



# Antisocial Behaviour etc. (Scotland) Act 2004

2004 asp 8

## PART 5

### NOISE NUISANCE

#### *The permitted level*

#### **48 Permitted level of noise**

- (1) For the purposes of the noise control provisions, the Scottish Ministers may by regulations prescribe the maximum level of noise (the “permitted level”) which may be emitted from relevant property.
- (2) The permitted level shall be a level for noise as measured from any relevant place by an approved device used in accordance with any conditions subject to which the approval was given.
- (3) Different permitted levels may be prescribed for different—
  - (a) periods of the week;
  - (b) areas or descriptions of areas;
  - (c) times of year; or
  - (d) other circumstances,

and the permitted level may be prescribed partly by reference to other levels of noise.

**Changes to legislation:**

Antisocial Behaviour etc. (Scotland) Act 2004, Cross Heading: The permitted level is up to date with all changes known to be in force on or before 21 April 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.

[View outstanding changes](#)

**Changes and effects yet to be applied to the whole Act associated Parts and Chapters:**

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- s. 85B inserted by [2014 asp 14 s. 21\(1\)](#)