



# Public Health Act 1936

1936 CHAPTER 49 26 Geo 5 and 1 Edw 8

## PART XII

### GENERAL

*Supplemental as to powers of councils*

#### **276 Power of local authority to sell certain materials.**

- (1) A local authority may sell any materials which have been removed by them from any premises, including any street, when executing works under, or otherwise carrying into effect the provisions of, this Act, and which are not before the expiration of three days from the date of their removal claimed by the owner and taken away by him.
- (2) Where a local authority sell any materials under this section, they shall pay the proceeds to the person to whom the materials belonged after deducting the amount of any expenses recoverable by them from him.
- (3) This section does not apply to refuse removed by a local authority.

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

- C1** S. 276 applied with modifications by S.I. 1987/349, **reg. 11** and S.I. 1990/1519, **reg. 11**
- C2** S. 276 amended by Water Act 1989 (c. 15, SIF 130), s. 69, **Sch. 8 para. 1(2)(b)** (with ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 13(2)(3), 17, 40(4), 57(6), 58)
- C3** Power to apply s. 276 conferred by Town and Country Planning Act 1990 (c. 8, SIF 123:1), **ss. 178(3)(a)(5), 209(3)(a)(5), 219(3)(a)(5)** and by Planning (Listed Buildings and Conservation Areas) Act 1990 (c.9, SIF 123:1), **ss. 42(3)(5), 74(3)**
- C4** S. 276 applied by Town and Country Planning Act 1990 (c. 8, SIF 123:1), **s. 190(5)**
- C5** S. 276 applied (with modifications) (17.7.1992) by S.I. 1992/1492, **reg. 14(1)**.  
S. 276 applied (27.8.1993) by 1993 c. 11, **ss. 62(1), 68(2)**
- C6** S. 276 applied (with modifications) (1.3.2010) by The Infrastructure Planning (Miscellaneous Prescribed Provisions) Regulations 2010 (S.I. 2010/105), regs. 1(1), **5(1)**

---

*Status: Point in time view as at 30/04/2012. This version of this provision has been superseded.*

*Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1936, Section 276. (See end of Document for details)*

---

**C7** S. 276 applied (with modifications) (30.4.2012) by [The Planning \(Listed Buildings and Conservation Areas\) \(Wales\) Regulations 2012 \(No. 793\)](#), regs. 1, **15(1)**

**Status:**

Point in time view as at 30/04/2012. This version of this provision has been superseded.

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health Act 1936, Section 276.