

Noise Guide for Local Government

Update: Changes arising from the
Noise Control Regulation 2017



2018 State of NSW and the NSW Environment Protection Authority

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EPA 2018P1096
September 2018

The NSW Environment Protection Authority (EPA) is reviewing the Noise Guide for Local Government.

The review aims to update and improve the useability of the document for local government officers.

Until that review process is completed, this document should be used when reading the Noise Guide to:

- **refer to the Noise Policy for Industry 2017, and**
- **navigate changes arising from the making of the *Protection of the Environment Operations (Noise Control) Regulation 2017*.**

Changes to the Noise Guide for Local Government

This document allows users to navigate changes to the Noise Guide arising from the making of the *Protection of the Environment Operations (Noise Control) Regulation 2017*.

Table 1 includes clauses from the 2008 Noise Control Regulation together with the equivalent clauses from the 2017 Noise Control Regulation.

Clauses referred to in the Noise Guide should be substituted with the relevant 2017 Regulation clauses.

The Noise Guide for Local Government also includes references to the superseded NSW Industrial Noise Policy (2000). Readers should now refer to the Noise Policy for Industry (2017).

For further information see the [Implementation and transitional arrangements for the Noise Policy for Industry \(2017\)](#) on the EPA website.

Table 1 Changes to the Noise Guide from the making of the 2017 Noise Control Regulation clauses

Clauses in 2017 Regulation	Relevant clauses	Clauses in 2008 Regulation
Part 1 Preliminary		
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2	Commencement	2
3	Definitions	3
Part 2 Motor vehicles and motor vehicle accessories		
Division 1 Motor vehicles that emit noise in excess of prescribed levels		
4	Sale of motor vehicles generally	4(a)
5	Use on roads of motor vehicles capable of emitting noise in excess of prescribed level	12 (1)
Division 2 Motor vehicles that emit offensive or other noise		
6	Use away from roads of vehicles that emit offensive noise	13
7	Owners and drivers of vehicles that emit offensive noise when used away from roads	20
8	Use of motor vehicles on residential premises	14

Clauses in 2017 Regulation	Relevant clauses	Clauses in 2008 Regulation
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Division 3 Motor vehicles with defective or modified noise control equipment		
10	Sale of used vehicles with defective noise control equipment	5(1)(a)–(b)
11	Driving or using vehicles with defective or missing noise control equipment	18(1)(a)–(b)
12	Modification or repair of vehicles causing defective or missing noise control equipment	19(1)(a)–(b)
Division 4 Motor vehicles with unauthorised temporary noise reduction packing		
13	Sale of used vehicles with unauthorised temporary noise reduction packing	5(1)(c)
14	Use of vehicles with unauthorised temporary noise reduction packing	18(1)(c)
15	Modification or repair of vehicles with unauthorised temporary noise reduction packing	19(1)(c)
Division 5 Motor vehicles with temporary noise reduction equipment		
16	Sale of used vehicles with unauthorised temporary noise reduction equipment	5(1)(d), 5(3)
17	Use of vehicles with unauthorised temporary noise reduction equipment	18(1)(d), 18(3)
18	Modification or repair of vehicles with unauthorised temporary noise reduction equipment	19(1)(d), 19(3)
Division 6 Motor vehicle intruder alarms		
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Clauses in 2017 Regulation	Relevant clauses	Clauses in 2008 Regulation
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36	Persons in charge or owners or vessels that emit offensive noise	31
37	Noise control equipment to be properly maintained	32(1), 32(3)
38	Noise control equipment not to be removed or rendered less effective	32(2)
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44	Labelling of domestic air conditioners with sound power level	3, 45
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47	Sale of grass-cutting machines that emit noise in excess of prescribed level	39, 40, 41, 42, 43
48	Labelling of grass-cutting machines with maximum sound power level	37, 38
49	Alternative labelling of grass-cutting machines (until 1 September 2019)	N/A
Division 4 Power tools		
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52	Use of pumps on residential premises	50
53	Use of heat pump water heaters	52
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Clauses in 2017 Regulation	Relevant clauses	Clauses in 2008 Regulation
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60	Form of notices	26(2)–(3), 34(2)–(3)
61	Withdrawal of notices	26(4), 34(4)
62	Use of motor vehicle in breach of defective vehicle notice	26(5)–(6)
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67	Determining maximum noise level and noise emission characteristics of motor vehicle intruder alarms and horns	54(1)
68	Determining sound power level of domestic air conditioners	54(6)
69	Determining noise levels of certain accessories	54(2), 54(3), 54(4), 54(7)
70	Method for determining noise levels from shooting ranges	NA – formalises EPA's practice note
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71	Savings provision	
72	Repeals	
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Schedule 2	Determining noise levels from shooting ranges	NA – formalises EPA's practice note
Schedule 3	Amendment of Protection of the Environment Operation (General) Regulation 2009	NA