



Clean Neighbourhoods and Environment Act 2005

2005 CHAPTER 16

PART 7

NOISE

CHAPTER 1

AUDIBLE INTRUDER ALARMS

Supplementary

80 Orders and regulations

- (1) This section applies to a power conferred on the appropriate person under any provision of this Chapter to make an order or regulations.
- (2) The power includes—
 - (a) power to make different provision for different purposes (including different provision for different local authorities and descriptions of local authority);
 - (b) power to make consequential, supplementary, incidental, transitional and saving provision.
- (3) The power is exercisable by statutory instrument.
- (4) A statutory instrument containing an order or regulations made by the Secretary of State under any provision of this Chapter is subject to annulment in pursuance of a resolution of either House of Parliament.

Changes to legislation: *Clean Neighbourhoods and Environment Act 2005, Cross Heading: Supplementary*
is up to date with all changes known to be in force on or before 24 May 2023. There are changes
that may be brought into force at a future date. Changes that have been made appear in the content
and are referenced with annotations. (See end of Document for details) View outstanding changes

Commencement Information

- I1** S. 80 in force at 14.3.2006 for E. by S.I. 2006/795, art. 2(1), **Sch. 1**
I2 S. 80 in force at 27.10.2006 for W. by S.I. 2006/2797, **art. 2(m)**

81 Interpretation

(1) In this Chapter—

“alarm notification area” means an area in respect of which a designation under section 69 has effect;

“the appropriate person” is—

- (a) in relation to a local authority in England, the Secretary of State;
- (b) in relation to a local authority in Wales, the National Assembly for Wales;

“local authority” means—

- (a) a district council in England;
- (b) a county council in England for an area for which there is no district council;
- (c) a London borough council;
- (d) the Common Council of the City of London;
- (e) the Council of the Isles of Scilly;
- (f) a county or county borough council in Wales;

“the occupier” in respect of premises means (subject to subsection (2))—

- (a) a person occupying the premises, or
- (b) if the premises are unoccupied, a person entitled to occupy the premises (other than the owner);

“premises” does not include a vehicle;

“the responsible person” in respect of premises means—

- (a) the occupier, or
- (b) if there is no occupier, the owner.

(2) The fact that a person is occupying premises is to be disregarded for the purposes of this Chapter if—

- (a) the premises comprise a building that is being erected, constructed, altered, improved, maintained, cleaned or repaired,
- (b) the person is occupying the premises in connection with the erection, construction, alteration, improvement, maintenance, cleaning or repair, and
- (c) the person is doing so by virtue of a licence granted for less than four weeks.

Commencement Information

- I3** S. 81 in force at 14.3.2006 for E. by S.I. 2006/795, art. 2(1), **Sch. 1**
I4 S. 81 in force at 27.10.2006 for W. by S.I. 2006/2797, **art. 2(n)**

Changes to legislation:

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[View outstanding changes](#)

Commencement Orders yet to be applied to the Clean Neighbourhoods and Environment Act 2005

Commencement Orders bringing provisions within this Act into force:

- [S.I. 2007/120 art. 3](#) Amendment to earlier commencing S.I. 2006/2797