STATUTORY RULES OF NORTHERN IRELAND

2015 No. 274

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) (Amendment) Regulations (Northern Ireland) 2015

Made - - - -	*15th June 2015*
Coming into operation	*16th July 2015*

The Department of the Environment makes the following Regulations in exercise of the powers conferred by Article 17(7) of the Clean Air (Northern Ireland) Order 1981(**1**).

The Department is satisfied that the classes of fireplace set out in column 1 of the Schedule can, subject to the conditions set out in column 2 of the Schedule, be used for burning fuel other than authorised fuels(**2**) without producing any smoke or a substantial quantity of smoke.

Citation, commencement and interpretation

1.—(1) These regulations may be cited as the Smoke Control Areas (Exempted Fireplaces) (Amendment) Regulations (Northern Ireland) 2015 and come into operation on 16th July 2015.

(2) In these Regulations, "the Principal Regulations" mean the Smoke Control Areas (Exempted Fireplaces) (No. 2) Regulations (Northern Ireland) 2013(**3**).

Amendments to the Principal Regulations

2.—(1) The Schedule to the Principal Regulations is amended in accordance with paragraphs (2) to (4).

(2) In the first column, under the heading "(1) Class of fireplace"—

(a) in the classes of fireplace beginning with the words—

"PROPEL P25"; and

"SLIMPEL S25",

insert "Green Energy Engineering" at the beginning of the entry, and before the name of the fireplace;

(b) in the class of fireplace beginning with the words—

(**1**) S.I. 1981/158 (N.I. 4), to which there are amendments not relevant to these Regulations.

(**2**) Fuels declared by the Department of the Environment to be authorised fuels for the purposes of Article 2(2) of the Clean Air (Northern Ireland) Order 1981 are specified in S.R. 2013 No. 205, as amended by S.R. 2014 No. 249.

(**3**) S.R. 2013 No. 292, as amended by S.R. 2014 No. 166 and S.R 2014 No. 294.

"Robus Black Star",

after "Republic", insert "and pellet burners manufactured by NBE Productions A/S, Kjeldgaardsvej 2, 9300 Saeby, Denmark"; and

(c) in the classes of fireplace beginning with the word—

"Firebelly",

for each time that it appears, for "Unit C Ainleys Industrial Estate, Elland, HX5 9JP", substitute "Unit B Marshall Hall Mills, Elland, HX5 9DU".

(3) The classes of fireplace beginning with the words—

(a) "Amalia 5";

(b) "Amalia 7";

(c) "Hestia 5";

(d) "Hestia 7";

(e) "Hillandale Silverdale 5 SE"; and

(f) "Hillandale Silverdale 7 SE";

and the respective conditions are omitted.

(4) At the appropriate places in the Schedule to the Principal Regulations insert the classes of fireplace and the respective conditions set out in the Schedule to these Regulations.

Sealed with the official seal of the Department of the Environment on 15th June 2015.

L.S.

Dave Foster
A senior officer of the
Department of the Environment

SCHEDULE 1 Regulation 2

(1) Class of fireplace	*(2) Conditions*	
	The fireplace must be installed, maintained and operated in accordance with the following specifications:	*Permitted fuels (other than authorised fuels):*
Ariterm BioCompPX boiler and PX52 pellet burner and the Ariterm BioCompPX Ultra-light boiler and PX52 pellet burner manufactured by Ariterm Sweden AB, Flottiljvägen 15, 392 41 KALMAR, Sweden.	Instruction manual dated 6 November 2014, reference "Ariterm-SP-PX28327.1".	Wood pellets. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Arizona Stoves Crete inset multi-fuel stove manufactured by Micon Distribution Ltd., 1a Hallstown Road, Ballinderry Upper, Lisburn BT28 2NE.	Operation and Installation manual dated 24th November 2014 reference "Version A (MZSCRE5SE)". The appliance must be fitted with a mechanical stop to prevent secondary air control closure beyond the 75% open position.	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Bari C.11 wood burning stove manufactured by Hase Kaminofenbau GmbH, Niederkircher Strasse 14, D-54294 Trier.	Instruction manual dated November 2014 reference "Bari_R1". The appliance must be fitted with a mechanical stop to prevent air control closure beyond the 42mm open position.	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Biotech Top Light, Top Light M, Top Light M MBW, PZ8RL, PZ25RL and PZ35RL wood pellet boilers manufactured by Biotech Energietechnik GmbH, Mayrwiesstraße 12, 5300 Hallwang bei Salzburg, Austria.	Instruction manual dated June 2013 reference "Top Light/ Top Light M/ Top Light M MBW/ PZ8RL/ PZ25RL/ PZ32RL/PZ35RL Version 940000100030 06/13 ENG".	Wood pellets. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Breckwell model ESWC11 wood burning stove manufactured by United States Stove Company 227 Industrial Park Rd	Instruction manual dated December 2014 reference "852330". The appliance must be fitted with a system to prevent closure of one of the eight	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.

(1) Class of fireplace	*(2) Conditions*	
South Pittsburg TN 37380 USA	secondary air slots beyond the 3.5mm open position, and with the tertiary air control fixed in the fully open position.	
Compte R ATC 250 boiler fitted with an electrostatic precipitator (ESP) manufactured by Compte R, Z.I. de Vaureil, 63220 Arlanc, France.	Instruction manual "Instructions service Clean Air Act application for the ATC250 boiler" dated 18/03/2015 references "AQ-00-PP-0028".	Wood chips. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Desire 5, Desire 5 LS, Desire 6, Desire 6 LS, Desire 7, Desire 7 LS, Ignite 5, Ignite 5 LS, Ignite 6, Ignite 6 LS, Ignite 7 and Ignite 7 LS multi-fuel stoves manufactured by Broseley Fires Ltd, First Floor, Unit B Knights Court, Archers Way, Battlefield Enterprise Park, Shrewsbury, Shropshire, SY1 3GA.	Installation & Operating Instructions manual dated 3rd December 2014 reference "Mar 14/GB Issue 4". The appliance must be fitted with a mechanical stop to prevent closure of the secondary air control slide beyond the 10mm open position.	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Dovre 425CBW wood burning stove manufactured by Dovre NV, Nijverheidsstraat 18, BE-2381 Weelde, Belgium.	Installation Instructions and Operating Manual dated February 2012 reference "03.27986.100" and Additional Installation and Operating Instructions for use in Smoke Control Areas dated December 2014 reference "PM1191 Issue 1". The appliance must be fitted with smoke control kit Part No. DV425SZKIT to prevent closure of the secondary air control slider beyond the 15mm open position.	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Elegance Junior UK and Elegance Junior Wall UK 5kW wood-burning stoves manufactured by Jydepejsen A/S, Ahornsvinget 3-7, Nr. Felding, DK-7500 Holstebro, Denmark.	Instruction manual dated 28 November 2014 reference "User's manual Revision 1, 28.11.2014". The appliance must be modified to fix the secondary air control to 698mm^2 in its minimum position.	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Esse 1 wood burning stove manufactured by	Installation & User Instructions dated 29 October	Wood logs. The fuel must not contain halogenated organic

(1) Class of fireplace	*(2) Conditions*	
Esse Engineering Limited, Ouzledale Foundry, Long Ing, Barnoldswick, Lancashire, BB18 6BN.	2014 reference "ONE-SE-I04-29 10 2014". The appliance must be fitted with a mechanical stop to prevent secondary air control closure beyond the 50% open position.	compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Firenzo Fires Hastings 4.8kW wood-burning stove manufactured by Firenzo Fires 98 Niven Street Napier New Zealand.	User manual dated 16 October 2014 reference "HU 2014-10-16" and installation manual dated 16 October 2014 reference "HI 2014-10-16". The appliance must be fitted with a mechanical stop to prevent air control closure beyond the 6mm open position.	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Flavel Arundel FCMSB 4.9kW Multifuel Stove manufactured by BFM Europe Limited, Trentham Lakes North, Stoke-on-Trent, Staffordshire, ST4 4TJ.	Manufacturers Installation and Operating Instructions dated 19th November 2014, reference "B-176820". The appliance must be fitted with the smoke control stop (part number F-176950) to prevent secondary air control closure beyond the 30% open position.	Wood logs. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Green Energy Engineering PROPEL P70 and P100 Pellet Boilers manufactured by Kozlusan – Salih Kozlu, Kayalioilu Kasabasi, Akhisar, Manisa, PK 23, Turkey.	Instruction manual reference: "PROPEL Wood Pellet Boiler Models: P70 – P100 Version 2" dated 23rd September 2012.	Wood pellets. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Guntamatic PRO 175, PRO 199, PRO 250 wood chip boiler manufactured by GUNTAMATIC Heiztechnik GmbH, A – 4722 PEUERBACH, Bruck 7, Austria.	PRO Operating Instructions/ System Log Book dated October 2013 reference PRO-13-00-00-00-01-BADE.	Wood chips or wood pellets. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.
Guntamatic PRO-Flex 175, PRO-Flex 199, PRO-Flex 250 pellet boilers manufactured by GUNTAMATIC Heiztechnik GmbH, A – 4722	PRO-Flex Operating Instructions/System Log Book dated October 2013 reference PRO-Flex-A-00-00-00-01-BADE.	Wood pellets. The fuel must not contain halogenated organic compounds or heavy metals as a result of treatment with wood-preservatives or coatings.