



Public Health Act 1936

1936 CHAPTER 49 26 Geo 5 and 1 Edw 8

PART II

SANITATION AND BUILDINGS

Filthy or verminous premises or articles, and verminous persons.

85 Cleansing of verminous persons and their clothing.

- (1) Upon the application of any person, a county council or a local authority may take such measures as are, in their opinion, necessary to free him and his clothing from vermin.
- (2) Where it appears to a county council or a local authority, upon a report from [^{F1}the proper officer of the authority], that any person, or the clothing of any person, is verminous, then, if that person consents to be removed to a cleansing station, they may cause him to be removed to such a station, and, if he does not so consent, they may apply to a court of summary jurisdiction, and the court, if satisfied that it is necessary that he or his clothing should be cleansed, may make an order for his removal to such a station and for his detention therein for such period and subject to such conditions as may be specified in the order.
- (3) Where a person has been removed to a cleansing station in pursuance of the last preceding subsection, the county council or local authority shall take such measures as may, in their opinion, be necessary to free him and his clothing from vermin.
- (4) The cleansing of females under this section shall be carried out only by a registered medical practitioner, or by a woman duly authorised by the [^{F1}proper officer of the authority].
- (5) Any consent required to be given for the purposes of this section may, in the case of a person under the age of sixteen years, be given on his behalf by his parent or guardian.
- (6) No charge shall be made in respect of the cleansing of a person or his clothing, or in respect of his removal to, or maintenance in, a cleansing station under this section.

Status: Point in time view as at 24/03/2011. This version of this provision has been superseded.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 85. (See end of Document for details)

- (7) The powers conferred on a county council or local authority by this section shall be in addition to, and not in derogation of, any power in relation to the cleansing of children which may be exercisable by them [^{F2}under Chapter 2 of Part 9 of the Education Act 1996].

Textual Amendments

- F1** Words substituted by virtue of [Local Government Act 1972 \(c. 70\)](#), **Sch. 29 Pt. 1 para. 4(1)(a)**
F2 Words in [s. 85\(7\)](#) substituted (5.5.2010) by [The Local Education Authorities and Children's Services Authorities \(Integration of Functions\) Order 2010 \(S.I. 2010/1158\)](#), art. 1, **Sch. 2 para. 18**

Modifications etc. (not altering text)

- C1** Ss. 83-86 modified (7.8.1991) by [S.I. 1991/1773](#), art. 8, **Sch.2**.
C2 Ss. 83-86 modified (10.1.1992) by [S.I. 1991/2913](#), art. 8, **Sch.2**.
C3 Ss. 83-86 modified (E.) (6.4.2010) by [The Bristol Port Health Authority Order 2010 \(S.I. 2010/1214\)](#), arts. 1, 4, **Sch.**
C4 Ss. 83-86 modified (E.) (6.4.2010) by [The Cowes Port Health Authority Order 2010 \(S.I. 2010/1216\)](#), arts. 1(1), 4, **Sch.**
C5 Ss. 83-86 modified (E.) (6.4.2010) by [The Portsmouth Port Health Authority Order 2010 \(S.I. 2010/1217\)](#), arts. 1(1), 4, **Sch.**
C6 Ss. 83-86 modified (E.) (6.4.2010) by [The Southampton Port Health Authority Order 2010 \(S.I. 2010/1218\)](#), arts. 1(1), 4, **Sch.**
C7 Ss. 83-86 modified (E.) (6.4.2010) by [The Cornwall Port Health Authority Order 2010 \(S.I. 2010/1215\)](#), arts. 1(1), 4, **Sch.** (with art. 2)
C8 Ss. 83-86 modified (E.) (24.3.2011) by [The Hull and Goole Port Health Authority Order 2011 \(S.I. 2011/939\)](#), arts. 1(1), 9, **Sch. 2**
C9 "Authority" where substituted in [s. 85\(2\)\(4\)](#) includes County Council: [Local Government Act 1972 \(c. 70\)](#), **s. 270(1)**

Status:

Point in time view as at 24/03/2011. 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 85.