
STATUTORY INSTRUMENTS

1981 No. 158 (N.I. 4)

Clean Air (Northern Ireland) Order 1981

- - - - *10th February 1981*

CLEAN AIR (NORTHERN IRELAND) ORDER 1981

Introductory Title and commencement (1) This Order may be cited as the Clean Air..

Introductory

1. Title and commencement
2. Interpretation

Dark smoke

3. Prohibition of dark smoke from chimneys
4. Prohibition of dark smoke from industrial or trade premises

Smoke from furnaces

5. Certain furnaces to be so far as practicable smokeless
Art. 6 rep. by 1985 NI 15

Grit and dust from furnaces

7. Grit and dust from furnaces
8. New furnaces to be fitted with plant to arrest grit and dust
9. New furnaces to be fitted with arrestment plant
10. Exemptions from Article 9
11. Measurement of grit and dust from furnaces
12. Information about furnaces and fuel consumed
13. Grit and dust from outdoor furnaces, etc.

Changes to legislation: There are currently no known outstanding effects for the Clean Air (Northern Ireland) Order 1981. (See end of Document for details)

Height of chimneys

14. Height of chimneys
15. Height of chimneys serving a furnace
16. Application to fumes of certain provisions as to grit and dust

Smoke control areas

17. Smoke control areas
18. Adaptation of fireplaces in private dwellings
19. Contributions by Department to district councils
20. Interpretation of Articles 18 and 19
21. Variation of provisions in Articles 18, 19 and 20
22. Power of district council to make grants towards adaptations in certain premises

Smoke nuisances

23. Abatement of smoke nuisances
24. New building over-reaching adjacent chimneys
- 24A. Relation to Industrial Pollution Control (Northern Ireland) Order 1997

Special cases

- 24B. Relation to Environment (Northern Ireland) Order 2002
25. Relation to, and amendment of, Alkali Act
26. Railway engines
27. Vessels
28. Exemption for purposes of investigations and research
29. Crown premises, etc.

Miscellaneous

30. Heating and cooking arrangements in buildings
31. Powers of district councils as to research and publicity
32. Power of county court to authorise works and order payments
33. Recovery of expenses
34. Suspected offences in relation to motor vehicles
35. Extension of Order to certain emissions

Administration and enforcement

36. Unjustified disclosures of information
37. Duty to notify occupiers of offences
38. Penalties
39. Enforcement
40. Application of Public Health Acts (Northern Ireland) 1878 to 1962

41. Powers of district councils to act jointly
42. Premises in two or more districts

General

43. Notices and regulations
44. Transitional provision, saving, amendments and repeals

SCHEDULES

SCHEDULE 1 — APPLICATIONS TO DISTRICT COUNCILS

1. In this Schedule “application” means an application— (a) for the approval by a district council—...
2. Where an application is made to a district council, the council may— (a) grant the...
3. A district council shall give notice in writing to the person who made the application...
4. If within— (a) two months after an application has been made to a district council;...
5. If an application for approval is granted (whether unconditionally or subject to conditions) by a...
6. A person— (a) by or on whose behalf an application was made to a district...
7. Before determining any appeal under paragraph 6 the Department may, or if the person who...
8. A decision of the Department on any appeal under paragraph 6 shall be final and...

SCHEDULE 2 — CONFIRMATION AND COMING INTO OPERATION OF ORDERS OF DISTRICT COUNCILS UNDER ARTICLE 17

1. In this Schedule “order” means an order made by a district council under Article 17.
2. After making an order, the district council shall cause to be published in the Belfast...
3. Besides publishing the notice referred to in paragraph 2, the district council who have made...
4. If no objection is duly made to the Department within the period mentioned in paragraph...
5. If any objection duly made to the Department is not withdrawn, the Department— (a) may,...
6. On receipt of notice that the Department has confirmed an order, the district council shall...
7. An order when confirmed shall, subject to paragraph 8, come into operation on such date...
8. If, before the date on which an order is to come into force, the district...

SCHEDULE 3 — TRANSITIONAL PROVISION AND SAVING

1. Any regulations in force immediately before 1st October 1973 which were made under section 23(1)...
2. The repeal by Article 44(3) and Schedule 6 of the Clean Air Act (Northern Ireland)...

Changes to legislation: *There are currently no known outstanding effects for the Clean Air (Northern Ireland) Order 1981. (See end of Document for details)*

- Schedule 4, Part I restates amendments made by 1964 c.16(NI Schedule 4, Part II—Amendments.
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- Schedule 4, Part II—Amendments.

- Schedule 5—Repeals

Changes to legislation:

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