

## **GOVERNMENT OF KARNATAKA**

No. FEE 128 EPC 2022

Karnataka Government Secretariat,  
M.S. Building,  
Bangalore, Dated: 10.05.2022.

### **CIRCULAR**

**Sub:** Enforcement of the provisions of the Noise Pollution (Regulation and Control) Rules, 2000, notified under the Environment (Protection) Act, 1986 – reg.

\* \* \* \*

**Whereas**, the Ministry of Environment, Forest and Climate Change, Government of India has notified the Noise Pollution (Regulation and Control) Rules, 2000 vide Notification No. SO 123 (E) Dated: 14/02/2000, ( amended from time to time ), wherein Rule 3(1) laid down the ambient air quality standards in respect of noise for residential , Commercial, industrial and Silent areas / Zones vide schedule and defines duration of day (6:00 AM to 10:00 PM) and night time(10:00PM to 6:00 AM).

**Whereas** , the designated authority for enforcement of the Rules have been defined under Rules 2[c].

**Whereas**, ambient air quality standards in respect of noise for different areas / zones are specified in schedule of rule 3 (1) and 4 (1) of the Noise Pollution (Regulation and Control ) Rules, 2000 as under:

Area code	Category of Area / Zone	Limits in dB(A) Leq	
		Day Time	Night Time
(A)	Industrial Area	75	70
(B)	Commercial Area	65	55
(C)	Residential Area	55	45
(D)	Silent Zone	50	40

**Whereas,** the restrictions on the use of loud speakers / public address system and sound producing instruments have been specified under Rule 5.

**Whereas,** for maintaining the ambient air quality standards in respect of noise in different areas and zones, State Government has issued a Government Order vide No. FEE 46 ENV 2000, Bangalore, Dated: 13.08.2002 wherein detailed functional responsibility of the different regulatory authorities were laid down.

**Whereas,** responsibility as to enforcement of noise pollution control measures laid down in the Government Order dated: 13.08.2002 is as under:-

- 1) The Director General of Police, the Commissioner of Police in the cities of Bangalore. Mysore, Gulbarga. Belgaum, Hubli-Dharwad and other officers of the Home Department not below the rank of the Deputy Superintendent of Police to take action against the persons who violate the standards prescribed in the schedule through the use of loud speakers, sirens / public address system or other modes of creating noise between 6.00 AM to 10.00 P.M and 10.00 P.M to 6.00 AM and to prosecute them under section 15 of the Environment (Protection) Act. 1986.
- 2) A loud speaker or a public address system shall not be used except after obtaining written permission from the designated authorities as mentioned in para above.
- 3) A loud speaker or a public address system shall not be used at night (between 10.00PM to 6.00 A.M) except in closed premises for communication within e.g., auditoria, conference rooms, community halls and banquet halls.

**Whereas,** the Hon'ble Supreme Court of India in Writ Petition (Civil) No. 72/1998 issued following directions on 18/07/2005;

1. The noise level at the boundary of the public place, where loudspeaker or public address system or any other noise source is being used shall not exceed 10 dB(A) above the

ambient noise standards for the area **or** 75 dB(A) whichever is lower.

2. No one shall beat a drum or tom-tom or blow a trumpet or beat or sound any instrument or use any sound amplifier at night (between 10. 00 p.m. and 6.a.m.) except in public emergencies.
3. The peripheral noise level of privately owned sound system shall not exceed by more than 5 dB(A) than the ambient air quality standard specified for the area in which it is used, at the boundary of the private place.
4. Vehicular Noise: No horn should be allowed to be used at night (between 10 p.m. and 6 a.m.) in residential areas except in exceptional circumstances.

The Hon'ble Supreme Court has reiterated the directions issued on 18/07/2005 while disposing Civil Appeal No. 3735/2005 on 28/10/2005.

The State Government hereby reiterates that the Government order No.FEE:42 ENV 2000, dated: 13-08-2002 under the Noise Pollution (Regulation and Control) Rules 2000 are to be strictly followed and enforced for Regulation of Noise Pollution from loudspeakers / public address system and sound producing instruments.

In view of the above, for the effective implementation of Noise Pollution (Regulation and Control) Rules 2000 and the Government Order dated 13-08-2002, the Government of Karnataka hereby issues the following directions which are to be mandatorily adhered to.

- 1) All existing users of loud speakers / public address system and sound producing instruments shall obtain written permission from the Designated Authority within 15 days. (Application form enclosed)
- 2) Those who do not obtain permission, should voluntarily remove loud speakers / public address system and sound

producing instruments or else the same shall be removed by the Designated authority within 15 days from the deadline given.

3) A Committee is constituted at different levels comprising following members to decide the application seeking permission for use of Loud Speaker/Public Address System in accordance with the provisions of the Noise Pollution ( Regulation and Control ) Rules, 2000.

i) In all Police Commissionerate areas - Assistant Commissioner of Police, Jurisdictional Executive Engineer of the City Corporation and a representative of Pollution Control Board

ii) In all other areas, Dy. SP, the jurisdictional Tahsildar and a representative of Pollution Control Board

4) Non-compliance to the provisions of the Noise Pollution (Regulation and Control) Rules, 2000, Government Order vide No. FEE 46 ENV 2000, Dated: 13.08.2002 and directions above shall attract penal action in accordance with Section 15, 19 and 24 of the Environment (Protection) Act, 1986.

5) This circular shall come into force with immediate effect

  
(Muralidhar S Tallikeri)

Under Secretary to Government,  
(Ecology and Environment)

Forest, Ecology and Environment Dept.

10/05/2022

To,

1. The Commissioner of Police, Bengaluru /Mysore/Hubli-Dharwad/ Belgaum/Kalburgi.
2. All Deputy Commissioners of Districts.



3. All Superintendent of Police in all Districts.
4. All users of loud speakers / public address system and sound producing instruments.

**Copy To,**

1. The Chief Secretary, Government of Karnataka, Vidhana Soudha, Bengaluru.
2. The Additional Chief Secretary to Government, Home Department, Vidhana Soudha, Bengaluru.
3. The Additional Chief Secretary to Government, Urban Development Department, Vikasa Soudha, Bengaluru.
4. The Principal Secretary to Chief Minister, Vidhana Soudha, Bengaluru.
5. The Principal Secretary to Government, Commerce & Industries Department, Vikasa Soudha, Bengaluru.
6. The Principal Secretary to Government, Transport Department, M.S Building, Bengaluru.
7. The Principal Secretary to Government, Revenue Department, M.S Building, Bengaluru.
8. The Principal Secretary to Government, Rural Development & Panchayat Raj Department, M.S Building, Bengaluru.
9. All Additional Chief Secretaries/Principal Secretaries/ Secretaries to Government/Heads of the Departments of the State.
10. Director General and Inspector General of Police, Karnataka State Police Headquarters, No. 2, Nrupathunga Road, Bengaluru – 560001.
11. The Commissioner, Bangalore Development Authority, Bengaluru.
12. The Commissioner, BBMP, Bengaluru.
13. The Commissioner, Bangalore Metropolitan Region Development Authority, Bengaluru.
14. The Commissioner, Transport Department, Bengaluru.
15. The Director, Town Planning, Bengaluru.
16. The Director, Directorate of Municipal Administration, Ambedkar Road, 9th & 10th Floor, Vishveshwariah Tower, Sampangi Rama Nagar, Bengaluru - 560001
17. The Member Secretary, Karnataka State Pollution Control Board, “Parisara Bhavana”, 1<sup>st</sup> to 5<sup>th</sup> Floor, No. 49, Church Street, Bengaluru - 560 001.
18. PS to Chief Secretary to Government of Karnataka, Vidhana Soudha, Bengaluru.
19. PS to Hon'ble Minister for Ecology and Environment and Tourism , Vikasa Soudha, Bengaluru.

20. PS to Additional Chief Secretary to Government, Forest, Ecology and Environment Department, M. S. Building, Bengaluru.
21. PS to Principal Secretary to Government (Ecology & Environment), Forest, Ecology and Environment Department, M. S. Building, Bengaluru.
22. Copies / Guard File.
23. The Compiler, Karnataka Gazette, Bangalore with a request to publish in the next Gazette and to supply 250 copies.