



# Public Health Act 1936

1936 CHAPTER 49 26 Geo 5 and 1 Edw 8

## PART XII

### GENERAL

#### *Notices, &c.*

#### **283 Notices to be in writing; forms of notices, &c.**

- (1) All notices, orders, consents, demands and other documents authorised or required by or under this Act to be given, made or issued by a council, and all notices and applications authorised or required by or under this Act to be given or made to, or to any officer of, a council shall be in writing.
- (2) The Minister may by regulations prescribe the form of any notice, advertisement, certificate or other document to be used for any of the purposes of this Act and, if forms are so prescribed, those forms or forms to the like effect may be used in all cases to which those forms are applicable.

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

- C1** S. 283 extended by [Thermal Insulation \(Industrial Buildings\) Act 1957 \(c. 40\)](#), **s. 8(1)** which 1957 Act was repealed (E.W.) by [S.I. 1985/1936](#), reg. 3(2), **Sch. 4**
- C2** S. 283 extended by [Local Government \(Miscellaneous Provisions\) Act 1982 \(c. 30, SIF 81:1\)](#), **s. 33(6)(a)**
- C3** s. 283 amended by [Water Act 1989 \(c. 15, SIF 130\)](#), s. 69, **Sch. 8 para. 1(2)(b)** (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(2)(3), 17, 40(4), 57(6), 58)  
S. 283 applied (27.8.1993) by [1993 c. 11](#), **ss. 62(1)**, 68(2)
- C4** S. 283(1) extended by [Local Government \(Miscellaneous Provisions\) Act 1976 \(c. 57\)](#), **s. 78**  
S. 283(1) applied (with modifications) (20.9.2000) by [2000 c. vii](#), **ss. 1(1)**, 19(9)–(11)

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

## 284 Authentication of documents.

- (1) Any notice, order, consent, demand or other document which a council are authorised or required by or under this Act to give, make or issue may be signed on behalf of the council—
- (a) by the clerk of the council;
  - (b) by the surveyor, the medical officer of health, the sanitary inspector or the chief financial officer, of the council as respects documents relating to matters within their respective provinces;
  - (c) by any officer of the council authorised by them in writing to sign documents of the particular kind or, as the case may be, the particular document.
- (2) Any document purporting to bear the signature of an officer expressed to hold an office by virtue of which he is under this section empowered to sign such a document, or expressed to be duly authorised by the council to sign such a document or the particular document, shall for the purposes of this Act, and of any byelaws [<sup>F1</sup>building regulations] and orders made thereunder, be deemed, until the contrary is proved, to have been duly given, made or issued by authority of the council

In this subsection the expression “signature” includes a facsimile of a signature by whatever process reproduced.

### Textual Amendments

- F1** Words inserted by [Public Health Act 1961 \(c. 64\)](#), [Sch. 1 Pt. III](#)

### Modifications etc. (not altering text)

- C5** S. 284 extended by [Thermal Insulation \(Industrial Buildings\) Act 1957 \(c. 40\)](#), [s. 8\(1\)](#) which 1957 Act was repealed (E.W.) by [S.I. 1985/1936](#), reg. 3(2), [Sch. 4](#)  
S. 284 applied (27.8.1993) by [1993 c. 11](#), [ss. 62\(1\)](#), 68(2)
- C6** References to a specified officer of a local authority to be construed as reference to a proper officer of a local authority: [Local Government Act 1972 \(c. 70\)](#), [Sch. 29 Pt. I para. 4](#)
- C7** S. 284 restored for specified purposes by [Water Act 1989 \(c. 15, SIF 130\)](#), [s. 69](#), [Sch. 8 para. 1\(3\)](#) (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\(2\)\(3\)](#), [17](#), [40\(4\)](#), [57\(6\)](#), [58](#))

## 285 Service of notices, &c.

Any notice, order, consent, demand or other document which is required or authorised by or under this Act to be given to or served on any person may, in any case for which no other provision is made by this Act, be given or served either—

- (a) by delivering it to that person; or
- (b) in the case of a coroner, or a medical officer of health, by leaving it or sending it in a prepaid letter addressed to him, at either his residence or his office and, in the case of any other officer of a council, by leaving it or sending it in a prepaid letter addressed to him, at his office; or
- (c) in the case of any other person, by leaving it or sending it in a prepaid letter addressed to him, at his usual or last known residence; or
- (d) in the case of an incorporated company or body, by delivering it to their secretary or clerk at their registered or principal office, or by sending it in a prepaid letter addressed to him at that office; or

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- (e) in the case of a document to be given to or served on a person as being the owner of any premises by virtue of the fact that he receives the rackrent thereof as agent for another, or would so receive it if the premises were let at a rackrent, by leaving it, or sending it in a prepaid letter addressed to him, at his place of business; or
- (f) in the case of a document to be given to or served on the owner or the occupier of any premises, if it is not practicable after reasonable inquiry to ascertain the name and address of the person to or on whom it should be given or served, or if the premises are unoccupied, by addressing it to the person concerned by the description of “owner” or “occupier” of the premises (naming them) to which it relates, and delivering it to some person on the premises, or, if there is no person on the premises to whom it can be delivered, by affixing it, or a copy of it, to some conspicuous part of the premises.

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

- C8** S. 285 extended by [Thermal Insulation \(Industrial Buildings\) Act 1957 \(c. 40\)](#), **s. 8(1)** which 1957 Act was repealed (E.W.) by [S.I. 1985/1936](#), reg. 3(2), **Sch. 4**  
S. 285 applied (27.8.1993) by [1993 c. 11](#), **ss. 62(1)**, 68(2)  
S. 285 applied (with modifications) (20.9.2000) by [2000 c. vii](#), **ss. 1(1)**, 19(9)-(11)
- C9** References to a specified officer of a local authority to be construed as references to a proper officer of a local authority: [Local Government Act 1972 \(c. 70\)](#), **Sch. 29 Pt. I para. 4**

**286** ..... F2

**Textual Amendments**

- F2** S. 286 repealed by [Local Government \(Miscellaneous Provisions\) Act 1976 \(c. 57\)](#), **Sch. 2**

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**Changes to legislation:**

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