



# Public Health Act 1961

1961 CHAPTER 64 9 and 10 Eliz 2

## PART IV

### STREETS AND PUBLIC PLACES

#### *Parks and open spaces*

#### **53 Closing of parks and pleasure-grounds.**

- (1) Subsection (1) of section forty-four of the <sup>M1</sup>Public Health Acts Amendment Act 1890 (which empowers a local authority to close their parks and pleasure-grounds or to allow their use for a show or other special purposes), shall be amended as follows.
- (2) That subsection shall be in force throughout the district of every local authority, . . . <sup>F1</sup>
- (3) So much of the said subsection as restricts the power of closing parks or pleasure-grounds shall have effect as if for the reference to four consecutive days there were substituted a reference to six consecutive days (excluding Sunday) and in computing any such period of six consecutive days a Saturday and the following Monday shall be regarded as consecutive days.
- (4) The proviso to the said subsection (which prohibits the closing of a park or pleasure ground on a Sunday or public holiday) shall cease to apply to a public holiday, but on any bank holiday, or on Christmas Day or Good Friday, or on a day appointed for public thanksgiving or mourning, a local authority shall not have power under the subsection to close any park or pleasure-ground, or any part thereof, if the area so closed, together with any other area so closed, exceeds one-quarter of the total area of all the parks or pleasure-grounds provided by the local authority.
- (5) . . . . . <sup>F2</sup>

#### **Textual Amendments**

**F1** Words repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\), s. 1\(1\)](#), [Sch. 1 Pt. IV](#)

**F2** [S. 53\(5\)](#) repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\), s. 1\(1\)](#), [Sch. 1 Pt. IV](#)

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*Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1961, Section 53. (See end of Document for details)*

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**Modifications etc. (not altering text)**

**C1** S. 53 amended by S.I. 1966/1305, **art. 5(1)** and Local Government Act 1972 (c. 70), **Sch. 14 para. 42**

**Marginal Citations**

**M1** 1890 c. 59.

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health Act 1961, Section 53.