



Public Health Act 1936

CHAPTER 49

PUBLIC HEALTH ACT 1936

PART I

LOCAL ADMINISTRATION

Local authorities and their districts

- 1 Local authorities for purposes of Act.

Port health authorities and joint boards

- 2—5
- 6 Union of districts, or parts of districts, for certain purposes under joint board.
- 7 Restriction on discharge of functions by local authorities within united district.
- 8
- 9 General provisions as to orders constituting port health districts, united districts and joint boards.
- 10 Borrowing powers of port health authorities and joint boards.
- 11—13

PART II

SANITATION AND BUILDINGS

Sewerage and sewage disposal

- 14
- 15
- 16
- 17 †Adoption by local authority of sewers and sewage disposal works.

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- 18 †Power of local authority to agree to adopt sewer or drain, or sewage disposal works, at future date.
- 19 †Power of local authority to require proposed sewer or drain to be so constructed as to form part of general system.
- 20
- 21 Agreements with county council for use of highway drains and sewers for sanitary purposes, or to allow public sewers to be used for drainage of highways.
- 22 †Power of local authority to alter, or close, public sewers.
- 23, 24
- 25
- 26
- 27 Certain matters not to be passed into public sewers.
- 28
- 29
- 30 Sewage, &c. to be purified before discharge into streams, canals, &c.
- 31 †Local authority not to create any nuisance.
- 32
- 33 Application of 27 & 28 Vict. c. 114 to works for supply of sewage.

Private sewers and drains and cesspools

- 34 Right of owners and occupiers within district to drain into public sewers.
- 35
- 36 †Right of local authority to undertake the making of communications with public sewers.
- 37—41
- 42 †Power of local authority to alter drainage system of premises.

Sanitary conveniences for buildings

- 43, 44
- 45 Buildings having defective closets capable of repair.
- 46, 47

Supplemental provisions as to drains, sanitary conveniences, cesspools, &c.

- 48 Power of local authority to examine and test drains, &c., believed to be defective.
- 49 Rooms over closets of certain types, or over ashpits, &c., not to be used as living, sleeping or workrooms.
- 50 Overflowing and leaking cesspools.
- 51 Care of closets.
- 52 Care of sanitary conveniences used in common.
- 53—62
- 63
- 64
- 65—67
- 68, 69
- 70, 71

Removal of refuse, scavenging, keeping of animals, &c.

- 72—76

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- 77
- 78 Scavenging of common courts and passages.
- 79 [Power to require removal of noxious matter by occupier of premises in urban district.
- 80 [Power to require periodical removal of manure, &c. from stables, &c. in urban district.
- 81 Byelaws for the prevention of certain nuisances.
- 82 Byelaws as to removal through streets of offensive matter or liquid.

Filthy or verminous premises or articles, and verminous persons.

- 83 Cleansing of filthy or verminous premises.
- 84 Cleansing or destruction of filthy or verminous articles.
- 85 Cleansing of verminous persons and their clothing.
- 86 Provision of cleansing stations.

Public sanitary conveniences

- 87 Provision of public conveniences.
- 88
- 89

General

- 90 Interpretation of Part II.

PART III

NUISANCES AND OFFENSIVE TRADES

- 91—100
- 101—
- 106
- 107—
- 110

PART IV

- 111—
- 122
- 123

Public wells, pumps, &c.

- 124 Certain public pumps, wells, cisterns, &c. vested in local authority.
- 125 Power of parish council to utilise wells, springs or streams for obtaining water.
- 126—
- 136
- 137, 138
- 139

Provisions for the protection of public from polluted water

- 140 Power to close, or restrict use of water from, polluted source of supply.
- 141 Power to deal with insanitary cisterns, &c.

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

142

PART V

PREVENTION, NOTIFICATION AND TREATMENT OF DISEASE

Regulations for the prevention and treatment of infectious disease, &c.

143 Power of Minister to make regulations with a view to the treatment of certain diseases, and for preventing the spread of such diseases.

144—

146

147—

170

171

172

173—

178

179

180

PART VI

HOSPITALS, NURSING HOMES, &C.

181—

186

187, 188

189—

191

192

193

194, 195

Laboratories, ambulances, mortuaries, &c.

196

197

198 Provision of mortuaries and post-mortem rooms.

199

PART VII

NOTIFICATION OF BIRTHS; MATERNITY AND CHILD WELFARE, AND CHILD LIFE PROTECTION

200—

202

203

Maternity and child welfare

204

205 Women not to be employed in factories . . . within four weeks after birth of a child.

206—

220

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

PART VIII

BATHS, WASHHOUSES, BATHING PLACES, &c.

Provision of baths, &c.

- 221 Power of local authority to provide baths, bathing places and washhouses.
- 222 Charges for use of baths, &c.
- 223 Byelaws for regulation of baths, &c.
- 224 Baths, &c., to be public places for certain purposes.
- 225 Use of baths and bathing places for swimming contests, &c., or by schools or clubs.
- 226 Closing of baths and bathing places during winter months, and use for other purposes.
- 227 Power of local authority to lay pipes for purposes connected with baths, &c.
- 228 Power of trustees to sell existing baths, &c., to local authority.
- 229 Power of statutory undertakers to supply water, gas or electricity to baths, &c., on favourable terms.
- 230 (1)

Public bathing

- 231 Byelaws with respect to public bathing.
- 232 Provision of bathing huts, &c.
- 233 Byelaws with respect to swimming baths and bathing pools not under the management of a local authority.

Life-saving appliances

- 234 Provision of life-saving appliances.

PART IX

- 235—
- 248

PART X

- 249 (1)
- 250
- 251
- 252
- 253—
- 256
- 257
- 258

PART XI

MISCELLANEOUS

Watercourses, ditches, ponds, &c.

- 259 Nuisances in connection with water-courses, ditches, ponds, &c.

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

- 260 Power of parish council, or local authority, to deal with ponds, ditches, &c.
 261 Provision for obtaining order for cleansing offensive ditches lying near to, or forming, boundary of district.
 262 Power of local authority to require culverting of watercourses and ditches where building operations in prospect.
 263 Watercourses in urban district not to be culverted except in accordance with approved plans.
 264 Urban authority may require repair and cleansing of culverts.
 265 Power of local authority to defray cost of, or execute, works relating to watercourses.
 266 †Saving for land drainage authorities, the London County Council, railway companies and dock undertakers.

Ships and boats

- 267 Application to ships and boats of certain provisions of Act.

Tents, vans, sheds, &c.

- 268 Nuisances arising from, and byelaws and other matters relating to, tents, vans, &c.
 269 Power of local authority to control use of moveable dwellings.

Hop-pickers, &c.

- 270 Byelaws as to hop-pickers and persons engaged in similar work.

PART XII

GENERAL

Supplemental as to powers of councils

- 271
 272, 273
 274
 275 Power of local authority to execute certain work on behalf of owners or occupiers.
 276 Power of local authority to sell certain materials.
 277
 278 Compensation to individuals for damage resulting from exercise of powers under Act.

Breaking open of streets

- 279
 280, 281
 282 Application of 38 & 39 Vict. c. 55 s. 153.

Notices, &c.

- 283 Notices to be in writing; forms of notices, &c.
 284 Authentication of documents.
 285 Service of notices, &c.
 286

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Entry and obstruction

- 287 Power to enter premises.
- 288 Penalty for obstructing execution of Act.
- 289 Power to require occupier to permit works to be executed by owner.

Notices requiring the execution of works

- 290 Provisions as to appeals against, and the enforcement of, notices requiring execution of works.

Provisions as to recovery of expenses, &c.

- 291 Certain expenses recoverable from owners to be a charge on the premises: power to order payment by instalments.
- 292
- 293 Recovery of expenses, &c.
- 294 Limitation of liability of certain owners.
- 295

Prosecution of offences, &c.

- 296 Summary proceedings for offences.
- 297 Continuing offences and penalties.
- 298 Restriction on right to prosecute.
- 299 Inclusion of several sums in one complaint, &c.

Appeals and other applications to courts of summary jurisdiction, and appeals to quarter sessions

- 300 Appeals and applications to courts of summary jurisdiction.
- 301 Appeals to quarter sessions against decisions of justices.
- 302 Effect of decision of court upon an appeal.

Arbitrations

- 303 Mode of reference to arbitration.

Judges and justices

- 304 Judges and justices not to be disqualified by liability to rates.

Protection of members and officers

- 305 Protection of members and officers of certain local authorities from personal liability
- 306

Expenses and borrowing

- 307
- 308
- 309 Expenses of joint boards.
- 310
- 311

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

Powers of the Minister

- 312
- 313, 314
- 315 Existing isolation hospital committees to be dissolved.
- 316 Adaptation, where necessary, of provisional order procedure.
- 317 Amendment of 38 & 39 Vict. c. 55. s. 303.
- 318 Local inquiries.

Regulations

- 319 Provisions as to regulations required to be laid before Parliament.

Relinquishment and transfer of powers and duties

- 320, 321
- 322 Power of Minister to enforce exercise of powers by local authorities, &c., in default.
- 323
- 324 Provisions as to exercise by Minister of functions of body in default.
- 325 Power to vary and revoke orders relating to defaults.

General provisions as to transfer, compensation and superannuation rights of officers

- 326 Provisions as to the transfer and compensation of officers and superannuation rights of transferred officers.
- 327 Provisions for compensation in certain cases to officers of trustees, &c. executing local Acts.

Savings

- 328 Powers of Act to be cumulative.
- 329 †Saving for certain provisions of the Land Charges Act, 1925.
- 330 Power of railway companies, dock undertakers and land drainage authorities to alter sewers, &c. vested in a local authority.
- 331 Works affecting water rights.
- 332 Arbitration as to alteration of sewers, &c., or injurious affection of water rights.
- 333 Protection for works of dock undertakers and for railways.
- 334 Protection for works of land drainage authorities, &c.
- 335, 336
- 337
- 338 Sewers or drains of collegiate and other corporate bodies and Government departments.
- 339 Saving for existing rights of drainage.
- 340 Works below high-water mark.
- 341 Power to apply provisions of Act to Crown property.

Interpretation, transitory provisions, repeals, &c.

- 342
- 343 Interpretation.
- 344
- 345
- 346 Repeals.
- 347 †Short title, date of commencement and extent.

Status: Point in time view as at 01/04/2013.

Changes to legislation: Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

FIRST SCHEDULE —

.....

SECOND —
SCHEDULE

.....

THIRD SCHEDULE —

.....

Status:

Point in time view as at 01/04/2013.

Changes to legislation:

Public Health Act 1936 is up to date with all changes known to be in force on or before 25 August 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations.