



POLICE COMMISSIONERATE
BHUBANESWAR-CUTTACK
BHUBANESWAR

COMMISSIONER'S ORDER NO.07/2010

Sub: Regulation of band and music parties in marriage processions etc.

The Hon'ble High Court of Orissa vide their Order No.271 dt.27.03.08 in OJC No.6721 of 1999 had ordered that all band parties etc. using amplifiers along with boxes and various musical instruments as well as DJs shall install sound limiters, connected to the amplifiers, with prefixed decibels (dB) of out put of sound, so that the sound produced by such amplifiers does not exceed 65 dB.

In pursuance of the above order, Government in Home Department, Bhubaneswar vide their letter No.16669/H dtd.13.04.10 have requested to take immediate steps to ensure that all band and music parties, using amplifiers along with sound boxes etc. shall install prefixed sound limiters to the amplifiers in order to restrict the sound within the permissible level of 65 dB.

In the above background, it is expedient to order the following:

1. All band and music parties using amplifiers along with other musical instruments as well as DJs operating from within the Police Commissionerate area shall install sound limiters connected to the amplifiers, with prefixed output of 65 dB sound. IsIC of respective Police Stations in whose jurisdiction the band/music party has its office shall ensure this by physical inspection.
2. All band and music parties operating from within the Police Commissionerate jurisdiction after fixing sound limiters to their amplifiers shall register their names with the respective Deputy Commissioner of Police, who shall maintain a

register of such band parties in their Licensing Sections. IsIC of respective Police Stations shall ensure compliance of the above by contacting band parties in person and by issuing written advisories.

3. The Deputy Commissioners of Police, Cuttack & Bhubaneswar, who have already been delegated with the powers to regulate, display, use and play of loudspeakers and explosive fireworks in their territorial jurisdictions vide Commissioner's Order No.5/08, communicated vide Memo No.3850/CP dtd.07.06.08, shall issue licence only to such registered band and music parties.
4. While issuing licence, they will mention in the licence that the sound limiter fixed to the amplifier of the musical equipments limits the output of sound to 65 dB and for this purpose, it shall be certified that the output sound has been measured through a Sound Level Meter not less than 15 days ago by the Inspector-in-Charge of the respective police station under whose jurisdiction the band or music party has its office.
5. 65 dB output of sound shall be maintained by the band and music parties throughout the procession/performance and IsIC of Police Stations in whose jurisdiction such parties shall pass or perform, shall measure the intensity by Sound Level Meters at random intervals and in the event of detection of output greater than 65 dB, action as per the following legal provisions shall be initiated.
 - i. Compounding of offence to the extent by imposition of fine of maximum Rs.500/- by an officer of and above the rank of Inspector of Police on duty for violation of Regulation No.56 of the Bhubaneswar-Cuttack Police Commissionerate (Traffic & Public Order) Regulations, 2008, as notified vide Home Department Notification No.1833-PDA-II-11/2008-D&A dtd.15.01.2009, published in Extraordinary Orissa Gazette No.64 dtd.16.01.2009.

- ii. Submission of Prosecution Report u/s 7 of the Orissa Fire-works and Loud Speakers (Regulations) Act, 1958 for contravention of section 3 or 3-A or section 4 of the Act, by an officer of and above the rank of ASI of Police, who can also seize the loud speakers including its accessories and arrest the contravener without warrant, in case of violation of 3 and 3-A of the Act.
6. Band or music party owners and members of the general public may please be made aware through announcements, personal contact and publications in print/electronic media about the aforesaid order of the Hon'ble Court/ Government for information and observance.

By order

(B.K.Sharma)
Commissioner of Police,
Bhubaneswar-Cuttack.