

**NOISE CONTROL (GENERAL) (AMENDMENT) REGULATION 1995**

(Made under section 27(1A) of the Noise Control Ordinance (Cap. 400) after consultation with the Advisory Council on the Environment)

**1. Commencement**

This Regulation shall come into operation on 1 February 1996.

**2. Regulation substituted**

Regulation 3 of the Noise Control (General) Regulations (Cap. 400 sub. leg.) is repealed and the following substituted -

**"3. Application for construction noise permit for construction work other than percussive piling**

(1) An application under section 8(2) of the Ordinance for a construction noise permit for either or both of the following -

- (a) the use of powered mechanical equipment for the purpose of carrying out construction work other than percussive piling between the hours of 7 p.m. and 7 a.m., or at any time on a general holiday;
- (b) the carrying out of prescribed construction work at any place within a designated area between such hours, or at any such time,

shall be -

- (i) in Form 1 in the Schedule; and

(ii) submitted to the Authority together with the fee prescribed by regulation 8(1) not earlier than 6 months prior to the date specified in the application for commencement of the construction work unless the Authority agrees to accept submission of the application at an earlier time.

(2) In this regulation and the Schedule, "prescribed construction work" ( ) means the construction work prescribed by the Noise Control (Construction Work) Regulation (L.N. of ) for the purposes of section 6(2) of the Ordinance."

### 3. Forms

The Schedule is amended -

(a) by repealing Form 1 and substituting -

NOISE CONTROL ORDINANCE

(Chapter 400)

SECTION 8(2)

You will be informed of the result of the application within 28 days

GW-CNP

APPLICATION FOR A CONSTRUCTION NOISE PERMIT FOR THE USE OF POWERED MECHANICAL EQUIPMENT FOR THE PURPOSE OF CARRYING OUT CONSTRUCTION WORK OTHER THAN PERCUSSIVE PILING AND/OR THE CARRYING OUT OF PRESCRIBED CONSTRUCTION WORK

A. DETAILS OF APPLICANT

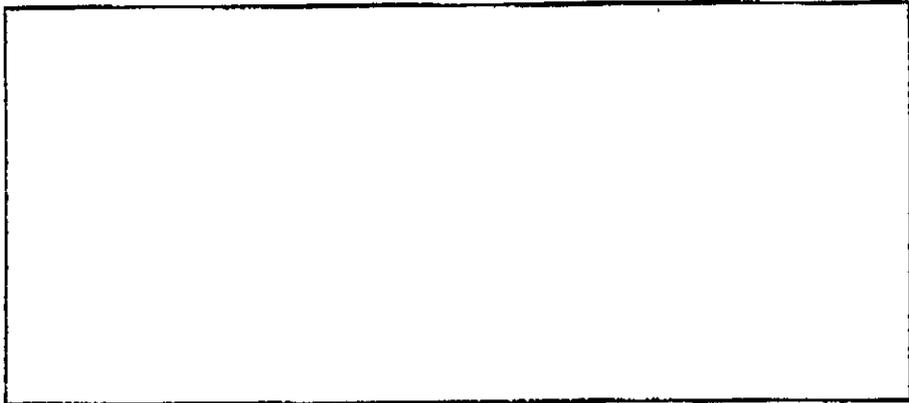
1. Name (person or company) : .....
2. Business Registration No. : ..... or H.K. Identity Card No. : .....
3. Correspondence address : .....
4. Name of contact person : ..... Telephone No. : ..... Fax No. : .....

No previous application
Previous application was refused
Permit renewal Previous Permit(s) No. GW - .....

B. DETAILS OF LOCATION OF WORK

1. Full address of the construction site, include lot number where appropriate : .....
Note : Please provide a suitably scaled site plan (preferably 1:1000) showing the site area, the land uses and the noise sensitive receivers in the surrounding area and the actual positions of items of powered mechanical equipment and the locations of prescribed construction work in the case of items and work which will remain in substantially the same position for the duration of the work.
2. PART/WHOLE of the site falls WITHIN/OUTSIDE a designated area.
Note : 1. "Noise sensitive receivers" in the area surrounding the site include domestic premises, hotels, hostels, temporary housing accommodation, hospitals, medical clinics, educational institutions, places of public worship, libraries, courts of law, performing arts centres but excluding commercial and industrial premises.
ii. "Designated area" means an area established under section 8A of the Noise Control Ordinance. Maps showing designated areas are displayed at the Noise Control Authority at the address below.

Please return the completed form and the appropriate fees to the Noise Control Authority at the address below:







(b) by repealing Form 3 and substituting -

**NOISE CONTROL ORDINANCE**

**(Chapter 400)**

**SECTION 8(9)**

**CONSTRUCTION NOISE PERMIT FOR THE USE OF POWERED MECHANICAL EQUIPMENT FOR THE PURPOSE OF CARRYING OUT CONSTRUCTION WORK OTHER THAN PERCUSSIVE PILING AND/OR THE CARRYING OUT OF PRESCRIBED CONSTRUCTION WORK**

CONSTRUCTION NOISE PERMIT NO. ....

To : .....

This construction noise permit is issued in accordance with section 8 of the Noise Control Ordinance. Permission is granted for the use of powered mechanical equipment for the purpose of carrying out construction work other than percussive piling and/or the carrying out of prescribed construction work, subject to the conditions set out below. The carrying out of construction work otherwise than in accordance with the conditions may result in the permit being cancelled and in a prosecution for an offence.

**CONDITIONS**

1. Construction site where the powered mechanical equipment may be used :

Full address : ..... Lot No. : .....

The site boundary, that is, the boundary of the area within which the powered mechanical equipment may be used and the prescribed construction work may be carried out is delineated on the attached plan which forms part of this construction noise permit.

2. \*PART/WHOLE of the site falls \*WITHIN/OUTSIDE a designated area.

3. Powered Mechanical Equipment

a. Items of powered mechanical equipment which may be used inside the site boundary :

Identification code of item of powered mechanical equipment (if applicable)	Description of item of powered mechanical equipment	No. of units

b. Validity of the construction noise permit for the use of the powered mechanical equipment :  
 Date and time of commencement : .....  
 Days and hours : .....  
 This part of the permit expires on : ..... at .....

c. One photograph, endorsed by the Authority, of each item of powered mechanical equipment described in this construction noise permit is required to be kept on the construction site and made available for inspection by the Authority.

d. Other conditions imposed on the use of the powered mechanical equipment :  
 .....  
 .....

scribed Construction Work

a. Type of prescribed construction work which may be carried out inside the site boundary :

Identification code of type of prescribed construction work	Description of type of prescribed construction work

b. Validity of the construction noise permit for the carrying out of the prescribed construction work :

Date and time of commencement : .....  
 Days and hours : .....  
 This part of the permit expires on : ..... at .....

c. Site layout plan(s), endorsed by the Authority, may be attached with the permit to indicate the locations permitted for the carrying out of prescribed construction work described in this permit. The layout plan(s) is(are) required to be kept on the construction site and made available for inspection by the Authority.

d. Other conditions imposed on the carrying out of the prescribed construction work :  
 .....  
 .....  
 .....

5. This construction noise permit or a copy thereof must be displayed on the construction site at .....

Dated this ..... day of ..... 19 .....

Signed : \_\_\_\_\_  
 Authority

Secretary for Planning,  
Environment and Lands.

1995.

Explanatory Note

This Regulation amends regulation 3 of the Noise Control (General) Regulations (Cap. 400 sub. leg.) so that it applies to construction work prescribed by the Noise Control (Construction Work) Regulation (L.N.            of            ) for the purposes of section 6(2) of the Ordinance. It also substitutes the forms prescribed under regulations 3 and 5(a).