



Clean Neighbourhoods and Environment Act 2005

2005 CHAPTER 16

PART 7

NOISE

CHAPTER 1

AUDIBLE INTRUDER ALARMS

Alarm notification areas

74 Amount of fixed penalty

- (1) This section applies in relation to a penalty payable to a local authority in pursuance of a notice under section 73.
- (2) The amount of the penalty is—
 - (a) the amount specified by the local authority in relation to its area, or
 - (b) if no amount is so specified, £75.
- (3) The local authority may make provision for treating the penalty as having been paid if a lesser amount is paid before the end of a period specified by the authority.
- (4) The appropriate person may by regulations make provision in connection with the powers conferred on local authorities under subsections (2)(a) and (3).
- (5) Regulations under subsection (4) may (in particular)—
 - (a) require an amount specified under subsection (2)(a) to fall within a range prescribed in the regulations;
 - (b) restrict the extent to which, and the circumstances in which, an authority can make provision under subsection (3).

Changes to legislation: Clean Neighbourhoods and Environment Act 2005, Section 74 is up to date with all changes known to be in force on or before 17 August 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

- (6) The appropriate person may by order substitute a different amount for the amount for the time being specified in subsection (2)(b).

Commencement Information

- I1** S. 74 in force at 14.3.2006 for specified purposes for E. by S.I. 2006/795, art. 2(1), **Sch. 1**
- I2** S. 74 in force at 16.3.2006 for specified purposes for W. by S.I. 2006/768, **art. 3**
- I3** S. 74 in force at 6.4.2006 for E. in so far as not already in force by S.I. 2006/795, art. 2(3), **Sch. 2**
- I4** S. 74 in force at 15.3.2007 (being the date on which S.I. 2007/739 came into force) for W. in so far as not already in force by S.I. 2006/2797, **art. 4(dd)**

Changes to legislation:

Clean Neighbourhoods and Environment Act 2005, Section 74 is up to date with all changes known to be in force on or before 17 August 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.

[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](#)