

ENVIRONMENTAL PROTECTION ACT 1990, SECTION 80

ABATEMENT NOTICE IN RESPECT OF NOISE NUISANCE FROM AMPLIFIED MUSIC

To THE OCCUPIERS

PARKHURST ROAD LONDON N7 0LP

TAKE NOTICE that under section 79(1)(g) of the Environmental Protection Act 1990 Islington Council being satisfied of the ~~*[existence]~~ [likely [occurrence] [recurrence]] of noise amounting to a statutory nuisance arising from the playing of loud amplified music at premises known as

PARKHURST ROAD LONDON N7 0LP

[HEREBY REQUIRE YOU as the [person responsible for the nuisance] [owner] [and/or] [occupier] of the premises from which the noise is or would be emitted] to abate the nuisance [immediately] [within _____] and to prevent its likely [occurrence] [recurrence]. You are therefore required to:

Take all reasonable steps to ensure that no amplified music from within the above premises is played at levels likely to cause a nuisance to occupiers of nearby premises.

IN the event of an appeal this notice shall have effect, notwithstanding any appeal to a Magistrates' Court which has not been decided by the Court as, in the opinion of the Council, [the noise to which this notice relates is [injurious to health] [likely-to-be-of-a-limited-duration, such that suspension would render the notice of no practical effect]] [the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any appeal has been decided, would not be disproportionate to the public benefit to be expected in that period from such compliance]

IF without reasonable excuse you contravene or fail to comply with any requirement of this notice you will be guilty of an offence under section 80(4) of the Environmental Protection Act 1990 and on summary conviction will be liable to a fine not exceeding level 5 of the Standard Scale **, together with a further fine of an amount equal to one-tenth of that level for each day on which the offence continues after conviction. A person who commits an offence on industrial, trade or business premises will be liable on summary conviction to a fine not exceeding £20,000. In addition the Court may make an order permanently depriving the owner of noise making equipment causing the offence.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance. Further, if you fail to execute all or any of the works in accordance with this notice, the Council may execute the works and recover from you the necessary expenditure incurred.

Date: 25 MAY 2015

Signature: _____

(Address to which all communications should be sent)

Name: _____

Noise Team, 222 Upper Street, London N1 1XR

Tel. 02075273258 (day) 02075273229 (night)

Title: ASB OFFICER

N.B. The person served with this notice may appeal against the notice to a magistrates' court within twenty-one days beginning with the date of service. See notes on the reverse of this form.

* Delete text in square brackets as appropriate ** Currently £5000, subject to alteration by Order