

# CITY OF JOBURG – BY LAWS – NOISE CONTROL

## 2.5 NOISE CONTROL REGULATIONS, IN TERMS OF THE ENVIRONMENT CONSERVATION ACT 73 OF 1989

OFFENCE CODE	NUMBER OF SECTION	DESCRIPTION OF OFFENCE	FINE
	8	Make, produce or cause a disturbing noise, or allow it to be made, produced or caused by any person, animal, machine, device or apparatus or any combination thereof.	R1000
	9(a)	Operate or play or allow to be operated or played, a radio, television set, drum, musical instrument, sound amplifier, loudspeaker system or similar device producing, reproducing or amplifying sound so as to cause a noise nuisance.	R1000 business  R500 residential
	9(b)	Offer an article for sale by shouting, ringing a bell or making other sounds or by allowing shouting, the ringing of a bell or making of other sounds in a manner which may cause a noise nuisance.	R500
	9(c)	Allow an animal owned or controlled by him/her to cause a noise nuisance.	R500
	9(d)	Discharge fireworks in a residential area in a manner which may cause a noise nuisance.	R500
	9(e)	Build, make, construct, repair, rebuild, modify, operate or test a vehicle, vessel, aircraft or object on or near residential premises, or allow it to be built, made, constructed, repaired, rebuilt, modified, operated or tested, if this may cause a noise nuisance.	R1000
	9(f)	Erect a building or structure on residential premises or allow it to be erected if this may cause a noise nuisance.	R1000

OFFENCE CODE	NUMBER OF SECTION	DESCRIPTION OF OFFENCE	FINE
	9(g)	Use, or discharge an explosive, firearm, or similar device that emits impulsive sound and may cause a noise nuisance, or allow it to be used or discharged, except with the prior consent in writing of the local authority concerned and subject to such conditions as the local authority may deem necessary.	R1000
	9(h)(i)	On a piece of land or in water or in airspace above that piece of land designated by a local authority by means of a notice in the press move about on or in a recreational vehicle.	R500
	9(h)(ii)	On a piece of land or in water or in airspace above that piece of land designated by a local authority by means of a notice in the press exercise control over a recreational vehicle.	R500
	9(h)(iii)	On a piece of land or in water or in airspace above that piece of land designated by a local authority by means of a notice in the press as the owner or person in control of the piece of land, water or airspace, allow such activity to take place.	R500
	9(i)	Emit a sound, or allow a sound to be emitted, by means of a bell, carillon, siren, hooter, static alarm, whistle, loudspeaker or similar device, if it may cause a noise nuisance.	R500
	9(j)	Operate a machinery, saw, sander, drill, grinder, lawnmower, power garden tool or similar device or allow it to be operated in a residential area, if it may cause a noise nuisance.	R500

OFFENCE CODE	NUMBER OF SECTION	DESCRIPTION OF OFFENCE	FINE
	9(k)	Load, unload, open, shut or in any other way handle a crate, box, container, building material, rubbish container or any other article, or allow it to be loaded unloaded, opened, shut or handled, if this may cause a noise nuisance.	R500
	9(l)	Drive a vehicle on a public road in such manner that it may cause a noise nuisance.	R1000
	9(m)	Use any power tool or equipment used for construction work, drilling work or demolition work, or allow it to be used, in or near a residential area if it may cause a noise nuisance.	R1000

	<b>MOTOR VEHICLES</b>		
	<b>12(1)(a)</b>	Allowing a vehicle to be driven on a public road, if the sound level at the measuring point measured in accordance with the procedure prescribed in SABS 0181 exceeds, in the case of a non-exempted vehicle, the sound level specified in Table 1 of SABS 0281 for that type of a vehicle.	<b>R500</b>
	<b>12(1)(b)</b>	Allowing a vehicle to be driven on a public road, if the sound level at the measuring point measured in accordance with the procedure prescribed in SABS 0181 exceeds, in a case of exempted vehicle, the applicable reference sound level indicated in the tables of Annexure “A” to SABS 0821, for that type of vehicle by more 5 dBA.	<b>R500</b>

<b>OFFENCE CODE</b>	<b>NUMBER OF SECTION</b>	<b>DESCRIPTION OF OFFENCE</b>	<b>FINE</b>
<b>MUSIC, OPEN-AIR MUSIC FESTIVALS AND SIMILAR GATHERINGS</b>			
	<b>13(1)</b>	Operate or play a radio, television set, gramophone recording device, drum, musical instrument, sound amplifier or similar device producing, reproducing or amplifying sound, or allow it to be operated or played in a public place, if the noise level measured at any point which may be occupied by a member of the public, exceeds 95 dBA, unless permission has been obtained from the local authority.	<b>R1500</b>
	<b>13(2)</b>	Stage an open-air music festival or similar gathering without the prior written consent in writing of the local authority.	<b>R1500</b>
	<b>13(3)</b>	Causes or may cause a noise nuisance or a disturbing noise, the local authority may instruct in writing that such music be forthwith discontinued until such conditions as the local authority may deem necessary have been complied with.	<b>R1500</b>
	<b>15(a)</b>	Fail to comply with a written condition, written instruction, written notice, written requirements or written demand issued by a local authority in terms of these conditions.	<b>R1000</b>
	<b>15(b)</b>	Tamper with, remove, put out of action, damage or impair the functioning of a noise monitoring system, noise limiter, noise measuring instrument, acoustic device, road traffic sign or notice placed in a position by or on behalf of a local authority.	<b>NAG</b>

	<b>15(c)(i)</b>	<b>For the purpose of these Regulations, in respect of a duly authorised employee of a local authority fail or refuse to grant admission to such employee to enter and to inspect premises.</b>	<b>NAG</b>
--	-----------------	---	------------

<b>OFFENCE CODE</b>	<b>NUMBER OF SECTION</b>	<b>DESCRIPTION OF OFFENCE</b>	<b>FINE</b>
	<b>15(c)(ii)</b>	<b>Fail or refuse to give information to a duly authorised employee of a Local Authority when requested to do so.</b>	<b>NAG</b>
	<b>15(c)(iii)</b>	<b>Hinder or obstruct a duly authorised employee of a Local Authority in execution of his/her duties.</b>	<b>NAG</b>
	<b>15(c)(iv)</b>	<b>Give false or misleading information to a duly authorised employee of a Local Authority whilst knowing that it is false or misleading.</b>	<b>NAG</b>