



# Noise Act 1996

## 1996 CHAPTER 37

### *General*

#### **11 Interpretation and subordinate legislation.**

(1) In this Act, “local authority” means—

- (a) in Greater London, a London borough council, the Common Council of the City of London and, as respects the Temples, the Sub-Treasurer of the Inner Temple and the Under-Treasurer of the Middle Temple respectively,
- (b) outside Greater London—
  - (i) any district council,
  - (ii) the council of any county so far as they are the council for any area for which there are no district councils,
  - (iii) in Wales, the council of a county borough, and
- (c) the Council of the Isles of Scilly.

(2) In this Act—

- (a) “dwelling” means any building, or part of a building, used or intended to be used as a dwelling,
- (b) references to noise emitted from a dwelling include noise emitted from any garden, yard, outhouse or other appurtenance belonging to or enjoyed with the dwelling.

[<sup>F1</sup>(2A) In this Act “appropriate person” means—

- (a) the Secretary of State, in relation to England;
- (b) the National Assembly for Wales, in relation to Wales.]

(3) The power to make an order [<sup>F2</sup>or regulations] under this Act is exercisable by statutory instrument which (except in the case of an order [<sup>F3</sup>or regulations] under section [<sup>F3</sup>8A(7) or] 14 [<sup>F4</sup>or an order or regulations made solely by the National Assembly for Wales]) shall be subject to annulment in pursuance of a resolution of either House of Parliament.

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*Changes to legislation:* There are currently no known outstanding effects for the Noise Act 1996, Section 11. (See end of Document for details)

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[<sup>F5</sup>(4) An order under section 8A(7) shall not be made unless a draft of the order has been laid before, and approved by a resolution of, the Assembly.]

#### Extent Information

- E1** S. 11(1) extends to England and Wales only.  
In its application to Northern Ireland, this section has effect subject to the modifications set out in s. 14; see 14(4)

#### Textual Amendments

- F1** S. 11(2A) inserted (E.W.) (7.4.2005) by [Clean Neighbourhoods and Environment Act 2005 \(c. 16\)](#), **ss. 85(2)**, 108
- F2** Words in s. 11(3) inserted (E.W.) (31.3.2004 for W., 31.3.2004 for E.) by [Anti-social Behaviour Act 2003 \(c. 38\)](#), **ss. 42(6)**, 93; [S.I. 2004/690](#), art. 3(c); [S.I. 2004/999](#), art. 2(c); [S.I. 2004/690](#), art. 3(c); [S.I. 2004/999](#), art. 2(c); same words inserted (N.I.) (18.1.2012 for specified purposes) by [Clean Neighbourhoods and Environment Act \(Northern Ireland\) 2011 \(c. 23\)](#), **ss. 61(4)(a)**, 78; [S.R. 2012/13](#), art. 2(1), Sch. 1
- F3** Words in s. 11(3) inserted (N.I.) (18.1.2012 for specified purposes, 1.4.2012 in so far as not already in force) by [Clean Neighbourhoods and Environment Act \(Northern Ireland\) 2011 \(c. 23\)](#), **ss. 61(4)(a)**, 78; [S.R. 2012/13](#), art. 2(1)(2), Sch. 1, Sch. 2
- F4** Words in s. 11(3) inserted (E.W.) (7.4.2005) by [Clean Neighbourhoods and Environment Act 2005 \(c. 16\)](#), **ss. 85(3)**, 108
- F5** S. 11(4) inserted (N.I.) (18.1.2012 for specified purposes, 1.4.2012 in so far as not already in force) by [Clean Neighbourhoods and Environment Act \(Northern Ireland\) 2011 \(c. 23\)](#), **ss. 61(4)(b)**, 78; [S.R. 2012/13](#), art. 2(1)(2), Sch. 1, Sch. 2

#### Commencement Information

- I1** S. 11 wholly in force; s. 11 not in force at Royal Assent see s. 14(2); s. 11 in force for England and Wales for specified purposes at 19.9.1996 by [S.I. 1996/2219](#), **art. 2**; s. 11 in force at 23.7.1997 insofar as not already in force for England and Wales by [S.I. 1997/1695](#), **art. 2**; s. 11 in force at 1.9.1997 for Northern Ireland by [S.R. 1997/366](#), **art. 2**

**Changes to legislation:**

There are currently no known outstanding effects for the Noise Act 1996, Section 11.