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Statutory Nuisance

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To fall within the definition of statutory nuisance, an activity needs to be, or likely to be: A nuisance is something which is unreasonable and causes substantial interference in the use and...

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in relation to a statutory nuisance, means the person to whose act, default or sufferance the nuisance is attributable;
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What is a statutory nuisance? Statutory nuisance is generally defined as nuisance that is unreasonable and significant, and which has an unreasonable effect on a person's enjoyment of their property. It is much more than just something that is annoying. Examples of statutory nuisance include the following. Unreasonable and very loud noise

Statutory nuisance - general advice

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Statutory nuisance is defined in section 79 of the Environmental Protection Act 1990 (EPA 1990) as '... any premises in such a state as to be prejudicial to health or a nuisance'. [1] Each element of this definition is examined in detail below.

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There is no set definition of the term 'nuisance', but case law since the Act came in to force helps determine what is considered to be a nuisance. For something to be a statutory nuisance it must...

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Statutory nuisance is a tort established by a specific Act or statutory instrument. The Environmental Protection Act 1990 provides the example most relevant to housing conditions. Some of the problems that might constitute a statutory nuisance are noise, and serious disrepair to a property. F

When housing conditions are statutory, public or private ... Private and statutory nuisance Nuisance is a long established area of law where you can claim in relation to someone else doing something that adversely affects your property. This is obviously important for environmental issues such as noise and smell. You take civil proceedings for nuisance ("private nuisance") in the High Court or County Court.

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In making a judgement on whether the noise affecting you is just an inconvenience rather than a statutory nuisance. Reference has to be made to the duration, level and number of times in a set period that nuisance is caused. If, however, the noise were a one off such as a 40th Birthday Party for example, this is less likely to be viewed as a statutory nuisance.

What constitutes a statutory nuisance? - runnymedemobile
Statutory nuisance is more than a mere annoyance and will have a significant impact on the health and wellbeing of anyone affected. You can make a claim of statutory nuisance to your local authority. Your local authority will then make the decision to intercede or not.

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Who can take action against a statutory nuisance? Duties to inspect and investigate . Duty to serve an abatement notice. The role of the EHO in deciding whether a statutory nuisance exists. Power to undertake necessary works.

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The possible statutory nuisances are: noise from premises or from vehicles, equipment or machinery in the street smoke, fumes or gases from premises (for example, bonfires) dust, steam or smells...

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Usually for a statutory nuisance to exist it would need to comprise one or both of the below: unreasonably and substantially interfere with the use or enjoyment of a home or other premises injure...

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