STATUTORY RULES OF NORTHERN IRELAND

1999 No. 289

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) Regulations (Northern Ireland) 1999

Made - - - -	*24th June 1999*
Coming into operation	*2nd August 1999*

The Department of the Environment, in exercise of the powers conferred on it by Article 17(7) of the Clean Air (Northern Ireland) Order 1981(**1**) (hereinafter referred to as "the Order") and of every other power enabling it in that behalf, being satisfied that the classes of fireplace prescribed in column (1) of the Schedule can be used for burning fuel other than authorised fuels without producing a substantial quantity of smoke, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Smoke Control Areas (Exempted Fireplaces) Regulations (Northern Ireland) 1999 and shall come into operation on 2nd August 1999.

Exempted fireplaces

2. The classes of fireplace prescribed in column (1) of Schedule 1 shall, subject to the conditions prescribed in column (2) thereof, be exempted from the provisions of Article 17 of the Order (which makes it an offence to emit smoke from a chimney in a smoke control area).

Revocations and savings

3.—(1) Fireplaces which—

(a) were manufactured before 2nd August 1999;

(b) immediately before that date were exempted fireplaces; and

(c) comply with the prescribed conditions,

shall continue to be exempted from the provisions of Article 17 of the Order.

(2) Except as provided in paragraph (1) the Smoke Control Areas (Exempted Fireplaces) Regulations (Northern Ireland) 1992(**2**) are hereby revoked.

(**1**) S.I. 1981/158 (N.I. 4)
(**2**) S.R. 1992 No. 538

(3) In this regulation—

(a) "exempted fireplaces" means fireplaces of a class prescribed under Article 17(7) of the Order;

(b) "the prescribed conditions" means conditions prescribed under the said Article 17(7).

Sealed with the Official Seal of the Department of the Environment on

24th June 1999.

R. W. Rogers
Assistant Secretary

SCHEDULE 1

Regulation 2

(1) *Class of Fireplace*	(2) *Conditions*
1. Any fireplace specially designed or adapted for combustion of liquid fuel.	
2. Any fireplace (other than a fireplace fired by pulverised fuel) constructed on or after 1st July 1965 and installed before 1st September 1970 and equipped with mechanical stokers, or adapted between those dates for use with such stokers.	No fuel shall be used other than that for which the mechanical stoker was designed.
3. Any fireplace designed to burn coal (other than a fireplace fired by pulverised coal) with a heating capacity exceeding 160 megajoules per hour constructed and installed on or after 1st July 1965 and equipped with mechanical stokers or adapted on or after that date for use with such stokers.	No fuel shall be used other than that for which the mechanical stoker was designed.
4. The Apollo incinerator types 10, 25 and 50 manufactured by Apollo Incineration Systems Limited.	(a) (a) The fireplaces shall be installed, maintained and operated in accordance with the manufacturer's instructions dated 2nd November 1992 and bearing the reference "Apollo 10-25-50"; (b) No fuel shall be used other than wood, wood shavings, cardboard and polythene. or softwood offcuts, chipboard or plastic coated chipboard;
5. The CBR Flexifuel Heater, models 300, 400 and 600 manufactured by CBR Engineers Limited.	(a) (a) The fireplaces shall be installed, maintained and operated in accordance with the manufacturers, instructions published in 1987 and bearing the reference "FF/CBR Flexifuel 87"; (b) No fuel shall be used other than hardwood or softwood offcuts, chipboard or plastic coated chipboard; (c) The fireplaces shall not be used to burn sawdust in bulk or plastic materials other than plastic coated chipboard.
6. The CBR Turbo Heat, models 200, 300, 400, 500, 600 and 800 manufactured by CBR Engineers Limited.	(a) (a) The fireplaces shall be installed, maintained and operated in accordance with the manufacturers, instructions published in 1988 and

(1) *Class of Fireplace*	(2) *Conditions*
	bearing the reference "FF/CBR Turbo Heat 88"; (b) No fuel shall be used other than hardwood or softwood offcuts, chipboard or plastic coated chipboard; (c) The fireplaces shall not be used to burn sawdust in bulk or plastic materials other than plastic coated chipboard.
7. The CBR Flexifuel Heater, models 150 and 200 manufactured by CBR Engineers Limited.	(a) (a) The fireplaces shall be installed, maintained and operated in accordance with the manufacturers, instructions published in 1989 and bearing the reference "FF/CBR Flexifuel 150/200/1989"; (b) No fuel shall be used other than hardwood or softwood offcuts, chipboard or plastic coated chipboard; (c) The fireplaces shall not be used to burn sawdust in bulk or plastic materials other than plastic coated chipboard.
8. The Turbo Heat, models 1,000 and 1,200 manufactured by CBR Engineers Limited. (a) (a) The fireplaces shall be installed, maintained and operated in accordance with the manufacturers, instructions published in 1990 and bearing the reference "FF/CBR Turbo Heat 1,200 1990"; (b) No fuel shall be used other than hardwood or softwood offcuts, chipboard or plastic coated chipboard;	
9. The Spacewarmer B200, manufactured by Clearair Limited.	(a) The fireplace shall be installed, maintained and operated in accordance with the manufacturer's instructions published December 1983 and bearing the reference "B200/DEC 83"; (b) No fuel shall be used other than hardwood or softwood offcuts, a mixture of offcuts (hardwood or softwood) and sandwich with no more than 50 per cent. of the mixture being sawdust, chipboard offcuts or plastic coated chipboard offcuts; (c) The fireplace shall not be used to burn chipboard or plastic coated chipboard unless an afterburner supplied by the manufacturer of the fireplace and capable of producing 50

(1) *Class of Fireplace*	(2) *Conditions*	
		megajoules of heat per hour has been fitted to the fireplace.
10. The Spacewarmer B500, manufactured by Clearair Limited.	(a)	(a) The fireplace shall be installed, maintained and operated in accordance with the manufacturer's instructions published in December 1983 and bearing the reference "B500/DEC 83";
	(b)	No fuel shall be used other than hardwood or softwood offcuts.
11. The Clearview models 650 and 750 and the Vision 500 model, manufactured by Clearview Stoves Limited.	(a)	(a) The fireplace shall be installed, maintained and operated in accordance with the manufacturer's instructions dated 1 January 1993 and in the case of the Clearview models 650 and 750, bearing the reference "1/42" and in the case of Vision 500 model, bearing the reference "V1/42";
	(b)	No fuel shall be used other than firewood which has been split, stacked and air dried.
12. The Cronspisen stove, using the 5 channel chimney system, manufactured by Cronspisen Produktion AB.	(a)	(a) The fireplace shall be installed, maintained and operated in accordance with the manufacturer's instructions bearing the reference "January 1992 Serial No. UM 351B";
	(b)	No fuel shall be used other than firewood which has been split, stacked and air-dried.
13. The Dovre woodstove models 500G and 700G manufactured by Dovre Castings Limited.	(a)	(a) The fireplaces shall be installed, maintained and operated in accordance with the manufacturer's instructions dated October 1995 bearing the following reference— (i) model 500G: "500G"; (ii) model 700G: "700G".
	(b)	No fuel shall be used other than wood.
14. The Nordist Waste Fired System, models 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22 and 23 manufactured in part by Nordfab A/S and in part by Danstoker A/S.	(a)	(a) The fireplace shall be installed, maintained and operated in accordance with the manufacturer's instructions dated 9th December 1988 and bearing the reference "P.S. 501 9/12/88".
15. The Jotul catalyst stove models 8TDIC and 12TDIC manufactured by Jotul Limited.	(a)	(a) The appliances shall be installed, maintained and operated in