

Status: Point in time view as at 01/04/2012.

Changes to legislation: There are currently no known outstanding effects for the Clean Neighbourhoods and Environment Act (Northern Ireland) 2011, Section 57. (See end of Document for details)



2011 CHAPTER 23

PART 6

NOISE

CHAPTER 1

AUDIBLE INTRUDER ALARMS

Powers in relation to alarms

Warrant to enter premises by force

57.—(1) This section applies if, on an application made by an authorised officer of a district council, a lay magistrate is satisfied—

- (a) that the conditions in section 56(2)(a) and (b) are met in relation to an audible intruder alarm installed in or on premises in the district of the district council,
- (b) if the premises are in an alarm notification area, that the condition in section 56(2)(c) is met, and
- (c) that the officer is unable to gain entry to the premises without the use of force.

(2) The lay magistrate may issue a warrant authorising the officer to enter the premises, using reasonable force if necessary, for the purpose of silencing the alarm.

(3) Before applying for a warrant under this section, the officer must leave a notice at the premises stating—

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- (a) that the officer is satisfied that the sounding of the alarm is likely to give persons living or working in the vicinity of the premises reasonable cause for annoyance, and
 - (b) that an application is to be made for a warrant authorising the officer to enter the premises, using reasonable force if necessary, for the purpose of silencing the alarm.
- (4) The officer must, if required, show evidence of a warrant issued under this section.
- (5) “Authorised officer” has the meaning given in section 56.

Commencement Information

II S. 57 in operation at 1.4.2012 by S.R. 2012/13, art. 2(2), Sch. 2

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