

**EXPLANATORY MEMORANDUM TO**  
**THE SMOKE CONTROL AREAS (EXEMPTED FIREPLACES) (WALES)**  
**ORDER 2011**

This explanatory memorandum has been prepared by the Department for Environment, Sustainability and Housing and is laid before the National Assembly for Wales in conjunction with the above subordinate legislation and in accordance with Standing Order 24.1.

**Minister's Declaration**

In my view, this Explanatory Memorandum gives a fair and reasonable view of the expected impact of the Smoke Control Areas (Exempted Fireplaces)(Wales) Order 2011. I am satisfied that the benefits outweigh any costs.

**Jane Davidson**  
**Minister for Environment Sustainability and Housing**  
**11 January 2011**

**(i) Description**

This Order revokes and replaces with amendments the Smoke Control Areas (Exempted Fireplaces) (Wales) Order 2009 (S.I. 2009/3224) (W.278). This Order allows the use (subject to strict conditions) of a number of wood burning boilers and stoves capable of smokeless operation within smoke control areas. These fireplaces do not burn the fuels generally authorised for use in such areas, and consequently have been assessed and are considered to be capable of meeting, or have met, the requirements of BS PD 6434.

**(ii) Matters of special interest to the Constitutional Affairs Committee**

None.

**(iii) Legislative Background**

The power enabling this Instrument to be made is contained in Section 21 of the Clean Air Act 1993.

The SI follows the negative resolution procedure.

**(iv) Purpose and intended effect of the legislation**

Section 18 of the Clean Air Act 1993 enables local authorities to declare the whole or part of their area as a smoke control area by making a "smoke

control order". In Wales there are currently four partial smoke control areas in Flintshire, Newport, Swansea and Wrexham. Section 20 of the Act places a general prohibition on the emission of smoke in smoke control areas. However, anyone burning fuel in a smoke control area can avoid contravention of the Act by either using an authorised fuel (not relevant here), or by using an "exempted fireplace". "Fireplace" is defined by the Clean Air Act 1993 as including any open or closed stoves or furnaces as well as grates. Section 21 of the Act enables exemptions to be made, by order, of classes of fireplaces from the prohibition of smoke emissions if they are capable of burning fuels without producing any smoke or substantial quantities of smoke.

It follows from this that a person using an exempted fireplace can be confident (so long as they comply with any conditions of use imposed by the order) that they will not contravene the Clean Air Act 1993. It is not automatically unlawful to use a non-exempted fireplace in a smoke control area, but anyone doing so is at risk of prosecution if it emits any smoke. This means that, in practice, coal, oil and wood cannot be used as fuel in a smoke control area unless burnt on an exempted fireplace. The power to exempt is devolved to the Welsh Ministers.

Following the specified tests by the Welsh Assembly Government's preferred testing centre, AEA Energy & Environment; it is proposed to add the following classes of fireplaces to those which are already exempted :

<i>Classes of Fireplace</i>	<i>Conditions</i>
<b>Additional exempted appliances 2010</b>	
Aarrow Signature 5 SC; Aarrow Ecoburn 5 SC; Hamlet Solution 5 SC; Villager Espirit 5 SC.  Manufactured by Arada Limited; The Fire Works, Millwey Industrial Estate, Axminster, Devon, EX13 5HU.	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "Rev 02" dated April 2010. All the appliances will be fitted with a mechanical stop to prevent closure of the air control beyond 20mm from the closed position and 50 mm from the fully open position.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>
Arimax 300: Fitted with Biojet Burner 300 (Kw); Arimax 400: Fitted with Biojet Burner 400 (Kw); Arimax 500: Fitted with Biojet Burner 500 (Kw).  Manufactured by Artierm Oy; Kimmo Kantalainen; PO Box 59; Fin – 43101; Saarijärvi.	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "INSTALLATION AND OPERATION MANUAL Arimax Bio 120-3000 kW" dated 30/03/2010.</li> <li>2. No fuel is to be used other than 6-8mm wood pellets with a moisture content less than 10% (1).</li> </ol>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Barbas ECO 40 5 kW wood burning roomheater.</p> <p>Manufactured by Interfocos BV; Hallenstraat 17, NL-5531 AB, BLADEL, Netherlands.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the ECO 40 instruction manual, document Version 01-327332 dated October 2009.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Barbas Unilux – 3 40 5Kw wood burning insert.</p> <p>Manufactured by Interfocos BV; Hallenstraat 17, NL – 5531 AB, BLADEL, Netherlands.</p>	<p><b>1.</b>The fireplace must be installed, maintained and operated in accordance with the Unilux – 3 40 instruction manual, document Version 01 – 326587 dated August 2009.</p> <p>2. no fuel is to be used other than wood logs (1).</p>
<p>Charnwood Cove 1SR.</p> <p>Manufactured by A.J Wells and Sons Limited; Bishops Way, Newport, Isle of Wight, PO30 5WS.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the installation and use instruction manual references “COVE1SR01.10 Issue A”. An adjustment of the air control such that the minimum closure of the air control is equivalent to that found with the control pushed in 15mm from the fully open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Charnwood Tor.</p> <p>Manufactured by A.J Wells and Sons Limited; Bishops Way, Newport, Isle of Wight, PO30 5WS.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the installation and use instruction manual references “Tor 02.10 Issue A”.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Classic model 25, 35, 40, 49 and 60 wood pellet boilers.</p> <p>Distributed by Wood Energy Ltd; Pinkworthy Barn, Oakford, Devon, EX16 9EU.</p> <p>Manufactured by Hargassner Gesellschaft mit beschränkter Haftung (GmbH), Gunderding 8, A-4952, Weng, Austria.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's installation manual for the Classic Pellet Boilers reference No. 22, Pellet Boilers, Type Classic 25, 31, 35, 40, 49, 60, reference BA Classic 25L-60L Nr 21 0508.</p> <p>2. No fuel is to be used other than wood pellets (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Dimplex SE Selbourne 5.</p> <p>Distributed by Dimplex; Millbrook House, Grange Drive, Hedge End, Southampton, Hampshire, SO 30 2DF.</p> <p>Manufactured by ESSE Engineering Ltd; Ouzledale Foundry, Long Ing, Barnoldswick, Lancashire, BB18 6BN.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "SE Selbourne 5 Issue 1" dated 08 2009. All appliances will be fitted with a mechanical stop to prevent closure beyond the 50% open position when sold into smoke control areas.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Earlswood.</p> <p>Manufactured by ACR Heat Products Limited; Unit One Weston Works, Weston Lane, Tyseley, Birmingham, B11 3RP.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference "EW1MF technical manual" dated 02 2009. When the primary air control is in the closed position, it remains permanently open by 5mm and is prevented from closing fully by a screw.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Eccostove.</p> <p>Manufactured by Landy Vent; Foster House, 2 Redditch Road, Studley, Warwickshire, B80 7AX.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "02/10" dated 10/02/2010. The fitting of a system that prevents the closure of the secondary air flaps to be less than 4mm (3 Turns) open position should be implemented.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>En-tech model ENP 10,15, 18,25 and 35 boilers</p> <p>Manufactured by En-tech Energietechnikproduktion, Gesellschaft mit beschränkter Haftung (GmbH), Gewerbezone 3, A-9300 St Veit, Glan-Hunnenbrunn, Austria.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturers' installation manual dated 11/2009, reference IMENP 10-35 11/2009 for the Firefox pellet boiler.</p> <p>2. No fuel is to be used other than wood pellets. (1)</p>
<p>En-tech model PK15 and 25 boilers</p> <p>Manufactured by En-tech Energietechnikproduktion, Gesellschaft mit beschränkter Haftung (GmbH), Gewerbezone 3, A-9300 St Veit, Glan-Hunnenbrunn, Austria.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturers' installation manual dated 11/2009, reference IMPK PK 15/25 11/2009 EN for the Firefox pellet boiler.</p> <p>2. No fuel is to be used other than wood pellets. (1)</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>En-tech model PK45 boilers</p> <p>Manufactured by En-tech Energietechnikproduktion, Gesellschaft mit beschränkter Haftung (GmbH), Gewerbezone 3, A-9300 St Veit, Glan-Hunnenbrunn, Austria.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturers' installation manual dated 11/2009, reference IMPK PK 45 11/2009 EN for the Firefox pellet boiler.</p> <p>2. No fuel is to be used other than wood pellets. (1)</p>
<p>100 SE smoke exempt woodburning stove</p> <p>Manufactured by ESSE Engineering Ltd., Ouzledale Foundry, Long Ing, Barnoldswick, Lancashire, BB18 6BN</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturers' instruction manual dated February 2009, reference 100 SE Issue 1.</p> <p>2. No fuel is to be used other than untreated dry wood with a maximum moisture content of 20% maximum length of 200 mm and maximum width or diameter of 120 mm. (1)</p>
<p>125 SE.</p> <p>Manufactured by ESSE Engineering Ltd; Ouzledale Foundry, Long Ing, Barnoldswick, Lancashire, BB18 6BN.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "Esse 125SE Issue 1" dated 08 2009. All appliances will be fitted with a mechanical stop to prevent closure beyond the 50% open position when sold into smoke control areas.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Esse 1622</p> <p>Manufactured by ESSE Engineering Ltd; Ouzledale Foundry, Long Ing, Barnoldswick, Lancashire, BB18 6BN.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the installation and operation manual reference "1622/Integra INSET revision c" dated "July 2010". All appliances used in smoke control areas must be fitted with a mechanical stop to fix secondary air control fully open.</p> <p>2. No fuel is to be used other than dry wood logs (1).</p>
<p>Evotherm P50, P100, P120, P150, P170, P200 pellet boilers manufactured by Evotherm, Heiztechnik Vertriebs Gesellschaft mit beschränkter Haftung (GmbH), Seeleiten 24, AT 5120, St Pantaleon, Austria.</p>	<p>2. The fireplace must be installed, maintained and operated in accordance with the manufacturer's instructions 'Operating manual' reference Version 1/2010/Rev. 4.21</p> <p>2. No fuel is to be used other than wood pellets. (1)</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Firefox 5CB (4.9kW); Vega 100CB (4.9kW); Sirius 405CB (4.9kW); Flame 5CB (4.9kW).</p> <p>Manufactured by Percy Doughty &amp; Co; Imperial Point, Express Trading Estate, Stonehill Road, Farnworth, Bolton, BL4 9TN.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "FFXCBA" dated January 2010.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>
<p>Fireline FXi 5kW; Fireline FPi 5kW; Fireline FX5; Fireline FP5.</p> <p>Manufactured by Charlton and Jenrick Limited; G1-G2 Halesfield 5, Telford, Shropshire, TF7 4QJ.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "Issue 03" dated 03/10. The fitting of a system that prevents the closure of the secondary air control beyond the 3.5mm open position should be implemented.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>
<p>Firematic 45 and 60</p> <p>Manufactured by Herz Armaturen Ges.m.b.H. Geschäftsbereich HERZ Feuerungstechnik, A-8272, Sebersdorf 138, Austria.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with Instruction manual references "05.007 Operating Instructions – FM (1Ph) 20 35 45 60 v2.3" dated "08/2009"</li> <li>2. No fuel is to be used other than wood pellets conforming to ONORM M7135 with diameter of 6mm or wood chips up to a maximum size of 50mm and maximum water content 35% (1).</li> </ol>
<p>Flatford 6 (7kW); Petworth 6 (7kW); Barrington 6 (7kW); Hampstead 6 (7kW); Alpine 6 (7kW) also sold as: Sunbeam 6, Dakota 6, Providence 6; Chelsea 6 (7kW) also sold as: Wellington 6, Guernsey 6, Belgravia 6.</p> <p>Manufactured by Chesneys Limited; 194-200 Battersea Park Road, London, SW1 14ND.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the Chesneys 6 series instruction manual references "CH6K-V4" dated 7th December 2009. The appliance must be fitted with a mechanical stop to prevent closure of the air control beyond the 10mm open position.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>
<p>Flatford 4 (4.6Kw); Hampstead 4 (4.6kW); Alpine 4 (4.6kW) also sold as: Sunbeam 4, Dakota 4, Providence 4; Pacific 4 (4.6kW) Also sold as: Milan 4, Murano 4, Apollo 4; Chelsea 4 (4.6kW) also sold as Wellington 4, Guernsey 4, Belgravia 4.</p> <p>Manufactured by Chesneys Limited; 194-200 Battersea Park Road, London, SW1 14ND.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the Chesneys 4 series instruction manual references "CH4K-V4" dated 7th December 2009. The appliance must be fitted with a mechanical stop to prevent closure of the air control beyond the 34mm open position.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Froling Lambdamat commercial wood chip boiler models 500,750 and 1000</p> <p>Manufactured by Froling Heizkessel und Behälterbau Gesellschaft mit beschränkter Haftung, (GmbH) A-4710 Grieskirchen, Industriestrasse 12, Austria.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the Lambdamat communal Operating and Installation Manual reference B 069 01 04 of February 2004.</li> <li>2. No fuel is to be used other than wood chips (1).</li> </ol>
<p>Harrie Leenders Cylon; Harrie Leenders Doran 160; Harrie Leenders Doran 190; Harrie Leenders Fuga S; Harrie Leenders Fuga eL; Harrie Leenders Stor; Harrie Leenders Signa.</p> <p>Distributed by Robeys Limited; Goods Road, Belper, Derbyshire, DE56 1UU.</p> <p>Manufactured by Harrie Leenders, Industrieweg 25, 5688 DP Oirschot, Netherlands.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references “Supplementary Instructions Amended June 2010”. All appliances will be fitted with a mechanical stop to prevent closure of the air slide beyond the 15mm open position when sold into smoke control areas.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>
<p>HDG Navaro models 20, 25 and 30 (20 kW, 25 kW and 30 kW) wood log boilers.</p> <p>Distributed by Euroheat; Unit 2, Court Farm Business Park, Bishops Frome, Worcestershire.</p> <p>Manufactured by HDG Bavaria, Gesellschaft mit beschränkter Haftung (GmbH) Siemensstrasse 22, 84323 Massing, Germany.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer’s operating instructions for the HDG Navora 20/25/30 with Lambda Control 1 reference HDG Navora 20/25/30 with HDG Lambda Control 1 Version V2 of June 2008.</li> <li>2. No fuel is to be used other than split wood logs of 500 mm length and maximum edge length of 120 mm and a residual moisture content of 20% (1).</li> </ol>
<p>HDG Euro models 30, 40 and 50 (30 kW, 40 kW and 50 kW) wood log boilers.</p> <p>Distributed by Euroheat; Unit 2, Court Farm Business Park, Bishops Frome, Worcestershire.</p> <p>Manufactured by HDG Bavaria, Gesellschaft mit beschränkter Haftung (GmbH) Siemensstrasse 22, 84323 Massing, Germany.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer’s operating instructions for the HDG Euro 30/40/50 with Lambda Control 1 reference HDG Euro V3.0 with HDG Lambda Control 1 Version V1 of June 2008.</li> <li>2. No fuel is to be used other than split wood logs of 500 mm length and maximum edge length of 120 mm and a residual moisture content of 20% (1).</li> </ol>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>HDG Compact models 25/35 (25 kW, 35 kW) wood chip and pellet boilers.</p> <p>Distributed by Euroheat; Unit 2, Court Farm Business Park, Bishops Frome, Worcestershire.</p> <p>Manufactured by HDG Bavaria, Gesellschaft mit beschränkter Haftung (GmbH) Siemensstrasse 22, 84323 Massing, Germany</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's operating instructions for the HDG Compact 25/35 with HDG Hydronic reference HDG Compact Version V01 of April 2009.</p> <p>2. No fuel is to be used other than wood chips or wood pellets (1).</p>
<p>HDG Compact models 50/65 (50 kW, 65 kW) wood chip and pellet boilers.</p> <p>Distributed by Euroheat; Unit 2, Court Farm Business Park, Bishops Frome, Worcestershire.</p> <p>Manufactured by HDG Bavaria, Gesellschaft mit beschränkter Haftung (GmbH) Siemensstrasse 22, 84323 Massing, Germany</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's operating instructions for the HDG Compact 50/65 with HDG Hydronic reference HDG Compact Version V03 of April 2009.</p> <p>2. No fuel is to be used other than wood chips or wood pellets (1).</p>
<p>HDG Compact model 80 (80 kW) wood chip and pellet boiler.</p> <p>Distributed by Euroheat; Unit 2, Court Farm Business Park, Bishops Frome, Worcestershire.</p> <p>Manufactured by HDG Bavaria, Gesellschaft mit beschränkter Haftung (GmbH) Siemensstrasse 22, 84323 Massing, Germany</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's operating instructions for the HDG Compact 80 with HDG Hydronic reference HDG Compact Version V03 of April 2009.</p> <p>2. No fuel is to be used other than wood chips or wood pellets (1).</p>
<p>HDG Compact model 100 (100 kW) wood chip and pellet boiler; HDG Compact model 150, 200 (150 kW, 200 kW) wood chip and pellet boiler with model HDG 3113 cyclone.</p> <p>Distributed by Euroheat; Unit 2, Court Farm Business Park, Bishops Frome, Worcestershire.</p> <p>Manufactured by HDG Bavaria, Gesellschaft mit beschränkter Haftung (GmbH) Siemensstrasse 22, 84323 Massing, Germany</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's operating instructions for the HDG Compact 100/150/200 reference HDG Compact 100-200 Version V1 of July 2008.</p> <p>2. No fuel is to be used other than wood chips or wood pellets (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Hoval BioLyt</p> <p>Manufactured by Hoval Limited, Northgate, Newark, Nottinghamshire, NG24 1JN.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references ‘Hoval Operating Instructions, wood pellet heating boiler BioLyt (50,70,120,140,160) dated 3/7/2008 and ‘Technical information assembly instructions’ dated 3/10/2009.</li> <li>2. No fuel is to be used other than wood pellets. (1)</li> </ol>
<p>Hoval Forester UFS 180, 240, 300, 360, 450, 550, 700, 900, 1200, 1600.</p> <p>Distributed by Hoval Limited; Northgate, Newark Nottinghamshire, NG24 1JN.</p> <p>Manufactured by Schmid AG, Wood firing Systems, PO Box 42, CH-8360 Eschlikon, Switzerland.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "Forester UFS" dated November 2009.</li> <li>2. No fuel is to be used other than wood pellets or wood chips (1)</li> </ol>
<p>HSV 50 + WTH 45, 49 or 55; HSV 80 + WTH 70 or 80; HSV 100 + WTH 100.</p> <p>Distributed by Wood Energy Ltd; Wood Energy Ltd, Pinkworthy Barn, Oakford, Devon, EX16 9EU.</p> <p>Manufactured by Hargassner Gesellschaft mit beschränkter Haftung (GmbH), Gunderding 8, A-4952, Weng, Austria.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's installation manual version 44 for Wood Chip and Pellet Stoves, Type HSV 30-100. Reference BA HSV30-100 RA/RAP V44 0608.</li> <li>2. No fuel is to be used other than wood chips or wood pellets (1).</li> </ol>
<p>Instyle 400; Instyle 550.</p> <p>Manufactured by Dik Geurts Haardkachels BV; Industrieweg Oost 11, 6662 NE Elst (Gld), The Netherlands.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual referenced “Instruction_manual_Instyle_1209_ENG”.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>18i and 60i stoves.</p> <p>Manufactured by Jetmaster Fires Limited; Unit 2 Peacock Trading Estate, Goodwood Road, Eastleigh Hampshire, SO50 4NT.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the 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 will be fitted with a mechanical stop to prevent closure of the air control beyond the 40% open position when sold in smoke control areas.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Kooga Cleanburn Stove.</p> <p>Manufactured by Percy Doughty &amp; Co; Imperial Point, Express Trading Estate, Stonehill Road, Farnworth, Bolton, BL4 9TN.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references “KCB 04/10A” dated April 2010.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>KOB Pyromat-ECO (KPM-ECO) Models 35, 45, 55, 65, 75, 85.</p> <p>Manufactured by Viessman Limited; Hortonwood 30, Telford, Shropshire, TF1 7YP.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "ID 104646-D English" dated 01.01.2005 and instruction manual "ID: 104642-B English".</p> <p>2. No fuel is to be used other than wood logs (up to 0.5m) and off cuts of natural timber (1).</p>
<p>KOB Pyromat-ECO (KPM-ECO) Models 61, 81, 101, 151.</p> <p>Manufactured by Viessman Limited; Hortonwood 30, Telford, Shropshire, TF1 7YP.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "ID 104646-H English" dated 01.01.2005 and instruction manual "ID: 104642-B English".</p> <p>2. No fuel is to be used other than wood logs (up to 1.0m) and off cuts of natural timber (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>KOB Pyrot (KRT) Models 100, 150, 220, 300, 400, 540.</p> <p>Manufactured by Viessman Limited; Hortonwood 30, Telford, Shropshire, TF1 7YP.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "ID 104654-H English" dated 01.01.2005 and instruction manual "ID: 106811-H English".</p> <p>2. No fuel is to be used other than wood chips or wood pellets (1).</p>
<p>KOB Pyrtec (KPT) Models 390, 530, 720, 950, 1250. Exhaust gas multicyclone de-dusters attached.</p> <p>Manufactured by Viessman Limited; Hortonwood 30, Telford, Shropshire, TF1 7YP.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "ID 104661-F English" dated 01.01.2005 and instruction manual "ID: 105174-F English". Appliances must be fitted with multicyclone dedusters.</p> <p>2. No fuel is to be used other than wood chips or wood pellets (1).</p>
<p>KOB Pyromat-DYN (KPM-DYN) 45, 65, 85.</p> <p>Manufactured by Viessman Limited; Hortonwood 30, Telford, Shropshire, TF1 7YP.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "ID 103689-L English" dated 01.01.2005 and instruction manual "ID: 103708-G English".</p> <p>2. No fuel is to be used other than wood logs (up to 0.5m) and off cuts of natural timber, wood chips and pellets (1).</p>
<p>Lin-ka H 1500 Hot Water Boiler fitted with either a mono-cyclone (type LIN-KA 2000) or a multi-cyclone (type LIN-KA 3x2).</p> <p>Distributed by Manco Energy Limited; Market Weighton Road, North Newbald, East Yorkshire, YO43 4SP.</p> <p>Manufactured by LIN-KA Maskinfabrik A/S, Nylandsvej 38, DK-6940 Lem St. Denmark</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference "LIN-KA H 1500 Hot Water Manual/Ver. 2005/Rev. 1.10" dated 27/01/2010.</p> <p>2. No fuel is to be used other than wood pellets of maximum 8mm diameter (1).</p>
<p>Lotus Liva 1, Liva 2, Liva 3 and Liva 4G stoves.</p> <p>Manufactured by Lotus Heating Systems A/S; Agertoften 6, 5550 Langeskov, Denmark.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual "Mounting and User Instructions Lotus-Liva series Stoves" Version 4 dated January 2010.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Lotus Sola, Sola S, Sola M and Sola MST stoves.</p> <p>Manufactured by Lotus Heating Systems A/S; Agertoften 6, 5550 Langeskov, Denmark.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual "Mounting and User Instructions Lotus-Sola series Stoves" Version 2 dated January 2010.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Micromet MEG 7.5 (also known as the Sirius 750); Micromet MEG 4.5 (also known as the Sirius 450).</p> <p>Manufactured by Micromet; 125 Bridge St, Birkenhead, Merseyside, CH41 1BD.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "Micromet Solid Fuel Stoves Manual (24)" dated 16/06/2010.</p> <p>2. No fuel is to be used other than dry wood logs (1).</p>
<p>Monfort MK2 stove.</p> <p>Manufactured by Franco Belge Staub; Staub Fonderie, Rue Orphee Bariscotte, BP 73, 59660 Merville, France.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference "1295-3" dated 17th November 2009. The appliance must be fitted with a mechanical stop to prevent closure of the secondary air control beyond the 25% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Morsø-O4.</p> <p>Manufactured by MORSØ UK Limited; Unit 7 - io centre, Valley Drive, Swift Valley, Rugby, Warwickshire, CV21 1TW.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "Ø- Collection" dated 01.02.2010 and instruction manual "72000400" dated 01.02.2010. Applies to units manufactured after 01 February 2010.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Morsø Model 7600 including Model 7642, 7644 and 7648.</p> <p>Manufactured by MORSØ UK Limited; Unit 7 - io centre, Valley Drive, Swift Valley, Rugby, Warwickshire, CV21 1TW.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instructions for installation and use 7600 reference "72762200" dated 14.07.2010. The air control on UK models has been altered such that this equates to an increased minimum open position. Reference drawings Morsø 7600-137, 7600-138, 7600-139, 7600-140 and 7600-141.</p> <p>2. No fuel is to be used other than wood logs with less than 20% moisture (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Nestor Martin IN13 Insert multifuel stove (5 kW)</p> <p>manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p><b>3.</b>The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1214 edition B" and dated June 2010.</p> <p>The minimum air bleed flap must be set at a minimum of 14.5mm.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>
<p>Nestor Martin C23 multifuel stove (7.7 kW)</p> <p>Nestor Martin C33 multifuel stove (9.2kW)</p> <p>Nestor Martin D33 multifuel stove (8kW) manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1213 Edition B" and dated June 2010.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>
<p>Nestor Martin 'Harmony' H13 multifuel stove (5kW)</p> <p>Nestor Martin 'Stanford' S13 multifuel stove (3.5kW)</p> <p>manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p><b>4.</b>The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1116 Edition D5" and dated June 2010.</p> <p>The minimum air bleed flap must be set at a minimum of 14.5mm.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>
<p>Nestor Martin IT 13 multifuel stove (3.5kW)</p> <p>manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p><b>5.</b>The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1180 Edition D1" and dated June 2010.</p> <p>The minimum air bleed flap must be set at a minimum of 14.5mm.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>
<p>Nestor Martin 'Harmony' H23 (6kW) and H33 (8kW) multifuel stoves</p> <p>Nestor Martin 'Stanford' S23 (6kW) SP23 (6kW) S33 (8kW) and SP33 (8kW) multifuel stoves</p> <p>manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1116 Edition D5" and dated June 2010.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Nestor Martin R33 (8kW) multifuel stove  manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1116 Edition D" and dated January 2007.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>
<p>Nestor Martin R23 multifuel stove (6kW)  manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p><b>6.</b>The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1141 Edition B" and dated November 2006.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>
<p>Nestor Martin D33 multifuel stove (8kW)  manufactured by Nestor Martin S.A. 11 Rue de Lion, B-5660, Frasnes Les Couvin, Belgium.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with Euroheat Distributors (HBS) Limited's operation instructions reference "IN 1213 Edition B" and dated June 2010.</p> <p>2. No fuel is to be used other than untreated dry wood. (1)</p>
<p>Pelletmaster PM15, 15 kW wood pellet boiler.  Distributed by Euroheat;  Unit 2, Court Farm Business Park, Bishops Frome, Worcestershire.  Manufactured by HDG Bavaria Gesellschaft mit beschränkter Haftung (GmbH),  Siemensstrasse 22, 84323 Massing, Germany.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's operating instructions for the HDG Pelletmaster 15/25 reference HDG Pelletmaster Version V1 of October 2006.</p> <p>2. No fuel is to be used other than wood pellets (1).</p>
<p>Pevex Bohemia 30,40,50 and 60 multifuel stoves  manufactured by Pevex Enterprises Limited,  Unit 16, Seven Acres Business Park,  Newbourne Road, Waldringfield, Nr Woodbridge, IP12 4PS</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's Instruction manual reference "AH/Ver3" and dated July 2010.</p> <p>2. No fuel is to be used other than dry wood logs. (1)</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Portway Number 1.</p> <p>Distributed by Hughes Design; 43 Harrison Rd, Adlington, Lancashire, PR7 4HN.</p> <p>Manufactured by BFM Europe Limited, Trentham Lakes, Stoke on Trent, Staffordshire, ST4 4TJ.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual referenced: ‘Solid Fuel Stoves Manual issued - 20/08/2009 (291) 2’. The appliance must be used with a modification to the secondary air slide which inhibits closure further than the 25mm from the left position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Portway Number 2; Portway Number 3.</p> <p>Distributed by Hughes Design; 43 Harrison Rd, Adlington, Lancashire, PR7 4HN.</p> <p>Manufactured by BFM Europe Limited, Trentham Lakes, Stoke on Trent, Staffordshire, ST4 4TJ.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual referenced: ‘Solid Fuel Stoves Manual issued - 20/08/2009 (291) 2’. The appliance must be used with a modification to the secondary air slide which inhibits closure further than the 20mm from the left position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Portway Inset.</p> <p>Distributed by Hughes Design; Harrison Rd, Adlington, Lancashire, PR7 4HN.</p> <p>Manufactured by BFM Europe Limited, Trentham Lakes, Stoke on Trent, Staffordshire, ST4 4TJ.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual referenced: ‘Solid Fuel Stoves Manual issued - 20/08/2009 (291) 2’. A modification of the secondary air control must be implemented such that the 20mm from left position is maintained during use. In addition the primary air control must be modified such that the minimum setting allows a bleed of air to pass through.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Rais 2:1 inset stove.</p> <p>Distributed by Robeys Limited; Goods Road, Belper, Derbyshire, DE56 1UU.</p> <p>Manufactured by Rais A/S, Industrivej 20, 9900, Frederikshavn, Denmark.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference “USER MANUAL Rais 2:1 Revision 2”. Dated December 2009. Part number 9106510.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Rais 700 inset stove.</p> <p>Distributed by Robeys Limited; Goods Road, Belper, Derbyshire, DE56 1UU.</p> <p>Manufactured by Rais A/S, Industrivej 20, 9900, Frederikshavn, Denmark.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference “USER MANUAL Rais 700 Revision 0”. Dated 2010.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Rais Epoca, Rais Poleo 95 and Rais Poleo 106 stoves.</p> <p>Distributed by Robeys Limited; Goods Road, Belper, Derbyshire, DE56 1UU.</p> <p>Manufactured by Rais A/S, Industrivej 20, 9900, Frederikshavn, Denmark.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference “USER MANUAL Rais Poleo 95 &amp; Rais Poleo 106 Rais Epoca Revision 1”. Dated December 2009. Part number 2106510.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Rais Rondo Classic and Rais Mino II stoves.</p> <p>Distributed by Robeys Limited; Goods Road, Belper, Derbyshire, DE56 1UU.</p> <p>Manufactured by Rais A/S, Industrivej 20, 9900, Frederikshavn, Denmark.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference “USER MANUAL Rais Rondo &amp; Rais Mino II revision 2”. Dated March 2008. Part number 5056510.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Rais Rondo 92 and Rais Rondo 120 stoves.</p> <p>Distributed by Robeys Limited; Goods Road, Belper, Derbyshire, DE56 1UU.</p> <p>Manufactured by Rais A/S, Industrivej 20, 9900, Frederikshavn, Denmark.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference “USER MANUAL Rais Rondo 92 &amp; Rais Rondo 120 revision 2”. Dated December 2009. Part number 4076510.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva 40 Cassette 4.9kW; Riva 40 Cassette - Black 4.9kW stoves.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM235 Issue 2 dated August 2009 and smoke control kit instruction manual PM375 Issue 2 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva 40 Freestanding - Storm 4.9kW; Riva 40 Freestanding - Black 4.9kW; Riva 40 Avanti 4.9kW; Riva 40 Avanti Midi 4.9kW; Riva 40 Avanti Highline 4.9kW stoves;</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM226 Issue 2 dated August 2009 and smoke control kit instruction manual PM375 Issue 2 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Riva 55 Cassette – Black; Riva 66 Cassette; Riva 66 Cassette – Black; Riva 66 Avanti Cassette stoves.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM235 Issue 2 dated August 2009 and smoke control kit instruction manual PM375 Issue 2 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position and the primary air control fixed to allow a bleed of air to enter the firebox from underneath the grate.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva 55 Avanti Midi 8kW; Riva 66 Freestanding - Storm 8kW; Riva 66 Freestanding - Black 8kW stoves.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM226 Issue 2 dated August 2009 and smoke control kit instruction manual PM375 Issue 2 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position and the primary air control fixed to allow a bleed of air to enter the firebox from underneath the grate.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva Plus Small (5kW) – Multifuel; Riva Plus Midi (6.5kW) – Multifuel; Riva Plus Medium (8 kW) – Multifuel stoves</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM231 Issue 3 dated June 2009 and smoke control kit instruction manual PM402 Issue 1 dated November 2009. A permanent stop must be positioned to prevent closure of the secondary air control below the 25% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Riva Studio 1 Cassette (5kW).</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM274 Issue 2 dated October 2009 and smoke control kit instruction manual PM400 Issue 1 dated November 2009. A permanent stop must be positioned to prevent closure of the secondary air control below the 45% open position and the primary air control fixed to prevent full control to allow a bleed of air to enter the firebox at the base of the fuel bed.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva Studio 2 Cassette (8kW).</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM274 Issue 2 dated October 2009 and smoke control kit instruction manual PM400 Issue 1 dated November 2009. A permanent stop must be positioned to prevent closure of the secondary air control below the 25% open position and the primary air control fixed to prevent full control to allow a bleed of air to enter the firebox at the base of the fuel bed.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva Vision Small (5kW) – Multifuel; Riva Vision Midi (6.5kW) - Multifuel.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM278 Issue 2a dated October 2009 and smoke control kit instruction manual PM401 Issue 1 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva Vision Medium (8 kW) – Multifuel</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM278 Issue 2a dated October 2009 and smoke control kit instruction manual PM401 Issue 1 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 25% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Riva Studio 1 (5kW) freestanding wood stove.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM452 Issue 1 dated June 2010 and smoke control kit instruction manual PM400 Issue 3 dated June 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 45% open position and the primary air control fixed to prevent full closure to allow a bleed of air to enter the firebox at the base of the fuel bed.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Riva Studio 2 (8kW) freestanding wood stove.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM452 Issue 1 dated June 2010 and smoke control kit instruction manual PM400 Issue 3 dated June 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 25% open position and the primary air control fixed to prevent full closure to allow a bleed of air to enter the firebox at the base of the fuel bed.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Rosedale SC Multifuel Stove.</p> <p>Manufactured by Town &amp; Country Fires Limited; 1 Enterprise Way, Thornton Road Industrial Estate, Pickering, North Yorkshire YO18 7NA</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the Rosedale Smoke Control Stove Installation and User Instructions "Issue 1" dated 1st May 2010. The appliance must be fitted with a mechanical stop to prevent closure of the secondary air control beyond the 50% open position when sold into smoke control areas.</p> <p>2. No fuel is to be used other than wood logs with a maximum of 20% moisture (1).</p>
<p>Serrano 5 Multi Fuel Stove; York Midi Multi Fuel Stove; Monterrey 6 Multi Fuel Stove.</p> <p>Manufactured by Broseley Limited; Knights Way, Battlefield Enterprise Park, Shrewsbury, Shropshire, SY1 3AB.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "09TJD" dated 01 2010. The fitting of a system that prevents the closure of the secondary air flaps to be less than 8mm open position should be implemented.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Stockton Milner (4.6 kW) inset stove – smoke control version.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual reference PM416 Issue 1 (June 2010) and smoke control kit instruction manual PM501 Issue 1 (June 2010). A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Tiger SuperClean.</p> <p>Distributed by Percy Doughty &amp; Co.; Imperial Point, Express Trading Estate, Stonehill Road, Farnworth, Bolton BL4 9TN</p> <p>manufactured by Tiger stoves, Focus Arts &amp; Crafts Co., Industrial Area Gao Zhuangzi Village, Xin Zhuang Town, Jin Nan District, Tainjin, P. R. China 300350.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references “INSTALLATION AND OPERATING INSTRUCTIONS document v.148” dated April 2010.</p> <p>2. No fuel is to be used other than wood logs(1).</p>
<p>View 3 (3.8 kW) and View 5 (4.9kW) multifuel stoves; View 5 (4.9kW) wood stove.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM485 Issue 1 dated June 2010 and smoke control kit instruction manual PM490 Issue 1 dated June 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>
<p>Westfire Uniq 18; Westfire Uniq 17; Westfire Uniq 19; Westfire Uniq 23; Westfire Uniq 23 side Glass; Westfire Uniq 23 Inset.</p> <p>Distributed by Eurostove Ltd on behalf of Westfire APS; APS, Tomrerej 3, DK-6800 Varde, Denmark.</p> <p>Manufactured by Westfire APS, Tomrervej 3, DK-6800 Varde, Denmark</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references “WESTFIRE SUPPLEMENTARY INSTRUCTIONS JUNE 2010”. All appliances will be fitted with a mechanical stop to prevent closure of the air slide beyond the 30mm open position when sold into smoke control areas.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>WTH 150 and WTH 200 boilers.</p> <p>Distributed by Wood Energy Ltd; Pinkworthy Barn, Oakford, Devon, EX16 9EU.</p> <p>Manufactured by Hargassner Gesellschaft mit beschränkter Haftung (GmbH), Gunderding 8, A- 4952, Weng, Austria..</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the manufacturer's installation manual version 91 for Large Capacity Boiler WTH 150-200. Reference BA GK V90b 0309.</li> <li>2. No fuel is to be used other than wood chips or wood pellets (1).</li> </ol>
<p>Woodpecker 15, 25 and 45 wood pellet boilers.</p> <p>Distributed by Woodpecker Energy UK; The Tithe Office, Preston Road, Abbey Manor Business Centre, Yeovil, BA20 2FJ.</p> <p>Manufactured by Garranlea Renewables Ltd. of Barnard, Garranlea, NewInn, Cashel, Co.Tipperary, Ireland.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references "Europe Issue 4" dated "July 2010".</li> <li>2. No fuel is to be used other than wood pellets conforming to CEN TS 14961 (1).</li> </ol>
<p>Yeoman Exmoor – Multifuel, flat top (4.9kW); Yeoman Exmoor - Multifuel, low canopy (4.9kW); Yeoman Exe - Multifuel, flat top, 1 door (4.9kW); Yeoman Exe - Multifuel, flat top, 2 door (4.9kW); Yeoman Exe - Multifuel, low canopy, 1 door (4.9kW); Yeoman Exe - Multifuel, low canopy, 2 door (4.9kW);</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM184 Issue 3 dated February 2008 and smoke control kit instruction manual PM403 Issue 1 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 60% open position and a system that prevents full closure of the primary air controls.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>
<p>Yeoman Devon - Multifuel, flat top, 1 door (9kW); Yeoman Devon - Multifuel, flat top, 2 door (9kW); Yeoman Devon - Multifuel, low canopy, 1 door (9kW); Yeoman Devon - Multifuel, low canopy, 2 door (9kW); Yeoman Devon - Multifuel, high canopy, 1 door (9kW); Yeoman Devon - Multifuel, high canopy, 2 door (9kW).</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<ol style="list-style-type: none"> <li>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM184 Issue 3 dated February 2008 and smoke control kit instruction manual PM403 Issue 1 dated January 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position and a system that ensures a gap of 1mm for bleed of primary air when the spin wheels are rotated to their closed positions.</li> <li>2. No fuel is to be used other than wood logs (1).</li> </ol>

<i>Classes of Fireplace</i>	<i>Conditions</i>
<p>Yeoman CL3 (3.8 kW) and CL5 (4.9 kW) multifuel stoves; Yeoman CL5 (4.9 kW) wood Stove.</p> <p>Manufactured by Stovax Limited; Falcon Road, Sowton Industrial Estate, Exeter, Devon, EX2 7LF.</p>	<p>1. The fireplace must be installed, maintained and operated in accordance with the instruction manual references PM489 Issue 1 dated June 2010 and smoke control kit instruction manual PM491 Issue 1 dated 5 April 2010. A permanent stop must be positioned to prevent closure of the secondary air control below the 50% open position.</p> <p>2. No fuel is to be used other than wood logs (1).</p>

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

### **(v) Consultation**

It was not deemed necessary to consult as the Order will not amend the regime of smoke control within Wales, but will merely ensure the regime is brought up to date, by adding further classes of appliance to those which are already exempted, for use in smoke control areas. In addition, the Order will not affect policy relating to air quality control. Those appliances proposed for exemption in this order have been subject to a detailed and quantitative emissions testing protocol.

### **(vi) Implementation**

It is intended that the instrument will come into force on 4 February 2011. If the Welsh Ministers were not to exempt approved appliances from the provisions of Section 20 of the Clean Air Act 1993 within a reasonable time, then there is a risk that manufacturers will in practice be unable to market and sell their products effectively within smoke control areas in Wales.

### **(vii) Regulatory Impact Assessment**

#### **a) Options**

##### Do nothing

This would mean that the Welsh Assembly Government decides not to exempt tested and approved appliances for use in smoke control areas.

##### Make Legislation

This would entail making an Order exempting specified classes of fireplaces from the provisions of Section 20 of the Clean Air Act 1993. The Smoke Control Areas (Exempted Fireplaces)(Wales) Order 2011 does not affect the nature of the regime of control imposed by the 1993 Act: it merely ensures

that the regime as effected in Wales responds appropriately to new appliances developed by the manufacturers.

## **b) Costs and Benefits**

### Do nothing

If the Welsh Ministers were not to exempt approved fireplaces from the provisions of Section 20 of the Clean Air Act 1993 then there is a risk that manufacturers will in practice be unable to market and sell their product effectively in smoke control areas in Wales.

There are no benefits implicit in this option.

### Make the Legislation

The only interested parties are the manufacturer and potential customers. However, no compliance costs will be imposed on either of these groups as a result of the proposed Order being made. The only cost linked to these Regulations results from the testing and approval process.

The benefits of this option are as follows:

- Increasing the variety of approved appliances will encourage compliance with restrictions in smoke control areas;
- Products will be available to consumers throughout Wales without inappropriate discouragement to those consumers in smoke-control areas;
- Manufacturers of authorised products will not have a restriction on marketing their products within smoke-controlled areas; and
- Cleaner air.

## **c) Competition Assessment**

The competition filter has been applied to the proposed Order and it is clear that the Order will not have a detrimental affect on competition. The intended Order will merely add tested and approved appliance to the list of exempt appliances. By not updating the legislation in this way the Welsh Ministers would be preventing a business from effectively marketing their product uniformly throughout the UK.

## **d) Post implementation review**

No review of the Order will be necessary. When an appliance has been tested and approved it is appropriate to exempt it permanently. The descriptions of appliances and the conditions imposed on their use are detailed, so that if a manufacturer were to amend the specification of the appliance, it would no longer be exempted. The amended appliance would have to be resubmitted for approval and (if successful) a new Order would have to be made. The

structure of the Act's control regime therefore provides an automatic review process.

### **e) Summary**

The costs and benefits of making the Order accrue to the manufacturer of the exempted appliance. Once an appliance has been tested and approved, a manufacturer can, in effect, only market their product in a smoke control area once an Order has been made adding their product to the list of exempted appliances. The Order will ensure that the application of the smoke control regime intended by the Act is updated to reflect the development of new appliances.