



Public Health (Scotland) Act 1897

1897 CHAPTER 38 60 and 61 Vict

PART IX

LEGAL PROCEEDINGS

Enforcement of and Procedure under Act

161 One or more joint owners may be proceeded against alone.

In case of any demand or complaint under this Act to which two or more parties, whether as owners or occupiers of premises, may be jointly answerable, it shall be sufficient to proceed against any one or more of them without proceeding against the others or other of them, and any one or more of such persons may be proceeded against, notwithstanding that the acts or defaults of any one or more of them would not separately be an offence against this Act; but nothing herein contained shall prevent the parties so proceeded against from recovering relief in any case in which they would now be entitled to relief by law. Proceedings against several persons included in one demand or complaint shall not lapse by reason of the death of any one or more of such persons, but all such proceedings may be carried on as if the deceased persons had not been originally so included. Whenever in any proceeding under the provisions of this Act relating to nuisances it becomes necessary to mention or refer to the owner or occupier of any premises, it shall be sufficient to designate him as the owner or occupier of such premises without name or further description.

Modifications etc. (not altering text)

C1 S. 161 applied (27.8.1993) by 1993 c. 11, ss. 62(2)(a)(i), 68(2).

Changes to legislation:

There are currently no known outstanding effects for the Public Health (Scotland) Act 1897, Section 161.