

MITIGATING FACTORS OF NOISE POLLUTION AND PROTECTION OF HUMAN ENVIRONMENTAL RIGHTS – A STUDY

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ABSTRACT

Human Right is a right which is an inalienable and inherited right by birth as a human being. According to John Lock Human Rights are natural rights, such nature right is a right of instinct of human society. The Human environmental protection and sustainability should be inseparable moreover, in the industrial arena, environmental pollution is indispensable. According to Cocoyam Declaration, 1974 human beings are entitled for certain basic living conditions including peaceful living atmosphere. The United Nations Development Programm(UNDP)categorized seven threats to human security including threat to health security. The state has an obligation to provide clean environment and pollution free environment, in the advancement of science and technology, pollution might be a serious problem. Particularly the noise pollutions are the sources increasing ambient noises such as industrial activity, construction activity, generator sets, public address system, loud speaker, music systems, vehicular horns and other mechanical devices which causes mysterious effects on human health and their psychological imbalances. Right to silence is a human right. Hence the noise nuisance has to be eradicated. The Constitution of India provides that government has to protect and improve a healthy environment to their subjects. Under this article the concept of noise pollution ought to be viewed in a human right perspective. Human rights cannot be protected unless a peaceful environment and its sustainability is provided, and that environmental rights can often be implemented properly only when human rights are respected. The law relating to noise pollution has not only been enacted by the parliament but the apex court of India also contributed more in this context.

KEYWORDS: *Human Right, Noise Pollution, Environmental Protection, United Nations Conventions, Health Hazard, Constitution of India, Law, Rules and Regulations*

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