STATUTORY INSTRUMENTS

1978 No. 1609

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) Order 1978

Made - - - - 9th November 1978

Laid before Parliament 20th November 1978

Coming into Operation 11th December 1978

The Secretary of State for the Environment, in exercise of powers conferred by section 11(4) of the Clean Air Act 1956 and now vested in him(1), and of all other powers enabling him in that behalf, hereby orders as follows:—

Title, commencement and extent

- 1.—(1) This order may be cited as the Smoke Control Areas (Exempted Fireplaces) Order 1978 and shall come into operation on 11th December 1978.
 - (2) This order applies to England and Wales.

Interpretation

2. The Interpretation Act 1889 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. The class of fireplace described in Column (1) of the Schedule to this order shall, subject to the conditions specified in Column (2) thereof, 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).

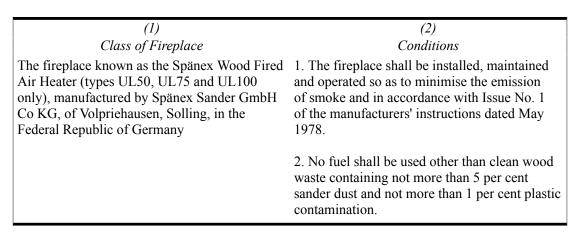
Peter Shore
Secretary of State for the Environment

9th November 1978

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SCHEDULE Article 3

EXEMPTED CLASS OF FIREPLACE



EXPLANATORY NOTE

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, which applies to England and Wales, exempts a class of fireplace comprising certain types of the Spänex Wood Fired Air Heater from the provisions of that section, subject to certain conditions as to the method of operation to be followed and the type of fuel to be used.