

# Clean Air Act 1993

## Newcastle upon Tyne

### The Council of the City of Newcastle upon Tyne Smoke Control Order 2024

The City of Newcastle upon Tyne Council ('the Council') in exercise of its powers under section 18 of, and Part III of Schedule 5 to, the Clean Air Act 1993 ('the Act'), hereby make the following Order:

1. The Order is entitled The Council of the City of Newcastle upon Tyne Council Smoke Control Order 2024 ('the Order'). The Order will commence on the 1<sup>st</sup> December 2024. All the existing Smoke Control Orders listed in Schedule 1 are hereby revoked from the same time that this Order comes into operation.
2. The Council declares that the whole of the area within its boundary to be a Smoke Control Area. The Order has been prepared and sealed with the common seal of the Council and has been deposited at the offices of the Council at The Civic Centre, Barras Bridge, Newcastle upon Tyne NE1 8QH.
3. In the whole of the Smoke Control Area created by this Order (that is, all land within the City boundary), the operation of Section 20 of the Clean Air Act 1993 as amended by section 15 of the Deregulation Act 2015 (the prohibition on emissions of smoke) and Section 73 of the Environment Act 2021 (the provisions within Schedule 12) shall be applicable to all buildings.
4. Other than exemptions made by the Secretary of State under Section 21 of the Act as amended by section 15 of the Deregulation Act 2015, buildings or classes of buildings or fireplaces or classes of fireplaces in the Smoke Control Area that are exempt from the operation of Section 20 of the Clean Air Act 1993 as amended by section 15 of the Deregulation Act 2015 (the prohibition on emissions of smoke) by virtue of written approval from Newcastle City Council, are detailed in Schedule 2 of the Order.
5. Any buildings or classes of buildings or fireplaces or classes of fireplaces that by virtue of the Authority being satisfied they can be operated in an acceptable manner and that are granted Local Authority exemption, shall be detailed in Schedule 2 of this Order.

THE COMMON SEAL of The Town Clerk

Dated

## Schedule 1

The Newcastle upon Tyne	Smoke Control Order No.	1		1958
The Newcastle upon Tyne	Smoke Control Order No.	2		1959
The Newcastle upon Tyne	Smoke Control Order No.	3		1960
The Newcastle upon Tyne	Smoke Control Order No.	4		1960
The Newcastle upon Tyne	Smoke Control Order No.	5		1961
The Newcastle upon Tyne	Smoke Control Order No.	6		1962
The Newcastle upon Tyne	Smoke Control Order No.	7		1962
The Newcastle upon Tyne	Smoke Control Order No.	8		1962
The Newcastle upon Tyne	Smoke Control Order No.	9		1962
The Newcastle upon Tyne	Smoke Control Order No.	9		1964
The Newcastle upon Tyne	Smoke Control Order No.	10		1963
The Newcastle upon Tyne	Smoke Control Order No.	10		1965
The Newcastle upon Tyne	Smoke Control Order No.	11		1963
The Newcastle upon Tyne	Smoke Control Order No.	11		1966
The Newcastle upon Tyne	Smoke Control Order No.	12		1967
The Newcastle upon Tyne	Smoke Control Order No.	13		1969
The Newcastle upon Tyne	Smoke Control Order No.	14		1971
The Newcastle upon Tyne	Smoke Control Order No.	15		1972
The Newcastle upon Tyne	Smoke Control Order No.	15		1972
The Newcastle upon Tyne	Smoke Control Order No.	16		1973
The Newcastle upon Tyne	Smoke Control Order No.	17		1973
The Newcastle upon Tyne	Smoke Control Order No.	18		1973
The Newcastle upon Tyne	Smoke Control Order No.	19		1974
The Newcastle upon Tyne	Smoke Control Order No.	20		1974
The Newcastle upon Tyne	Smoke Control Order No.	21		1974
The Newcastle upon Tyne	Smoke Control Order No.	22		1974
The Newcastle upon Tyne	Smoke Control Order No.	23		1975
The Newcastle upon Tyne	Smoke Control Order No.	24		1975
The Newcastle upon Tyne	Smoke Control Order No.	25		1975
The Newcastle upon Tyne	Smoke Control Order No.	26		1976
The Newcastle upon Tyne	Smoke Control Order No.	27		1976
The Newcastle upon Tyne	Smoke Control Order No.	28		1976
The Newcastle upon Tyne	Smoke Control Order No.	29		1976
Gosforth Urban District Council	The Gosforth No.	1	(Fawdon Red House Farm Estate)	1971
Gosforth Urban District Council	The Gosforth No.	2	(Grange Estate, part of)	1971
Gosforth Urban District Council	The Gosforth No.	3	(Regent Farm Estate)	1972

Gosforth Urban District Council	The Gosforth No.	4	(Grange Park, part of)	1972
Gosforth Urban District Council	The Gosforth No.	5	(Gosforth North East)	1973
Gosforth Urban District Council	The Gosforth No.	5	(Gosforth North East)	1973
Gosforth Urban District Council	The Gosforth No.	6	(West Central)	1973
Gosforth Urban District Council	The Gosforth No.	7	(South West)	1973
Gosforth Urban District Council	The Gosforth No.	8	(Gosforth)	1975
Gosforth Urban District Council	The Gosforth No.	9	(Gosforth)	1975
Gosforth Urban District Council	The Gosforth No.	10	(Gosforth)	1976
Newburn Urban District Council	The Newburn No.	1	(Throckley)	1960
Newburn Urban District Council	The Newburn No.	2	(Chapel House Estate)	1960
Newburn Urban District Council	The Newburn No.	3	(West Denton)	1964
Newburn Urban District Council	The Newburn No.	4	(West Denton/Westerhope)	1965
Newburn Urban District Council	The Newburn No.	5	(West Avenue)	1965
Newburn Urban District Council	The Newburn No.	6	(South Denton)	1965
Newburn Urban District Council	The Newburn No.	7	(Walbottle)	1966
Newburn Urban District Council	The Newburn No.	8	(Lemington)	1966
Newburn Urban District Council	The Newburn No.	9	(Lemington)	1968
Newburn Urban District Council	The Newburn No.	10	(Lemington)	1968
Newburn Urban District Council	The Newburn No.	11	(Throckley)	1969
Newburn Urban District Council	The Newburn No.	12	(Chapel Park Estate)	1970
Newburn Urban District Council	The Newburn No.	13	(South Dumpling Hall)	1970
Newburn Urban District Council	The Newburn No.	14	(Hilda/Orchard Ter)	1972
Newburn Urban District Council	The Newburn No.	15	(South Hospital Lane)	1972
Newburn Urban District Council	The Newburn No.	16	(Hillhead Farm)	1973
Newburn Urban District Council	The Newburn No.	17	(North Walbottle)	1973
Newburn Urban District Council	The Newburn No.	18	(North Hillhead Road)	1973
Newburn Urban District Council	The Newburn No.	19	(Dilston Drive, Westerhope)	1973
Newburn Urban District Council	The Newburn No.	20	(Downend Road, Westerhope)	1973
Newburn Urban District Council	The Newburn No.	21	(Newburn)	1974

Newburn Urban District Council	The Newburn No.	22	(Newburn)	1975
Newburn Urban District Council	The Newburn No.	23	(Newburn)	1975
Newburn Urban District Council	The Newburn No.	24	(Newburn)	1976
Castle Ward Rural District Council	The Castle Ward No.	1	(Newbiggin Hall/Whorlton Grange)	1969
Castle Ward Rural District Council	The Castle Ward No.	2	(Castle Ward)	1975
Castle Ward Rural District Council	The Castle Ward No.	3	(Castle Ward)	1976
Newcastle upon Tyne	Smoke Control Order		(Variation)	1977

PROPOSED

Schedule 2

Exemption Number 1. Newcastle upon Tyne Smoke Control Order 2023			
Address			
Company name			
Appliance 1		Serial No.	
Appliance 2		Serial No.	
Appliance 3		Serial No.	
Description			
Justification			
The exemption only applies subject to the operator complying with these conditions		<ol style="list-style-type: none"> <li>1. Visible smoke shall not be emitted from the installation.</li> <li>2. Any changes to the installation, owner or operator will nullify this exemption, unless approval has been sought and agreed with Newcastle City Council and any changes Newcastle City Council recommend are applied.</li> <li>3. Newcastle City council may require specific monitoring systems or controls to be added by the operator.</li> <li>4. Exemptions are not transferable.</li> <li>5. Exemptions will be reviewed on an annual basis, and operators are expected to consider new technology as it becomes available.</li> </ol>	