



# Public Health Act 1925

1925 CHAPTER 71 15 and 16 Geo 5

## PART I **E+W**

### PRELIMINARY

#### 1 Short title, construction and commencement. **E+W**

- (1) This Act may be cited as the Public Health Act 1925.
- (2) Parts [<sup>F1</sup>I, II, VI and VIII] of this Act and the Public Health Acts 1875 to 1907, may be cited together as the Public Health Acts 1875 to 1925 . . . <sup>F2</sup>
- (3) Parts [<sup>F1</sup>I, II, VI and VIII] of this Act shall be construed as one with the Public Health Acts 1875 to 1907 . . . <sup>F2</sup>
- (4) . . . . . <sup>F3</sup>
- (5) . . . . . <sup>F4</sup>

#### Textual Amendments

- F1** Words substituted by virtue of [Public Health Act 1936 \(c. 49\)](#), s. 346, [Sch. 3 Pt. IV](#)
- F2** Words repealed by [Public Health Act 1936 \(c. 49\)](#), s. 346, [Sch. 3 Pt. IV](#)
- F3** [Ss. 1\(4\), 2\(2\)](#) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)
- F4** [S. 1\(5\)](#) repealed by [Statute Law \(Repeals\) Act 1989 \(c. 43\)](#), s. 1(1), [Sch. 1 Pt. IV](#)

#### 2 Extent of Act. **E+W**

- (1) This Act shall not apply to Scotland or Northern Ireland, . . . <sup>F5</sup>
- (2) . . . . . <sup>F6</sup>
- (3) . . . . . <sup>F7</sup>

*Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1925, Part I. (See end of Document for details)*

- (4) .....<sup>F8</sup>Part IX. of this Act shall extend to England and Wales inclusive of the administrative county of London.

#### Textual Amendments

- F5** Words repealed by [Public Health \(London\) Act 1936 \(c. 50\)](#), [Sch. 7](#) and [London Government Act 1963 \(c. 33\)](#), [Sch. 18 Pt. II](#)
- F6** [Ss. 1\(4\), 2\(2\)](#) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)
- F7** [S. 2\(3\)](#) repealed by [Public Health Act 1961 \(c. 64\)](#), [Sch. 5 Pt. II](#)
- F8** [S. 2\(4\)](#): any reference in s.2 to Pt.IX of the Act is repealed(E.W.,save the repeal did not extend to the administrative county of London) by [Public Health Act 1936 \(c. 49, SIF 100:1\)](#), [ss. 346, 347](#), [Sch. 3 Pt. IV](#). The text of s.2(4) except as specified, is in the form in which it was originally enacted: it was reproduced in Statutes in Force and, except as specified, does not reflect any amendments or repeals which may have been made prior to 1.2.1991.

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

- C1** The text of s. 2(4) which is spent,so far as not repealed,is in the form in which it was originally enacted: it was not reproduced in Statutes in Force and does not, reflect any amendments or repeals which may have been made prior to 1.2.1991.

- 3—5. ....<sup>F9</sup> **E+W**

#### Textual Amendments

- F9** [Ss. 3—5](#) repealed by [Local Government Act 1972 \(c. 70\)](#), [Sch. 30](#)

- 6 **Amendment or adaptation of local Acts, &c.** **E+W**

[<sup>F10</sup>The Secretary of State] may, by order made on the application of any local authority, make such amendments or adaptations of any local Act as may appear to him to be necessary for the purpose of bringing the provisions of that Act into conformity with the provisions of this Act,<sup>F11</sup> . . .

#### Textual Amendments

- F10** Words substituted by virtue of [S.I. 1951/142 \(1951 I, p. 1348\)](#), arts. 3, 5(2), [Sch. Pt. I, 1951/1900 \(1951 I, p. 1347\)](#), art. 1, (W.) [1965/319](#), arts. 2, 10(1), [Sch. 1 Pt. I](#) and [1970/1681](#), arts. 2(1), 6(3)
- F11** Words in [s. 6](#) repealed (5.11.1993) by [1993 c. 50, s. 1\(1\)](#), [Sch. 1 Pt.X](#)

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

- C2** [S. 6](#) amended by [New Towns Act 1981 \(c. 64, SIF 123:3\)](#), [s. 33](#)  
[S. 6](#): transfer of functions (1.7.1999) by [S.I. 1999/672, art. 2](#), [Sch. 1](#)

- 7 **Application of certain provisions of Part I. of 7 Edw. VII. c. 53, and interpretation.** **E+W**

<sup>F12</sup>(1) .....

*Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1925, Part I. (See end of Document for details)*

- (2) In this Act the expression “local Act” includes an Act for the confirmation of a provisional order and the order thereby confirmed.
- (3) In this Act the expression “statutory undertakers” means any person authorised by Parliament to construct, work, or carry on any railway, canal, inland navigation, dock, harbour, tramway, . . . <sup>F13</sup> . . . <sup>F14</sup> , . . . <sup>F15</sup> or other public undertaking.

**Textual Amendments**

- F12** S. 7(1) repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt. X**
- F13** Word repealed by Gas Act 1986 (c. 44, SIF 44:2), s. 67(4), **Sch. 9 Pt. I**
- F14** Word repealed by Electricity Act 1989 (c. 29, SIF 44:1), s. 112(3)(4), Sch. 17 para. 35(1), **Sch. 18**
- F15** Word 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), 17, 40(4), 41(1), 57(6), 58)

**8 Appeals to petty sessional court. E+W**

Where any enactment in this Act provides for an appeal to a petty sessional court against a notice, determination, requirement, order or intended order of a local authority under this Act—

- (1) Notice in writing of the appeal and of the grounds thereof shall be given by the appellant to the [<sup>F16</sup>proper officer of the authority]
- (2) The court may make such order in the matter as they consider reasonable, and may award costs to be recoverable as a civil debt;
- (3) No proceeding shall be taken by the local authority, or work executed, until after the determination or abandonment of the appeal;
- (4) Notice of the right of appeal shall be endorsed on the order of the local authority and on any notice communicating their determination, requirement or intended order.

**Textual Amendments**

- F16** Words substituted by virtue of Local Government Act 1972 (c. 70), **Sch. 29 Pt. I para. 4(1)(a)**

**9** . . . . . <sup>F17</sup> E+W

**Textual Amendments**

- F17** Ss. 9, 11, 12 repealed by Public Health Act 1936 (c. 49), s. 346, **Sch. 3, Pt. IV**

<sup>F18</sup>**10 Crown rights. E+W**

Without prejudice to the generality of the provisions of section twelve of the <sup>M1</sup>Public Health Acts Amendment Act 1907, nothing in this Act shall affect . . . <sup>F19</sup> any [<sup>F20</sup>[<sup>F18</sup>electronic communications apparatus kept installed for the purposes of an electronic communications code network] or the execution for those purposes of any works]. . .

*Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1925, Part I. (See end of Document for details)*

**Textual Amendments**

- F18** Words in s. 10 substituted (25.7.2003 for specified purposes, 29.12.2003 in so far as not already in force) by [Communications Act 2003 \(c. 21\)](#), s. 411(2), **Sch. 17 para. 4** (with [Sch. 18](#)); S.I. 2003/1900, arts. 1(2), 2(1), [Schs. 1](#) (with [art. 3](#)) (as amended by S.I. 2003/3142, art. 1(3)); S.I. 2003/3142, art. 3(2) (with [art. 11](#))
- F19** Words repealed by [Post Office Act 1969 \(c. 48\)](#), **Sch. 11 Pt. II**
- F20** Words substituted by [Telecommunications Act 1984 \(c. 12, SIF 96\)](#), s. 109, [Sch. 4 para. 18](#), **Sch. 5 para. 45**

**Marginal Citations**

- M1** [1907 c. 53](#).

**11, 12.** ..... <sup>F21</sup> **E+W**

**Textual Amendments**

- F21** [Ss. 9, 11, 12](#) repealed by [Public Health Act 1936 \(c. 49\)](#), s. 346, **Sch. 3, Pt. IV**

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health Act 1925, Part I.