

Noise Nuisances

Ensuring that your noise emissions do not unreasonably interfere with other people will help make the Break O'Day Municipality a more enjoyable place to live.

Noise and The Law

Noise should not create a nuisance for other people. In other words, noise should not unreasonably interfere with a person's enjoyment of their environment with regard to its volume, intensity or duration. You should also consider the time of day and your location. If the noise can be heard in a habitable room of another residential premises, it may be considered to be unreasonable.

If you are going to create noise, you should make sure that you do not breach the requirements of the Environmental Management and Pollution Control Act 1994 (EMPCA) and the Environmental Management Pollution Control (Miscellaneous Noise) Regulations 2004.

Noise from Building/Construction Sites

A Council Permit may be required to carry out building work and noise control may be a condition of the Permit to protect the general amenity of the area. However, noise from small power tools is permitted during times listed over the page. Excessive use of power tools would need to be assessed for 'reasonableness' by an authorised officer.

Noise from Heat Pumps/Air-Conditioners

Noise levels from heat pumps/air conditioners are controlled under the Regulations. To determine whether noise levels comply with the Regulations, sound level measurements would have to be carried out. The Heat Pump Association has produced guidelines for the installation of heat pumps in domestic premises. Following these guidelines can help prevent future noise problems from occurring. See separate information sheet - **Heat Pumps – Guidelines for Installation to Prevent Noise Nuisance.**

Noise from Loud Music

Noise from stereos after hours should be directed to the Police. For noise that is emitted during the day, or is an on-going problem, Councils Environmental Health Officer may be able to help you to deal with this problem. Remember to consider your neighbours.

NOTE: *Even though there are now permitted hours for the use of musical instruments and sound amplifying equipment, this does not mean that these can be used such that an Environmental Nuisance is caused. In assessing whether the use of these items is an Environmental Nuisance, an Authorised Officer will take into account the duration (how long the noise has been going for) and intensity (loudness). If this is determined to be excessive, you will be required to cease the noise.*

Noise from Animals

Noise from barking dogs is managed by Council's Animal Control Officer. Noise from other animals (eg roosters) may be dealt with by Councils Environmental Health Officer.
Contact Council on 03 6376 7900.

Permissible Hours of Operation – Environmental Management and Pollution Control (Miscellaneous Noise) Regulations 2004

The following equipment descriptions and hours of operation is an excerpt from the Regulations. Should you wish to operate equipment other than specifically stated below you should either contact Council or refer to the full Regulations.

Portable equipment such as power tools, cement mixers etc

Monday to Friday	7.00am to 6.00pm
Saturday	9.00am to 6.00pm
Sunday and all Statutory Public Holidays	10.00am to 6.00pm

Lawn Mowers

Monday to Friday	7.00am to 8.00pm
Saturday	9.00am to 8.00pm
Sunday and all Statutory Public Holidays	10.00am to 8.00pm

Mobile Machinery such as back-hoes and the like

Monday to Friday	7.00am to 6.00pm
Saturday	8.00am to 6.00pm
Sunday and all Statutory Public Holidays	10.00am to 6.00pm

Musical Instruments and sound amplifying equipment (see note on first page)

Monday to Thursday	7.00am to 10.00pm
Friday	7.00am to Midnight
Saturday	9.00am to Midnight
Sunday and all Statutory Public Holidays	10.00am to 10.00pm

Operation of Chainsaws

See separate Information Sheet on **Chainsaw Use**

Recreational Vehicles

Recreational Vehicles (eg trail bikes) must not be operated within 500 metres of domestic premises without the consent of the occupier of the premises.

See separate Information Sheet on **Motor Vehicles Used for Sport and Recreation**

The complete Environmental Management and Pollution Control Act 1994 and Environmental Management and Pollution Control (Miscellaneous Noise) Regulations 2004 may be viewed online at www.thelaw.tas.gov.au/index.w3p

If you need further information please contact Council on 03 6376 7900