



Clean Neighbourhoods and Environment Act 2005

CHAPTER 16

CLEAN NEIGHBOURHOODS AND ENVIRONMENT ACT 2005

PART 1

CRIME AND DISORDER

- 1 Crime and disorder reduction strategies
- 2 Gating orders

PART 2

VEHICLES

Nuisance parking offences

- 3 Exposing vehicles for sale on a road
- 4 Repairing vehicles on a road
- 5 Liability of directors etc

Nuisance parking offences: fixed penalty notices

- 6 Power to give fixed penalty notices
- 7 Power to require name and address
- 8 Use of fixed penalty receipts
- 9 Fixed penalty notices: supplementary

Abandoned vehicles

- 10 Offence of abandoning a vehicle: fixed penalty notices
- 11 Notice of removal

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- 12 Disposal
- 13 Guidance
- 14 Abandoned vehicles: supplementary

Illegally parked vehicles etc

- 15 Notice of removal
- 16 Disposal
- 17 Guidance

PART 3

LITTER AND REFUSE

Offence of dropping litter

- 18 Extension of litter offence to all open places
- 19 Litter offence: fixed penalty notices

Local authority notices

- 20 Litter clearing notices
- 21 Street litter control notices
- 22 Failure to comply with notice: fixed penalty notices

Free distribution of printed matter

- 23 Controls on free distribution of printed matter

General

- 24 Fixed penalty notices: common provision
- 25 Exclusion of liability
- 26 “Appropriate person”
- 27 “Litter”

PART 4

GRAFFITI AND OTHER DEFACEMENT

Graffiti and fly-posting

- 28 Fixed penalty notices: amount of fixed penalty
- 29 Fixed penalty notices: power to require name and address
- 30 Fixed penalty notices: authorised officers
- 31 Extension of graffiti removal notices to fly-posting
- 32 Sale of aerosol paint to children

Advertisements

- 33 Unlawful display of advertisements: defences
- 34 Removal of placards and posters

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PART 5

WASTE

CHAPTER 1

TRANSPORT OF WASTE

- 35 Unregistered transport: defence of acting under employer's instructions
- 36 Registration requirements and conditions
- 37 Enforcement powers
- 38 Failure to produce authority: fixed penalty notices
- 39 Interpretation

CHAPTER 2

DEPOSIT AND DISPOSAL OF WASTE

Offence of unlawful deposit of waste etc

- 40 Defence of acting under employer's instructions
- 41 Penalties on conviction
- 42 Investigation and enforcement costs
- 43 Clean-up costs
- 44 Forfeiture of vehicles

Offences relating to documentation

- 45 Failure to furnish documentation: fixed penalty notices

Offences: powers of seizure

- 46 Power to search and seize vehicles

Local authority waste collection and disposal

- 47 Abolition of requirement to contract out waste disposal functions
- 48 Offences relating to waste receptacles: fixed penalty notices
- 49 Payments for waste recycling and disposal
- 50 Power to require owner of land to remove waste

Supplementary

- 51 "Appropriate person"
- 52 Use of fixed penalty receipts
- 53 Supplementary enforcement powers

CHAPTER 3

SITE WASTE

- 54 Site waste management plans

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PART 6

DOGS

CHAPTER 1

CONTROLS ON DOGS

Dog control orders

- 55 Power to make dog control orders
- 56 Dog control orders: supplementary
- 57 Land to which Chapter 1 applies
- 58 Primary and secondary authorities

Fixed penalty notices

- 59 Fixed penalty notices
- 60 Amount of fixed penalties
- 61 Power to require name and address
- 62 Community support officers etc

Supplementary

- 63 Overlapping powers
- 64 Byelaws
- 65 Dogs (Fouling of Land) Act 1996

General

- 66 “Appropriate person”
- 67 Regulations and orders

CHAPTER 2

STRAY DOGS

- 68 Termination of police responsibility for stray dogs

PART 7

NOISE

CHAPTER 1

AUDIBLE INTRUDER ALARMS

Alarm notification areas

- 69 Designation of alarm notification areas
- 70 Withdrawal of designation
- 71 Notification of nominated key-holders
- 72 Nomination of key-holders
- 73 Offences under section 71: fixed penalty notices
- 74 Amount of fixed penalty
- 75 Use of fixed penalty receipts
- 76 Fixed penalty notices: power to require name and address

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Powers in relation to alarms

- 77 Power of entry
- 78 Warrant to enter premises by force
- 79 Powers of entry: supplementary

Supplementary

- 80 Orders and regulations
- 81 Interpretation

CHAPTER 2

GENERAL

Noise from premises

- 82 Noise offences: fixed penalty notices
- 83 Noise offences: use of fixed penalty receipts
- 84 Extension of Noise Act 1996 to licensed premises etc
- 85 Noise Act 1996: supplementary

Statutory noise nuisances

- 86 Deferral of duty to serve abatement notice

PART 8

ARCHITECTURE AND THE BUILT ENVIRONMENT

Commission for Architecture and the Built Environment

- 87 The Commission for Architecture and the Built Environment
- 88 General functions of the Commission
- 89 Changes to functions of the Commission
- 90 Power to dissolve the Commission
- 91 Dissolution of the old Commission
- 92 Transfer of staff, property etc
- 93 Tax

Financial assistance

- 94 Architecture and the built environment: financial assistance

Supplementary

- 95 Orders

PART 9

MISCELLANEOUS

Use of fixed penalty receipts

- 95A Use of fixed penalty receipts: higher tier authorities in England
- 96 Use of fixed penalty receipts: higher tier authorities in Wales
- 97 Use of fixed penalty receipts: lower tier authorities
- 98 Sections 95A, 96 and 97: supplementary

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Shopping and luggage trolleys

- 99 Abandoned shopping and luggage trolleys
- 100 Section 99: transitional provision

Statutory nuisances

- 101 Statutory nuisance: insects
- 102 Statutory nuisance: lighting
- 103 Sections 101 and 102: supplementary

Pollution

- 104 Contaminated land: appeals against remediation notices
- 105 Offences relating to pollution etc: penalties on conviction

PART 10

GENERAL

- 106 Minor and consequential amendments
- 107 Repeals
- 108 Commencement
- 109 Money
- 110 Extent
- 111 Short title

SCHEDULES

SCHEDULE 1 — Application of the Noise Act 1996 to licensed premises etc

- 1 The Noise Act 1996 (c. 37) is amended as follows....
- 2 In the heading to section 2, omit “from a dwelling”....
- 3 (1) Section 2 (investigations of complaints of noise) is amended...
- 4 (1) Section 3 (warning notices) is amended as follows.
- 5 In the heading to section 4, after “where noise” insert...
- 6 After section 4 insert— Offence where noise from other premises...
- 7 (1) Section 5 (permitted level of noise) is amended as...
- 8 (1) Section 6 (approval of measuring devices) is amended as...
- 9 (1) Section 7 (evidence) is amended as follows.
- 10 (1) Section 8 (fixed penalty notices) is amended as follows....
- 11 (1) Section 8A (amount of fixed penalty), as inserted by...
- 12 (1) Section 9 (section 8: supplementary) is amended as follows....
- 13 (1) Section 10 (powers of entry and seizure etc) is...
- 14 In the Schedule (powers in relation to seized equipment) in...

SCHEDULE 2 — Commission for Architecture and the Built Environment

Status

- 1 (1) The Commission is not to be regarded as the...

Membership

- 2 (1) The Secretary of State must— (a) appoint the members...

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Tenure

- 3 (1) The Secretary of State may not appoint a person...

Staff etc

- 4 (1) The Commission may appoint staff, agents and advisers.

Committees

- 5 (1) The Commission may establish one or more committees.

Remuneration etc

- 6 (1) The Commission may pay to or in respect of...

Delegation

- 7 The Commission may delegate any of its functions to—

Proceedings

- 8 (1) The Commission may, subject to the other provisions of...

Accounts

- 9 (1) The Commission must— (a) keep proper accounting records, and...

Annual report

- 10 (1) The Commission must send to the Secretary of State...

Instruments and authentication

- 11 (1) The fixing of the seal of the Commission must...

Records

- 12 In Schedule 1 to the Public Records Act 1958 (c....

Disqualification

- 13 In the House of Commons Disqualification Act 1975 (c. 24),...

Transitional provisions

- 14

Interpretation

- 15

SCHEDULE 3 — Transfer of staff, property etc from the old Commission

Transfer of staff

- 1

- 2

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Transfer of property, rights and liabilities

- 3
 4
 5
 6
 7
 8 So far as is necessary or appropriate in consequence of...

The appointed day

- 9 The appointed day is the day on which section 92...

SCHEDULE 4 — Minor and consequential amendments

Highways Act 1980 (c. 66)

- 1 In section 325 of the Highways Act 1980, in subsection...

Environmental Protection Act 1990 (c. 43)

- 2 The Environmental Protection Act 1990 is amended as follows.
 3 (1) Section 52 is amended as follows.
 4 In section 60(1)— (a) in paragraph (a), for the words...
 5 In section 89(1), at the end of paragraph (e) insert...
 6 In section 91(1), at the end of paragraph (e) insert...
 7
 8 In section 95(1), after paragraph (b) insert and
 9 In section 96(1)(b), after “section 92(9)” insert “ or 92C(3)...
 10 (1) Section 161 is amended as follows.

Control of Pollution (Amendment) Act 1989 (c. 14)

- 11 (1) Section 8 of the Control of Pollution (Amendment) Act...

Anti-social Behaviour Act 2003 (c. 38)

- 12 The Anti-social Behaviour Act 2003 is amended as follows.
 13
 14 In section 45, for subsection (1) substitute—
 15 In section 47(1), after “sections 43” insert “ to 43B...
 16
 17
 18
 19

SCHEDULE 5 — Repeals

- Part 1 — VEHICLES
 Part 2 — LITTER AND REFUSE
 Part 3 — GRAFFITI AND OTHER DEFACEMENT
 Part 4 — WASTE
 Part 5 — DOG CONTROLS
 Part 6 — STRAY DOGS
 Part 7 — NOISE
 Part 8 — ARCHITECTURE AND THE BUILT ENVIRONMENT
 Part 9 — USE OF FIXED PENALTY RECEIPTS

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Part 10 — CONTAMINATED LAND

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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