



# 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, and in particular the provisions of the said Part I conferring on the Greater London Council functions with respect to refuse disposal and other matters, 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 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 Public Health Act 1936;
  - (c) the Water Acts 1945 and 1948 and the Water Act 1958 ;
  - (d) sections 8 and 12 of the Local Government (Miscellaneous Provisions) Act 1953 ;

*Status: This is the original version (as it was originally enacted).*

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- (e) the Clean Air Act 1956 ;
- (f) sections 14 to 18 and 23 of the Mental Health Act 1959 ;
- (g) the Noise Abatement Act 1960 ; and
- (h) the Public Health Act 1961:

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.