



Noise Complaint Form

Environmental Protection (Noise) Regulations 1997
(TO BE COMPLETED BY COMPLAINANT)

Date: _____

Complainant's Name: _____

Complainant's Address: _____

Telephone Number (H) _____ (M) _____

Nature of Complaint: _____

Source of Noise (Address): _____

Occupier's Name (If Known): _____

Time of Day When Noise Occurs: _____

How Often Does the Problem Occur: _____

Further Remarks: _____

I the undersigned am willing to be called as a witness (if the need arises) in any legal prosecutions that are undertaken in relation to this noise complaint.

Signature of Complainant: _____

Environmental Health Officer: _____

The emission of noise from a property is controlled by the *Environmental Protection (Noise) Regulations 1997*

The regulations are complex and officers must be Authorised Persons under the *Environmental Protection Act 1986* to administer the regulations.

Among the many things:

The regulations deal with –

- all noise passing from one premise to another;
- noise from public places as it affects adjacent premises; and
- providing a base for determining acceptable noise levels in relation to land use.

The regulations don't deal with

- noise within one premise, eg in a workplace;
- noise from traffic on roads, or trains, except model trains;
- noise from aircraft, except model planes; and
- noise from safety warning devices.

This is small portion of what the regulations deal with and exemptions and conditions apply to noise from such things as agriculture, bellringing and calls to worship, blasting, construction sites, and equipment used on residential premises.

The most common complaint is Neighbourhood Noise.

It is understood that noise from specified equipment generally exceeds the assigned level set in the regulations therefore these assigned levels do not apply provided;

1. The equipment is used:-

- between 7am and 7pm Monday to Saturday; or
- between 9am and 7pm on a Sunday or Public Holiday.

2. The equipment must not be used for more than : -

- Two hours per day; or
- One hour per day if it is a musical instrument

3. The specified equipment must be used in a reasonable manner and the noise emitted must not unreasonably interfere with the health, welfare, convenience, comfort or amenity of an occupier of a premise receiving the noise. Whether or not the noise emission unreasonably interferes is at the discretion of the authorised person.

“Specified Equipment” is any equipment, which requires the constant presence of an operator for normal use and includes many household items such as lawnmowers, power tools, basketballs and musical instruments.

Record of Noise

In order for the Shire's Health Service to take further action in relation to your noise complaint, it will be necessary for you to record the noise for a fourteen (14) day period.

Name of Complainant:
Address:
Contact Phone (H): _____ (M): _____
Address of Noise Source:
Noise Type:
Environmental Health Officer:

Date	Start Time	Finish Time	Duration	Initials	Description of Noise	Briefly explain how alleged noise nuisance affects you.
e.g. 6/6/01	0900	0910	10 mins	MB	e.g. Stereo	Disturbed me from study.

- Please note:**
- 1. Shire of Manjimup is subject to the Freedom of Information Act, 1992.
 - 2. Please be aware that public health issues need to be dealt with in order of priority.
 - 3. Should legal action be necessary, you may be required to give evidence in Court.

Should you require further information, please contact the responsible Officer.

Complainant's Signature: _____ Date: _____

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