
STATUTORY INSTRUMENTS

1978 No. 1049

**Pollution Control and Local Government
(Northern Ireland) Order 1978**

PART III

NOISE

Noise in streets

Noise in streets

- 42.**—(1) Subject to the provisions of this Article, a loudspeaker in a street shall not be operated—
- (a) between the hours of nine in the evening and eight in the following morning, for any purpose;
 - (b) at any other time, for the purpose of advertising any entertainment, trade or business; and any person who operates or permits the operation of a loudspeaker in contravention of this paragraph shall be guilty of an offence against this Part.
- (2) Paragraph (1) shall not apply to the operation of a loudspeaker—
- (a) for police, [^{F1}fire and rescue] or ambulance purposes, by the Department in the exercise of its functions under the [^{F2}Water (Northern Ireland) Order 1999][^{F3}by a water undertaker or a sewerage undertaker in the exercise of any of its functions] or by a district council within its district;
 - (b) for communicating with persons on a vessel for the purposes of directing the movement of that or any other vessel;
 - (c) if the loudspeaker forms part of a public telephone system;
 - (d) if the loudspeaker—
 - (i) is in or fixed to a vehicle, and
 - (ii) is operated solely for the entertainment of or for communicating with the driver or a passenger of the vehicle or, where the loudspeaker is or forms part of the horn or similar warning instrument of the vehicle, solely for giving warning to other traffic, and
 - (iii) is so operated as not to give reasonable cause for annoyance to persons in the vicinity;
 - (e) otherwise than on a road, by persons employed in connection with a transport undertaking used by the public in a case where the loudspeaker is operated solely for making announcements to passengers or prospective passengers or to other persons so employed;
 - (f) by a travelling showman on land which is being used for the purposes of a pleasure fair;
 - (g) in case of emergency.
- (3) Paragraph (1)(b) shall not apply to the operation of a loudspeaker between the hours of noon and seven in the evening on the same day if the loudspeaker—

- (a) is fixed to a vehicle which is being used for the conveyance of a perishable commodity for human consumption; and
- (b) is operated solely for informing members of the public (otherwise than by means of words) that the commodity is on sale from the vehicle; and
- (c) is so operated as not to give reasonable cause for annoyance to persons in the vicinity.

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| <p>F1 Words in art. 42(2)(a) substituted (1.7.2006) by Fire and Rescue Services (Northern Ireland) Order 2006 (S.I. 2006/1254 (N.I. 9)), arts 1(3), 63(1), Sch. 3 para. 12 (with arts. 49, 62); S.R. 2006/257, art. 2(d)</p> <p>F2 1999 NI 6</p> <p>F3 Words in art. 42(2)(a) substituted (1.4.2007) by Water and Sewerage Services (Northern Ireland) Order 2006 (S.I. 2006/3336 (N.I. 21)), arts. 1(2), 308(1), Sch. 12 para. 14(1) (with arts. 8(8), 121(3), 307); S.R. 2007/194, art. 2(2), Sch. 1 Pt. II (subject to art. 3, Sch. 2)</p> |
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Changes to legislation:

There are currently no known outstanding effects for the Pollution Control and Local Government (Northern Ireland) Order 1978, Section 42.