



Public Health Act 1875

CHAPTER 55

PUBLIC HEALTH ACT 1875

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Status: This is the original version (as it was originally enacted).

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- 312 As to election of certain improvement commissioners, &c.
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- 319 As to special district rates.
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- 329 Effect of arbitration.
- 330 Provision as to transfer of powers, &c.
- 331 Provision as to alteration of sewers.
- 332 Saving for water rights generally.
- 333 Arbitration as to alteration of sewers injuriously affecting supply of water, &c.
- 334 Saving for mines, &c.

- 335 Saving for collegiate bodies and Government departments.
- 336 Saving for Metropolitan Board of Works.
- 337 Saving for payment in certain cases to local authority.
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- 339 Saving for certain local boards.
- 340 Saving for proceedings under local Acts.
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SCHEDULES

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(1.) Rules applicable to Local Boards.

- 1 Every local board shall from time to time make regulations...
- 2 No business shall be transacted at any such meeting unless...
- 3 Every local board shall from time to time at their...
- 4 If the chairman so appointed dies resigns or becomes incapable...
- 5 If the chairman is absent from any meeting at the...
- 6 The names of the members present, as well as of...
- 7 Every question at a meeting shall be decided by a...
- 8 In case of an equal division of votes the chairman...
- 9 The proceedings of a local board shall not be invalidated...
- 10 Any minute made of proceedings at a meeting, and copies...
- 11 The annual meeting of a local board shall be held...
- 12 The first meeting of a local board for a district...
- 13 Nothing in these rules contained with respect to the appointment...

(2) Rules applicable to Committees of Local Authorities,
other than Councils of Boroughs, and to Joint Boards.

- 1 A committee or joint board may meet and adjourn as...
- 2 The quorum of a committee or joint board shall consist;...
- 3 A committee or joint board may appoint a chairman of...
- 4 If no chairman is elected, or if the chairman elected...
- 5 Every question at a meeting shall be determined by a...
- 6 In case of an equal division of votes the chairman...
- 7 The proceedings of a committee or joint board shall not...
- 8 Any minute made of proceedings at a meeting, and copies...

SCHEDULE II —

(I.) RULES FOR
ELECTION OF
LOCAL BOARDS

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

Number and Qualification of Members.

- 1 The number of members of a local board constituted after...
- 2 The Local Government Board may from time to time by...
- 3 A person shall not be qualified to be a member...
- 4 Where two or more persons are jointly seised or possessed...
- 5 A person who is a bankrupt or whose affairs are...

Wards.

- 6 The Local Government Board may, by order made on application...
- 7 If any member is elected in more than one ward,...
- 8 No person entitled to vote shall give in the whole...
- 9 Subject as aforesaid, any owner or ratepayer may, by notice...

Qualification of Electors, Scale of Voting, and Register of Owners.

- 10 The word owner, when used in relation to the right...
- 11 A person shall not be deemed a ratepayer or be...
- 12 Owners of and ratepayers in respect of property situated within...
- 13 Any person who is owner and also bonk fide occupier...
- 14 Owners may give their votes either personally-or by proxy.
- 15 The instrument appointing a proxy shall be in writing under...
- 16 No member of a corporation or of any such body...
- 17 Partners in a firm consisting of not more than six...
- 18 An owner or a proxy shall not (except at the...
- 19 The local board shall cause a register to be made...
- 20 A claim by an owner or proxy to be entered...
- 21 A claim by an owner or proxy may be made...
- 22 A person entitled to vote either as owner or ratepayer...
- 23 Claims and objections shall be sent to the chairman of...
- 24 A person making an objection shall also give written notice...
- 25 The chairman shall between the twentieth of February and the...
- 26 The chairman on the expiration of the time for sending...
- 27 For the purpose of enabling the chairman to determine the...
- 28 Not later than the sixteenth of March the chairman shall...
- 29 If the chairman is unable or unwilling to conduct the...
- 30 The register shall be open to the inspection of candidates...
- 31 At the first election of a local board constituted after...

Returning Officer.

- 32 The returning officer, for the purposes of the election of...
- 33 If the office of chairman is vacant at the time...
- 34 The local board, or (in case of the first election)...
- 35 If any returning officer appointed by the Local Government Board...

Election.

- 36 The returning officer shall after the close of the revision...
- 37 The returning officer may, if he thinks fit, cause to...
- 38 The clerk of the board of guardians of any union,...
- 39 Any person entitled to vote may nominate for the office...
- 40 Every such nomination shall be in writing, and shall state...
- 41 Any person nominated may withdraw from his candidature by giving...

- 42 If the number of persons nominated and not withdrawn is...
- 43 If the number nominated and not withdrawn exceeds the number...
- 44 The returning officer shall, three days at least before the...
- 45 Each voter shall write his initials in the voting paper...
- 46 Any person voting as a proxy shall in like manner...
- 47 Any voter unable to write shall affix his mark at...
- 48 The returning officer shall cause the voting papers to be...
- 49 No voting paper shall be received or admitted unless the...
- 50 If any person nominated, or any person on his behalf,...

Counting of Votes.

- 51 The returning officer shall on the day immediately following the...
- 52 The candidates to the number to be elected who, being...
- 53 The returning officer shall also cause to be made a...
- 54 Such list shall during office hours be open to public...
- 55 The returning officer shall make all his arrangements for the...

Declaration to be made by Members.

- 56 A person shall not act as a member of a...
- 57 Such declaration shall be signed by the person making the...
- 58 Any person who neglects to make and subscribe the declaration...

Retirement of Members.

- 59 Subject as herein-after mentioned, one third of the number of...
- 60 The order in which the persons elected at the first...
- 61 No person elected shall in any case continuously remain in...
- 62 Before the fifteenth of April in each year a number...
- 63 Any person who has ceased to be a member is...

Disqualification of Members.

- 64 Any member who ceases to hold his qualification, or becomes...

Casual Vacancies.

- 65 Any casual vacancy occurring by death resignation disqualification failure duly...

General Provisions.

- 66 Whenever the day appointed for the performance of any act...
- 67 The necessary expenses attendant on any election, and such reasonable...
- 68 If the returning officer refuses or neglects to comply with...
- 69 Any person who— Fabricates in whole or in part or...
- 70 Any person who, not being duly qualified to act as...

As to Local Boards established before the passing of the Local Government Act, 1858.

- 71 Where the district of a local board established under the...
- 72 Elective members of any local board established under the Public...

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Temporary Provisions.

- 73 All members of local boards existing at the time of...
- 74 The provisions of section twenty-six of the Sanitary Law Amendment...

Oxford.

- 75 Nothing in the rules in this schedule shall apply to...

(II.) PROCEEDINGS
IN CASE OF LAPSE
OF LOCAL BOARD

- 1 Where any local board lapses through its members ceasing to...
- 2 In the case of any lapse of a local board,...

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Rules as to Resolutions of Owners and Ratepayers.

- 1 For the purpose of passing a resolution of owners and...
- 2 The summoning officer of such meeting shall be— In boroughs,...
- 3 Ratepayers or owners making a requisition for the summoning of...
- 4 The .summoning officer shall, on such requisition as aforesaid, fix...
- 5 The summoning officer shall be the chairman of the meeting...
- 6 The chairman shall propose to the meeting the resolution, and...
- 7 A copy, under the hand of the summoning officer, of...
- 8 Where in pursuance of a resolution passed in manner provided...

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SCHEDULE V —

PART I — ENACTMENTS WHICH HAVE BEEN ALREADY REPEALED ARE IN A FEW INSTANCES INCLUDED IN THIS REPEAL, IN ORDER TO AVOID THE NECESSITY OF REFERENCE TO PREVIOUS STATUTES.

PART II

PART III

11 & 12 Vict. c. 63. s. 83.

As to interments within churches.

21 & 22 Vict. c. 98. s. 49.

Local board to be burial board in certain cases.

24 & 25 Vict. c. 61. s. 21.

Urban authorities may repair fences surrounding burial grounds.

26 & 27 Vict. c. 17. s. 6.

Local government districts to be within highway districts for purpose of highway meetings.

29 & 30 Vict. c. 90. s. 44.

Power to burial boards in certain cases to transfer their powers to urban authority.

29 & 30 Vict. c. 90. s. 51.

Power to reduce penalties imposed by 6 G. 4. c. 78.

29 & 30 Vict c. 90. s. 52.

Description of vessels within provisions of 6 G. 4. c. 78.

35 & 36 Vict. c. 76. s. 34.

As to consent of Local Government Board required in certain cases.

35 & 36 Vict. c. 79. s. 35.

Transfer of powers and duties of Board of Trade under Alkali Act, 1863, and Metropolis Water Acts, 1852 and 1871, to Local Government Board.

35 & 36 Vict. c. 79. s. 36.

Transfer of powers and duties of Secretary of State under Highway and Turnpike Acts to Local Government Board.

35 & 36 Vict. c. 79. s. 37.

Transfer of officers to Local Government Board.

35 & 36 Vict. c. 79. s. 38.

Salary of medical officer.

35 & 36 Vict. c. 79. s. 48.

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