

**Environmental Public Health (Boundary Noise Limits for Factory Premises)
Regulations 1997**

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FIRST SCHEDULE

SECOND SCHEDULE

No. S 208

**ENVIRONMENTAL PUBLIC HEALTH ACT
(CHAPTER 95)**

**ENVIRONMENTAL PUBLIC HEALTH (BOUNDARY NOISE LIMITS FOR
FACTORY PREMISES) REGULATIONS 1997**

In exercise of the powers conferred by section 114 of the Environmental Public Health

Act, the Minister for the Environment hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Environmental Public Health (Boundary Noise Limits for Factory Premises) Regulations 1997 and shall come into operation on 1st May 1997.

Definitions

2. In these Regulations, unless the context otherwise requires —

“affected premises”, in relation to premises being monitored, means —

- (a) any building or part thereof, occupied by persons other than the owner or occupier of the premises being monitored, which is located within the same factory premises as the premises being monitored;
- (b) premises adjoining the factory premises at or within which the premises being monitored is located; or
- (c) premises not adjoining the factory premises at or within which the premises being monitored is located, if there is no building on any intervening premises or if the intervening premises are not commercial, factory, noise sensitive or residential premises;

“background noise level”, in relation to noise levels from premises being monitored, means the noise level measured in the absence of noise emitted from the premises being monitored at the same measurement point used for the measurement of the noise levels emitted from the premises being monitored;

“commercial premises” means any premises used for the purposes of trade, business or commerce and includes any shopping complex, financial institution and hotel but does not include any factory premises;

“factory premises” means any premises used for any industrial or manufacturing purposes and includes any repair or processing workshop, and warehouse, but does not include any construction site within the meaning of the Environmental Public Health (Control of Noise at Construction Sites) Regulations (Rg 14);

“noise sensitive premises” means any premises used for purposes that require peace and quiet and includes any recreational area, nature park, hospital, home for the aged sick, educational institution, place of worship, library and court of law;

“premises being monitored” means factory premises, or any building or part

thereof within the factory premises, being monitored for the noise levels emitted therefrom for the purposes of these Regulations;

“residential premises” means any premises used for human habitation.

Boundary noise limits

3.—(1) Every owner or occupier of factory premises, or any building or part thereof within the factory premises, shall ensure that the noise levels emitted from his premises —

- (a) measured over the specified periods in Table 1 of the First Schedule at the measurement points applicable to each of the affected premises do not exceed the maximum permissible noise levels set out in that Table for the corresponding time for that type of affected premises; and
- (b) measured over every period of 5 minutes at the measurement points applicable to each of the affected premises do not exceed the maximum permissible noise levels set out in Table 2 of the First Schedule for the corresponding time for that type of affected premises.

(2) Where the whole or parts of the same affected premises are used for different purposes, the lowest maximum permissible noise level applicable to any of the types of premises within which those purposes fall shall apply to that affected premises.

Measurement point and equipment

4.—(1) Subject to paragraph (2), the measurement points to be used for the measurement of noise levels for the purposes of these Regulations shall be points at or about ground level along the boundary of the factory premises which faces —

- (a) any building on the affected premises; or
- (b) if there is no building on the affected premises, any part of the affected premises.

(2) For the purposes of measuring noise levels in relation to affected premises within the same factory premises as the premises being monitored, the measurement point to be used shall be any point 5 metres from a wall of the premises being monitored which faces the affected premises.

(3) Measurements of noise levels for the purposes of these Regulations shall be carried out with a sound level meter which complies with the standards specified in the International Electrotechnical Commission Publication 651 (Type 1) and Publication 804 (Type 1), or any other comparable standards approved by the Commissioner.