



Notification Number: 2004/412/UK

## The Antisocial Behaviour (Noise Control) (Scotland) Regulations 2004

Date received : 19/10/2004  
End of Standstill : 20/01/2005  
Issue of comments by : Commission, Italy

### Message

Message 001

Communication from the Commission - SG(2004) D/52049

Directive 98/34/EC

Notificación - Oznámení - Notifikation - Notifizierung - Teavitamine - Γνωστοποίηση - Notification - Notification - Notifica - Pieteikums - Pranešimas - Bejelentés - Notifika - Kennisgeving - Zawiadomienie - Notificação - Hlásenie-Obvestilo - Ilmoitus - Anmälan : 2004/0412/UK.

No abre el plazo - Nezahtuje odklady - Fristerne indledes ikke - Kein Fristbeginn - Viivituste perioodi ei avata - Καμία έναρξη προθεσμίας - Does not open the delays - N'ouvre pas de délais - Non fa decorrere la mora - Neietekmē atlikšanu - Atidėjimai nepradedami - Nem nyitja meg a késések - Ma' jiftaħ il-perijodi ta' dawmien - Geen termijnbegin - Nie otwiera opóźnień - Nao inicia o prazo - Neotvorí oneskorenia - Ne uvaja zamud - Määräaika ei ala tästä - Inleder ingen frist.

(MSG: 200402049.EN)

#### 1. Structured Information Line

MSG 001 IND 2004 0412 UK EN 20-01-2005 19-10-2004 UK NOTIF 20-01-2005

#### 2. Member State

United Kingdom

#### 3. Department Responsible

Department of Trade and Industry: Standards and Technical Regulations Directorate

#### 3. Originating Department

Scottish Executive-Environment & Rural Development Department

#### 4. Notification Number

2004/0412/UK – I10



## **5. Title**

The Antisocial Behaviour (Noise Control) (Scotland) Regulations 2004

## **6. Products Concerned**

Noise measuring equipment to administrate the Scottish Executive's Antisocial Behaviour Act (2004) Noise provisions. These are sound level meters that comply with the requirements of Class 1 of BS EN 61672 as devices approved for the measurement of noise emitted from relevant property, when used in accordance with the attached Regulations.

## **7. Notification Under Another Act**

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## **8. Main Content**

The Scottish Ministers, in exercise of the powers conferred by Sections 48, 49 and 141(2)(a) and (b) of the Antisocial Behaviour (Scotland) Act 2004, make these Regulations to approve certain noise measuring equipment and the permitted noise levels to enable the administration of the Act. The antisocial noise offence is based on the breaching of permitted noise levels within domestic dwellings as objectively measured by approved sound level meters. These comply with the requirements of Class 1 of BS EN 61672 as devices approved for the measurement of noise emitted from relevant property. There is no RIA included with the Regulations as the approval mechanism will not add additional costs to administrators as approved sound level meters will already have to conform with BS-EN standards, and central funding will be provided by the Scottish Executive to purchase the required equipment.

## **9. Brief Statement of Grounds**

The UK will fulfil its obligation under Article 12 of Directive 98/34/EC when these regulations are officially published. The Regulations are required to underpin the noise provisions of the Antisocial Behaviour Act to stipulate what permitted noise levels and approved sound level meters are approved by Scottish Ministers. The sound level meters must already comply with BS EN 61672.

## **10. Reference Documents - Basic Texts**

e) No basic texts.

## **11. Invocation of the Emergency Procedure**

No

## **12. Grounds for the Emergency**

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## **13. Confidentiality**

No

## **14. Fiscal measures**



No

**15. Impact assessment**

No impact assessment is available (see section 8 above)

**16. TBT and SPS aspects**

TBT Aspect

No

The draft is in conformity with an international standard.

SPS Aspect

No

The draft is not a sanitary or phytosanitary measure in the sense of Annex A of the SPS Agreement.

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European Commission

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