conditions and may be revoked without prior notice.
5. This Order shall not extend to Northern Ireland.

Tom Boardman,
Minister for Industry,
Department of Trade and Industry.

11th December 1973.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order prohibits the use of electricity for space heating, except under a licence granted by the Secretary of State, in premises used for certain purposes specified in Article 3(1) of the Order. These include offices, showrooms, shops, banks, petrol stations, restaurants, bars, warehouses, studios, public halls, churches and places of recreation, entertainment or sport. Such use is however permitted for a period of eight hours overnight, falling between 2230 hours and 0730 hours on the following day, and for certain purposes specified in Article 3(2). These include the maintenance of health, the prevention of damage to sensitive apparatus, goods and material (including food), and heating premises used for the purpose of their practice by doctors and other persons specified in the Article or (for a restricted period) for use as a church or other place of public worship or religious education.

(a) 1960 c. 66.

(b) 1968 c. 50.

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