1992 No. 538

CLEAN AIR

The Smoke Control Areas (Exempted Fireplaces) Regulations (Northern Ireland) 1992

Made . . . . . 11th December 1992

Coming into operation . . . 1st February 1993

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(a) (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) 1992 and shall come into operation on 1st February 1993.

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 1st February 1993;

(*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 regulations listed in Schedule 2 are hereby revoked.

(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).

(a) S.I. 1981/158 (N.I. 4). *See* definitions of "the Department", and "prescribed" in Art. 2(2)

Sealed with the Official Seal of the Department of the Environment on 11th December 1992.

(L.S.) *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 CBR Flexifuel Heater, models 300, 400 and 600 manufactured by CBR Engineers Limited.	(*a*) The fireplaces shall be installed, maintained and operated in accordance with the manufacturer's 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.
5. The CBR Turbo Heat, models 200, 300, 400, 500, 600 and 800 manufactured by CBR Engineers Limited.	(*a*) The fireplaces shall be installed, maintained and operated in accordance with the manufacturer's instructions published in 1988 and 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.

(1) *Class of Fireplace*	(2) *Conditions*
	(*c*) The fireplaces shall not be used to burn sawdust in bulk or plastic materials other than plastic coated chipboard.
6. The CBR Flexifuel Heater, models 150 and 200 manufactured by CBR Engineers Limited.	(*a*) The fireplaces shall be installed, maintained and operated in accordance with the manufacturer's 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.
7. The Turbo Heat, models 1,000 and 1,200 manufactured by CBR Engineers Limited.	(*a*) The fireplaces shall be installed, maintained and operated in accordance with the manufacturer's instructions published in 1990 and bearing the reference "CBR Turbo Heat 1,000 to 1,200 1990". (*b*) No fuel shall be used other than hardwood or softwood offcuts, chipboard offcuts or plastic coated chipboard offcuts.
8. The Spacewarmer B200 manufactured by Clearair Limited.	(*a*) The fireplace shall be installed, maintained and operated in accordance with the manufacturer's instructions published in 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 megajoules of heat per hour has been fitted to the fireplace.

(1) *Class of Fireplace*	(2) *Conditions*
9. The Spacewarmer B500 manufactured by Clearair Limited.	(*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.
10. The Cronspisen stove, using the 5 channel chimney system, manufactured by Cronspisen Produktion AB.	(*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 that has been split, stacked and air-dried.
11. 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*) The fireplaces 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". (*b*) No fuel other than softwood shavings, hardwood shavings or sawdust shall be used.
12. The Jansen Design stove using the 5 channel system, manufactured by Kakkelovnsmakeriet A/S.	(*a*) The fireplace shall be installed, maintained and operated in accordance with the manufacturer's instructions bearing the reference "CSC-JDS-01" dated 21/10/91. (*b*) No fuel should be used other than wood.
13. The Eclipse Junior, Standard, Senior Jumbo 30 and Jumbo 50 incinerators, manufactured by Northern Incinerators Limited.	(*a*) The fireplaces shall be installed, maintained and operated in accordance with the manufacturer's instructions dated 21st June 1988 and bearing the reference "NORCIN TECH 88".