



Public Health Act 1936

1936 CHAPTER 49 26 Geo 5 and 1 Edw 8

PART XII

GENERAL

Entry and obstruction

289 Power to require occupier to permit works to be executed by owner.

If on a complaint made by the owner of any premises, it appears to a court of summary jurisdiction that the occupier of those premises prevents the owner from executing any work which he is by or under this Act required to execute, the court may order the occupier to permit the execution of the work.

Modifications etc. (not altering text)

- C1** S. 289 extended by [Thermal Insulation \(Industrial Buildings\) Act 1957 \(c. 40\), s. 8\(1\)](#) which 1957 Act was repealed (E.W.) by [S.I. 1985/1936, reg. 3\(2\), Sch. 4](#)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. 289 applied with modifications by [S.I. 1987/349, reg. 11](#) and [S.I. 1990/1519, reg. 11](#)
S. 289 applied (27.8.1993) by [1993 c. 11, ss. 62\(1\), 68\(2\)](#)
- C3** Power to apply s. 289 conferred by [Town and Country Planning Act 1990 \(c. 8, SIF 123:1\), ss. 178\(3\)\(b\)\(4\)\(5\), 209\(3\)\(b\)\(4\)\(5\), 219\(3\)\(b\)\(4\)\(5\)](#) and by [Planning \(Listed Buildings and Conservation Areas\) Act 1990 \(c.9, SIF 123:1\), ss. 42\(3\)–\(5\), 74\(3\)](#)
- C4** S. 289 applied (with modifications) (17.7.1992) by [S.I. 1992/1492, reg. 14\(1\)](#).
S. 289 applied (with modifications) (20.9.2000) by [2000 c. vii, ss. 1\(1\), 19\(9\)\(11\)](#)
- C5** S. 289 applied (with modifications) (13.7.2004) by [London Local Authorities Act 2004 \(c. i\), ss. 1\(1\), 9, Sch. 1](#)
- C6** S. 289 applied (with modifications) (31.12.2004 for W., 1.6.2005 for E.) by [Anti-social Behaviour Act 2003 \(c. 38\), ss. 76, 93 \(with s. 84\); S.I. 2004/3238, art. 2; S.I. 2005/710, art. 2](#)
- C7** S. 289 applied (with modifications) (19.9.2007) by [London Local Authorities Act 2007 \(c. ii\), s. 1\(3\), Sch. 1](#)
- C8** S. 289 modified (21.9.2008) by [London Local Authorities and Transport for London Act 2008 \(c. iii\), ss. 1\(2\), 11\(4\), Sch. 1](#)

Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1936, Section 289. (See end of Document for details)

- C9** S. 289 applied (with modifications) (1.3.2010) by [The Infrastructure Planning \(Miscellaneous Prescribed Provisions\) Regulations 2010 \(S.I. 2010/105\)](#), regs. 1(1), **5(1)**
- C10** S. 289 applied (with modifications) (30.4.2012) by [The Planning \(Listed Buildings and Conservation Areas\) \(Wales\) Regulations 2012 \(No. 793\)](#), regs. 1, **15(1)**
- C11** S. 289 applied (with modifications) (6.4.2015) by [The Infrastructure Planning \(Interested Parties and Miscellaneous Prescribed Provisions\) Regulations 2015 \(S.I. 2015/462\)](#), regs. 1, **8(1)**

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