



Public Health Act 1936

1936 CHAPTER 49

PART XI

MISCELLANEOUS.

Ships and boats.

267 Application to ships and boats of certain provisions of Act.

- (1) For the purposes of such of the provisions of this Act specified in subsection (4) of this section as are provisions for the execution of which local authorities are responsible, a vessel lying in any inland or coastal waters shall—
 - (a) if those Waters are within a port health district, be subject to the jurisdiction of the port health authority for that district;
 - (b) if those waters are within the district of a local authority but not within a port health district, be subject to the jurisdiction of that local authority;
 - (c) if those waters are not within the district of any local authority or any port health district, be subject to the jurisdiction of such local authority as the Minister may from time to time by order direct or, if no such direction is given, within the jurisdiction of the local authority whose district includes that point on land which is nearest to the spot where the vessel is lying.
- (2) For the purposes of such of the said provisions as are provisions for the execution of which county councils are responsible, a vessel when lying in any inland or coastal waters not within a county shall be subject to the jurisdiction of the council of the county which includes that point on land which is nearest to the spot where the vessel is lying.
- (3) In relation to any vessel the said provisions shall have effect as if—
 - (a) the vessel were a house, building or premises within the district, or, as the case may be, the county, of the local authority or county council to whose jurisdiction it is subject; and
 - (b) the master, or other officer or person in charge, of the vessel were the occupier.

Status: This is the original version (as it was originally enacted).

- (4) The provisions of this Act referred to in the preceding subsections are Parts III, V, VI and XII and, so far as regards boats used for human habitation, the provisions of Part II relating to filthy or verminous premises or articles and verminous persons:

Provided that the provisions of the said Part III with regard to smoke nuisances shall not apply in relation to any vessel habitually used as a sea-going vessel, except that a funnel of, or chimney on, any such ship sending forth black smoke in such quantity as to be a nuisance shall be a statutory nuisance.

- (5) This section does not apply to any vessel belonging to His Majesty or under the command or charge of an officer holding His Majesty's commission, or to any vessel belonging to a foreign government.