



# Public Health Act 1936

1936 CHAPTER 49 26 Geo 5 and 1 Edw 8

## PART VIII **E+W**

BATHS, WASHHOUSES, BATHING PLACES, &C.

*Provision of baths, &c.*

### 221 **Power of local authority to provide baths, bathing places and washhouses.** **E** **+W**

A local authority may provide—

- (a) public baths and washhouses, either open or covered, and with or without drying grounds;
- (b) . . . <sup>F1</sup>

or any of those conveniences.

#### Textual Amendments

**F1** S. 221(b) repealed by [Local Government \(Miscellaneous Provisions\) Act 1976 \(c. 57\), Sch. 2](#)

### 222 **Charges for use of baths, &c.** **E+W**

- (1) Subject to the provisions of this section, a local authority may make such charges for the use of, or for admission to, any baths, [<sup>F2</sup>or washhouse] under their management as they think fit.
- (2) One month at least before fixing any charges to be made under this section, the local authority shall publish by advertisement in a local newspaper circulating in their district a notice stating their intention to consider a proposed table of charges and naming a place where a copy of the proposed table may be inspected at all reasonable hours by any person free of charge.

*Status: Point in time view as at 01/02/1991.*

*Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1936, Cross Heading: Provision of baths, &c.. (See end of Document for details)*

### Textual Amendments

**F2** Words substituted by [Local Government \(Miscellaneous Provisions\) Act 1976 \(c. 57\), s. 19\(6\)](#)

### 223 Byelaws for regulation of baths, &c. **E+W**

- (1) A local authority may make byelaws for the regulation of any baths, washhouses, swimming baths and bathing places under their management, and for the regulation of persons resorting thereto, including the exclusion therefrom of undesirable persons.

Any such byelaws may, in addition to providing for the imposition of penalties, empower any officer of the local authority to exclude or remove from any baths, washhouse, swimming bath or bathing place under the management of the authority any person contravening any of the byelaws applicable to the premises in question.

- (2) A printed copy, or abstract, of the byelaws relating to any baths, washhouse, swimming bath or bathing place shall be exhibited in a conspicuous place therein.

### 224 Baths, &c., to be public places for certain purposes. **E+W**

Any baths, washhouse, swimming bath or bathing place under the management of a local authority shall be deemed to be a public and open place for the purposes of any enactment relating to offences against decency.

### 225 Use of baths and bathing places for swimming contests, &c., or by schools or clubs. **E+W**

- (1) A local authority may close temporarily to the public any swimming bath or bathing place under their management and may—
- (a) grant, either gratuitously or for payment, the exclusive use thereof to a school or club, or to persons organising swimming practices or contests, aquatic sports or similar entertainments; or,
  - (b) themselves use it for such practices, contests, sports or entertainments.
- (2) The authority may make, or authorise the making of, charges for admission to, or for the use of, any swimming bath or bathing place while it is closed to the public under this section.

### 226 Closing of baths and bathing places during winter months, and use for other purposes. **E+W**

- (1) A local authority may, during any period between the first day of October and the last day of the following April, close any swimming bath or bathing place under their management, and may, at any time when it is closed, use it, or allow it to be used, or let it, for such purposes, and upon such conditions, as they think fit, and may adapt it for the purpose of being so used or let:

...  
 F3

- (2) The power of the local authority to make byelaws under the foregoing provisions of this Part of this Act shall extend to the making of byelaws with respect to a swimming bath or bathing place when used for any purpose authorised by this section.

*Status: Point in time view as at 01/02/1991.*

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- (3) Nothing in this section shall authorise the use of a swimming bath or bathing place for the public performance of stage plays, for public music, public music and dancing, or other public entertainment of the like kind, or for [<sup>F4</sup>film exhibitions (within the meaning of the Cinemas Act 1985)], unless such licence as may be required for the use of a place for the purpose in question has been obtained, or such notices as may be required by [<sup>F5</sup>subsection (1) of section 7 of that Act], have been duly given, and any terms, conditions or restrictions attached to the grant of such licence, or any regulations or conditions made or imposed under [<sup>F6</sup>the said subsection (1)], shall apply, notwithstanding anything in any byelaw made by virtue of this section.
- (4) The local authority shall be responsible for any breach of any such conditions as aforesaid which may occur during any entertainment given on the premises by their permission.

#### Textual Amendments

- F3** S. 226(1) proviso repealed by Local Government Act 1948 (c. 26), **Sch. 2 Pt. V**
- F4** Words substituted by Cinemas Act 1985 (c. 13, SIF 45A), s. 24(1), **Sch. 2 para. 3(a)**
- F5** Words substituted by Cinemas Act 1985 (c. 13, SIF 45A), s. 24(1), **Sch. 2 para. 3(b)**
- F6** Words substituted by Cinemas Act 1985 (c. 13, SIF 45A), s. 24(1), **Sch. 2 para. 3(c)**

#### 227 **Power of local authority to lay pipes for purposes connected with baths, &c.** **E** **+W**

.....<sup>F7</sup>, a local authority may provide, lay down and maintain such pipes and apparatus as may be necessary for conducting water to or from any baths, washhouse, swimming bath or bathing place which is under their management, or which they propose to provide [<sup>F8</sup>and for the purposes of the provision, laying down or maintenance in any street of any such pipes or apparatus—

- (a) the authority shall be entitled in relation to any such pipes or apparatus to exercise the same powers as, for the purpose of carrying out its functions, are conferred on a water undertaker in relation to relevant pipes by paragraph 2 of Schedule 19 to the Water Act 1989 (street works); and
- (b) the provisions of that Act shall apply, with the necessary modifications, in relation to the power conferred by virtue of paragraph (a) above as they apply in relation to the power conferred by the said paragraph 2;  
and in this section “street” has the same meaning as in that Schedule.]

#### Textual Amendments

- F7** Words repealed by Water Act 1989 (c. 15, SIF 130), s. 190(3), **Sch. 27 Pt. I** (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(3), 17, 40(4), 41(1), 57(6), 58)
- F8** Words inserted by Water Act 1989 (c. 15, SIF 130), s. 190(1), **Sch. 25 para. 5** (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(3), 17, 40(4), 57(6), 58)

*Status: Point in time view as at 01/02/1991.*

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**228 Power of trustees to sell existing baths, &c., to local authority. E+W**

The trustees of any public baths, washhouse, swimming bath or bathing place may, with the consent of the committee of management, if any, sell or lease the baths, washhouse, swimming baths or bathing place to a local authority.

**229 Power of statutory undertakers to supply water, gas or electricity to baths, &c., on favourable terms. E+W**

Any statutory undertakers supplying water, gas or electricity may supply water, gas or electricity to any public baths, washhouse, swimming bath or bathing place, either without charge or on such other favourable terms as they think fit.

**230 E+W**

- (1) ..... F9
- (2) ..... F10

**Textual Amendments**

- F9** S. 230(1) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)
- F10** S. 230(2) repealed by [Parish Councils Act 1957 \(c. 42\)](#), [Sch. 2](#)

**Status:**

Point in time view as at 01/02/1991.

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health Act 1936, Cross Heading: Provision of baths, &c..