WELSH STATUTORY INSTRUMENTS

2013 No. 561 (W.64)

CLEAN AIR, WALES

The Smoke Control Areas (Exempted Fireplaces) (Wales) Order 2013

Made - - - -	*11 March 2013*
Laid before the National Assembly for Wales - -	*12 March 2013*
Coming into force - -	*3 April 2013*

The Welsh Ministers in exercise of the powers conferred upon the Secretary of State by section 21 of the Clean Air Act 1993(**1**) and now vested in the Welsh Ministers(**2**) so far as exercisable in relation to Wales, and being satisfied that the fireplaces exempted by this Order can be used for burning fuel other than authorised fuels without producing any smoke or a substantial quantity of smoke, make the following Order:

Title, commencement and application

1.—(1) The title of this Order is the Smoke Control Areas (Exempted Fireplaces) (Wales) Order 2013 and it comes into force on 3 April 2013.

(2) This Order applies in relation to Wales.

Fireplaces exempted from section 20 of the Clean Air Act 1993

2. The fireplaces described in the Schedule are, subject to the conditions listed, exempted from the provisions of section 20 of the Clean Air Act 1993 (which prohibits smoke emissions in smoke control areas).

Revocation

3. The Smoke Control Areas (Exempted Fireplaces) (Wales) Order 2012(**3**) is revoked.

(**1**) 1993 c. 11.

(**2**) The relevant functions of the Secretary of State were, so far as exercisable in relation to Wales, transferred to the National Assembly for Wales by virtue of article 2 of, and Schedule 1 to, the National Assembly for Wales (Transfer of Functions) Order 1999 (S.I. 1999/672). Those functions are now exercisable by the Welsh Ministers by virtue of section 162 of, and paragraph 30 of Schedule 11 to, the Government of Wales Act 2006 (c. 32).

(**3**) S.I. 2012/244 (W. 38)

John Griffiths
Minister for Environment and Sustainable Development, one of the Welsh Ministers

11 March 2013

SCHEDULE Article 2

EXEMPTED FIREPLACES

Fireplace	*Conditions* *The fireplace must be installed, maintained and operated in accordance with the following specifications:*	*No fuel is to be used in the fireplace other than authorised fuels and the following fuel or fuels:*
18i and 60i stoves. Manufactured by Jetmaster Fires Ltd, Unit 2, Peacock Trading Estate, Goodwood Road, Eastleigh, Hampshire, SO50 4NT.	Installation and use instruction manual reference: "Part No 106870 Issue No. 1" dated February 2010 and supplementary instruction manual reference: "Part No 106872 Issue No. 1" dated May 2010. The appliance must be fitted with a mechanical stop to prevent closure of the air control beyond the 40% open position.	Wood logs [(1)].
Aarrow Signature 5 SC, Aarrow Ecoburn 5 SC, Hamlet Solution 5 SC and Villager Espirit 5 SC. Manufactured by Arada Ltd, The Fire Works, Millwey Industrial Estate, Axminster, Devon, EX13 5HU.	Instruction manual reference "Rev 02" dated April 2010. All the appliances must be fitted with a mechanical stop to prevent closure of the air control beyond 20mm from the closed position and 50 mm beyond the fully open position.	Wood logs [(1)].
Acquisitions Bloomsbury 5kW stove. Manufactured by Esse Engineering Limited, Ouzedale Foundry, Long Ing, Barnoldswick, Lancashire, BB18 6BN.	Instruction manual reference "01/12 (PP)" dated January 2012. The appliance must be fitted with a system that prevents the closure of the air controls beyond the 50% open position.	Wood logs [(1)].

(1) The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood preservatives or coatings.

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Fireplace	*Conditions* *The fireplace must be installed, maintained and operated in accordance with the following specifications:*	*No fuel is to be used in the fireplace other than authorised fuels and the following fuel or fuels:*
Acquisitions Cannonbury 4 and 5. Manufactured by Esse Engineering Ltd, Ouzledale Foundry, Long Ing, Barnoldswick, Lancashire, BB18 6BN.	Installation and operating instruction manual reference "v71 of 09/11/2010" dated 09/11/2010.	Wood logs [(1)].
Aduro 3D, 8D, 10D, 11D and Asgård 1D, 2D and 7D wood burning stoves. Distributed by Pevex Enterprises Ltd, Unit 16, Seven Acres Business Park, Waldringfield, Ipswich, IP12 4PS.	Instruction manual reference "Pexex1001/AH/ver1" and dated June 2011 It must be fitted with permanent stops to ensure that the primary and secondary air controls do not close beyond 95% and 50% respectively.	Dry wood logs [(1)].
Aduro 9D wood burning stove. Distributed by Pevex Enterprises Ltd, Unit 16, Seven Acres Business Park, Waldringfield, Ipswich, IP12 4PS.	Instruction manual reference "Pevex1002/AH/ver1" and dated June 2011. It must be fitted with permanent stops to ensure that ensure the primary and secondary air controls do not close beyond 95% and 50% respectively.	Dry wood logs [(1)].
Alberg 7. Manufactured by Elite Group Trading Ltd, Room 1208, Kak Tak Commercial Building, 317-319 Des Voeux	The instruction manual reference "EGTL03A Version 1.4" dated 21 December 2012.	Wood logs [(1)].

(1) The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood preservatives or coatings.

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Fireplace	*Conditions* *The fireplace must be installed, maintained and operated in accordance with the following specifications:*	*No fuel is to be used in the fireplace other than authorised fuels and the following fuel or fuels:*
Road Central, Hong Kong, 999077.		
Alpha I model number AL905-SE Wood Burning Stove. Manufactured by Hi-Flame Fireplace UK Limited, Unit 5A, Holmes Chapel Business Park, Manor Lane, Holmes Chapel, Cheshire, CW4 8AF.	Instruction manual reference "HF277-SE/UK-NI-ROI/V2D.18-07-12" dated July 2012. The appliance must be fitted with a mechanical stop to prevent closure of the main air control beyond the 50% open position.	Wood logs [(1)].
Alpha II model number AL907-SE Wood Burning Stove. Manufactured by Hi-Flame Fireplace UK Limited, Unit 5A, Holmes Chapel Business Park, Manor Lane, Holmes Chapel, Cheshire, CW4 8AF.	Instruction manual reference "AL907-SE/UK-NI-ROI/V3-D.14-07-12" dated July 2012. The appliance must be fitted with a mechanical stop to prevent secondary air control closure beyond the 20% open position, and a 70mm opening of the door rope seal to allow a constant flow of air.	Wood logs [(1)].
Angus Orligno 200 18kW and 25kW gasification boilers. Manufactured by Eko-Vimar Orlanski Spólka z ograniczona odpowiedzialnoscia, ul. Nyska 17 b, 48-385 Otmuchów, Poland.	Instruction manual reference "EV-20111002" dated October 2011.	Wood logs [(1)].
Angus Orligno 200 40kW, 60kW and	Instruction manual reference "EV- 20111002" dated October 2011.	Wood logs [(1)].

(1) The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood preservatives or coatings.

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