



Public Health Act 1936

1936 CHAPTER 49 26 Geo 5 and 1 Edw 8

PART II

SANITATION AND BUILDINGS

Supplemental provisions as to drains, sanitary conveniences, cesspools, &c.

52 Care of sanitary conveniences used in common.

Where a sanitary convenience is used in common by the members of two or more families, the following provisions shall have effect:—

- (a) if any person injures or improperly fouls the convenience, or anything used in connection therewith, or wilfully or by negligence causes an obstruction in the drain therefrom, he shall be liable to a fine not exceeding [^{F1}level 1 on the standard scale];
- (b) if the convenience, or the approach thereto, is, for want of proper cleansing or attention, in such a condition as to be insanitary, such of the persons having the use thereof in common as are in default, or, in the absence of satisfactory proof as to which of them is in default, each of them, shall be liable to a fine not exceeding [^{F1}level 1 on the standard scale], and to a further fine not exceeding [^{F2}£2] for each day on which the offence continues after conviction therefor.

Textual Amendments

- F1** Words substituted by virtue of [Criminal Justice Act 1982 \(c. 48, SIF 39:1\)](#), s. 46
- F2** Words substituted by virtue of [Decimal Currency Act 1969 \(c. 19\)](#), s. 10(1)

Modifications etc. (not altering text)

- C1** Ss. 51-52 modified (7.8.1991) by [S.I. 1991/1773](#), art. 8, [Sch.2](#).
- C2** Ss. 51-52 modified (10.1.1992) by [S.I. 1991/2913](#), art. 8, [Sch.2](#).
- C3** S. 52 modified (E.) (6.4.2010) by [The Bristol Port Health Authority Order 2010 \(S.I. 2010/1214\)](#), arts. 1, 4, [Sch.](#)

Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1936, Section 52. (See end of Document for details)

- C4** S. 52 modified (E.) (6.4.2010) by The Cowes Port Health Authority Order 2010 (S.I. 2010/1216), arts. 1(1), 4, **Sch.**
- C5** S. 52 modified (E.) (6.4.2010) by The Southampton Port Health Authority Order 2010 (S.I. 2010/1218), arts. 1(1), 4, **Sch.**
- C6** S. 52 modified (E.) (6.4.2010) by The Portsmouth Port Health Authority Order 2010 (S.I. 2010/1217), arts. 1(1), 4, **Sch.**
- C7** S. 52 modified (E.) (6.4.2010) by The Cornwall Port Health Authority Order 2010 (S.I. 2010/1215), arts. 1(1), 4, **Sch.** (with art. 2)
- C8** Ss. 51 52 modified (24.3.2011) by The Hull and Goole Port Health Authority Order 2011 (S.I. 2011/939), arts. 1(1), 9, **Sch. 2**

Changes to legislation:

There are currently no known outstanding effects for the Public Health Act 1936, Section 52.