



London Government Act 1963

1963 CHAPTER 33

PART VI

APPLICATION OF PUBLIC HEALTH ACTS AND RELATED ACTS

40 General application of Public Health Acts.

- (1) The enactments to which this section applies shall apply or, as the case may be, continue to apply throughout Greater London as they apply elsewhere in England and Wales, but those enactments shall have effect subject to the provisions of subsection (2) of this section and to the modifications specified in Part I of Schedule 11 to this Act.
- (2) Subject to any provision to the contrary in the said Part I, . . . ^{F1}, the local authority and the urban sanitary authority for the purposes of the said enactments shall—
 - (a) for a London borough, be the council of the borough;
 - (b) for the City, be the Common Council; and
 - (c) for the Inner Temple and the Middle Temple, be the Sub-Treasurer and the Under-Treasurer thereof respectively.
- (3) The provisions of Part II of Schedule 11 to this Act shall have effect in Greater London (being provisions reproducing, with modifications designed to bring them into conformity with this Act or the enactments to which this section applies, certain provisions of the ^{M1}Public Health (London) Act 1936 and certain other enactments having effect only in the administrative county of London).
- (4) This section applies to the following enactments:—
 - (a) the Public Health Acts 1875 to 1925;
 - (b) the ^{M2}Public Health Act 1936;
 - (c) ^{F2}
 - ^{F3}(e) ^{F4}
 - (f) ^{F4}
 - (g) ^{F5}

Changes to legislation: There are currently no known outstanding effects for the London Government Act 1963, Section 40. (See end of Document for details)

- (h) the ^{M3}Public Health Act 1961:
 [^{F6}(i) the Registered Homes Act 1984;]

Provided that this section shall not apply to any enactment applied by or mentioned in section 37, 38, 44 or 58 of, or Schedule 9 or 10 to, this Act, except that it applies to sections 1 (2) and 90 and Part XII of the Public Health Act 1936 so far as relating to other enactments to which this section applies.

Textual Amendments

- F1** Words repealed by [Local Government Act 1985](#) (c. 51, SIF 81:1), ss. 1, 102, **Sch. 17**
- F2** S. 40(4)(c)(d) repealed by [Water Act 1989](#) (c. 15, SIF 130), ss. 58(7), 101(1), 141(6), 160(1)(2)(4), 163, 189(4)–(10), 190, 193(1), Sch. 26 paras. 3(1)(2), 17, 40(4), 41(1), 57(6), 58, **Sch. 27 Pt. I**
- F3** S. 40(4)(e) repealed (27.8.1993) by 1993 c. 11, ss. 67(3), 68(3), **Sch. 6**.
- F4** S. 40(4)(f) repealed by [Nursing Homes Act 1975](#) (c. 37, SIF 113:3), s. 22, **Sch. 3**
- F5** S. 40(4)(g) repealed by [Control of Pollution Act 1974](#) (c. 40), s. 109(2), **Sch. 4**
- F6** S. 40(4)(i) repealed (1.4.2002 for E. and otherwise *prosp.*) by 2000 c. 14, s. 117(2), **Sch. 6**; S.I. 2001/4150, **art. 3(3)(c)(ii)** (subject to transitional provisions in art. 4 and S.I. 2002/1493, **art. 4**)

Marginal Citations

- M1** 1936 c. 50.
M2 1936 c. 49.
M3 1961 c. 64.

Changes to legislation:

There are currently no known outstanding effects for the London Government Act 1963, Section 40.