



**Noisedirect**

**08453 31 32 30**

**NATIONAL NOISE ADVICE LINE**

## **PRESS RELEASE**

**FOR IMMEDIATE RELEASE**

***Noisedirect and Sanctum Client Successfully Settles a Damages Claim for Noise, Noxious Orders, Dust Pollution, and Vermin for hearing listed in the High Court of Justice Manchester***

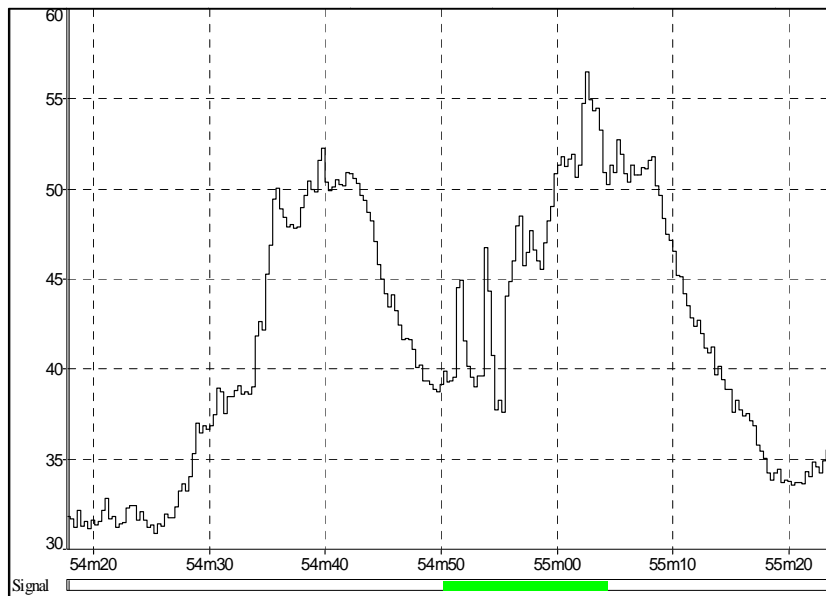
In Taylor and another v HJ Banks and Company Ltd and another, the claimants had suffered for many years from noise, noxious odours, dust pollution, and vermin originating from the landfill site next to their home.

The claimants lived in a detached house in Wigan in an area of open countryside which should have been idyllic, were it not for the interference in their daily lives from noise from wagons and trucks entering and leaving the site, operational noise and dust from plant and rodents and flies entering their property on a regular basis. The claimants alleged that the poor site management created a nuisance and prevented them from using and living in their home in a reasonable manner.



Noisedirect (and Sanctum Expert) visited the site in January 2010 following a direct approach from the claimants who had been let down by their previous Expert. Our Expert was able to carry out a fixed fee detailed investigation, sifting through hours of video footage, photographs, documents, press reports, Environment Agency permits and records, conduct a nuisance assessment; carry out acoustic monitoring and prepare an Expert Report which the Claimants used to obtain funding from their household insurer.

Our Expert found that the noise levels experienced by the claimants in their home significantly increased by up to 20- 24 dB when wagons and trucks entered and departed from the Landfill site.



The Expert further concluded that the claimant's home was affected by dust, odour, flies, and vermin due to the poor controls at the Landfill site. The Expert Report was submitted as part of the claimant's later evidence in the High Court in which our Expert was due to attend to give evidence in person. The case was listed for a hearing in the High Court of Justice Manchester for a two day hearing, but was successfully settled under a confidentiality agreement by the claimant's Barrister who obtained substantial damages (general and special damages) on behalf of the claimants and costs, following negotiations with the defendants earlier this month. **This case illustrates that it is possible to take direct action for nuisance with the right Expert and successfully obtain damages for nuisance from noise, odour, dust, and vermin affecting your home and right to quiet enjoyment.**

## ENDS

Further information: Noisedirect Tel: 08453 31 32 30 [mail@noisedirect.co.uk](mailto:mail@noisedirect.co.uk) [twitter](#) Follow @Noisedirect or contact Sanctum Consultants Tel: 0845 6 12 24 36 [mail@sanctumconsultants.co.uk](mailto:mail@sanctumconsultants.co.uk)

1. Noisedirect is the UK's first independent, National Noise Advice Line provided by Sanctum Consultants; an Environmental Health Consultancy [www.sanctumconsultants.co.uk](http://www.sanctumconsultants.co.uk). Noisedirect operates Monday to Friday. Callers, whether noise makers or sufferers, can discuss any noise issue under a fixed fee of £39 for a 30 minute consultation and speak with a qualified and experienced Environmental Health Practitioner by phoning a low cost national number. Noisedirect Experts can carry out nuisance and acoustic assessments and regularly appear in Magistrates, County Court and appeals and case listed for hearing in the High Court. [www.noisedirect.co.uk](http://www.noisedirect.co.uk)
2. Sanctum Consultants; is an independent Environmental Health Consultancy our team of experienced Environmental Health Practitioners are members of the Chartered Institute of Environmental Health. We also have a nationwide network of skilled Public Health, Planning, Housing and Surveying Professionals available to provide independent and impartial advice on a range of issues. We work with corporate, public and private sector landlords and provide bespoke inspection and management packages. We have been involved in cases for personal injury, statutory and private, nuisance, housing, food safety, health and safety and human rights. We have appeared in tribunal, Magistrate, County Court and High Court hearings. We have successfully challenged planning decisions by way of appeal to the Planning Inspectorate in England, Scotland, and Wales. We have conducted successful Licence reviews and appeals under the Licensing Act 2003.