



# Public Health Act 1961

1961 CHAPTER 64 9 and 10 Eliz 2

## PART VI

### MISCELLANEOUS

#### 81 Summary recovery of damages for negligence.

Damages recoverable by a county council, local authority or parish council or parish meeting . . . <sup>F1</sup> for damage caused by negligence to any lamp, lamp-post, notice board, fence, rail, post, shelter or other apparatus or equipment provided by them in a street or public place shall, if the amount thereof does not exceed twenty pounds, be recoverable summarily as a civil debt.

#### Textual Amendments

- F1** Words inserted by [London Government Act 1963 \(c. 33\)](#), [Sch. 11 Pt. I para. 40](#) and repealed by [Local Government Act 1985 \(c. 51, SIF 81:1\)](#), s. 102, [Sch. 17](#)

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

- C1** S. 81 extended by [Local Government Act 1966 \(c. 42\)](#), [s. 28\(4\)](#)
- C2** S. 81 extended by [Highways Act 1980 \(c. 66, SIF 59\)](#), [s. 97\(4\)](#)
- C3** S. 81: functions of the Secretary of State for Transport may be exercised by, or by employees of, such person as may be authorised in that behalf by the Secretary of State for Transport (25.7.1995) by [S.I. 1995/1986, art. 2](#), [Sch. 3 para. 5](#)
- S. 81: functions of a local highway authority made exercisable by, or by employees of, such person as may be authorised in that behalf by the local highway authority whose function it is (23.7.1999) by [S.I. 1999/2106, art. 2](#), [Sch. 3 para 5\(b\)](#)
- C4** S. 81 functions made exercisable as specified (24.3.2009) by [The Contracting Out \(Highway Functions\) Order 2009 \(S.I. 2009/721\)](#), arts. 1, 3, [Sch. 3 paras. 5\(b\)](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health Act 1961, Section 81.