

## SCHEDULES

### SCHEDULE 27

#### NOISE

##### *Defences to proceedings relating to statutory nuisance*

- 4 The following provisions of the Control of Pollution Act 1974—
- (a) section 61(9) (consent for work on construction site to include statement that it does not of itself constitute a defence to proceedings under section 82 of the Environmental Protection Act 1990), and
  - (b) section 65(8) (corresponding provision in relation to consent for registered noise level to be exceeded),

do not apply where the consent relates to the use of premises or, as the case may be, of a vehicle, machinery or equipment by the nominated undertaker for the purposes of or in connection with the exercise of the powers conferred by this Act with respect to works.

**Changes to legislation:**

There are currently no known outstanding effects for the High Speed Rail (London - West Midlands) Act 2017, Paragraph 4.