



# Public Health Act 1875

1875 CHAPTER 55 38 and 39 Vict

## PART XI

### SAVING CLAUSES AND REPEAL OF ACTS

#### *Saving Clauses*

**<sup>F1</sup>327 Saving for works and property of certain authorities, and for navigation and water rights, &c.**

Nothing in this Act shall be construed to authorise any local authority—

- (1) To use injure or interfere with any sluices floodgate sewers groynes or sea defences or other works, already or hereafter made under the authority of any commissioners of sewers appointed by the Crown, or any sewers or other works already or hereafter made and used by any body of persons or person for the purpose of draining preserving or improving land under any local or private Act of Parliament, or for the purpose of irrigating land; or,
- (2) To disturb or interfere with any lands or other property vested in the [<sup>F2</sup>Secretary of State for Defence] for the time being; or,
- (3) To interfere with any river canal dock harbour lock reservoir or basin, so as to injuriously affect the navigation thereon, or the use thereof, or to interfere with any towing-path so as to interrupt the traffic thereof, in cases where any body of persons or person are or is by virtue of any Act of Parliament entitled to navigate on or use such river canal dock harbour lock reservoir or basin, or to receive any tolls or dues in respect of the navigation thereon or use thereof; or,
- (4) To interfere with any watercourse in such manner as to injuriously affect the supply of water to any river canal dock harbour reservoir or basin, in cases where any such body of persons or person as last aforesaid would, if this Act had not passed, have been entitled by law to prevent or be relieved against such interference; or,

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*Changes to legislation: There are currently no known outstanding effects for the Public Health Act 1875, Section 327. (See end of Document for details)*

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(5) To interfere with any bridges crossing any river canal dock harbour or basin, in cases where any body of persons or person are or is authorised by virtue of any Act of Parliament to navigate or use such river canal dock harbour or basin, or to demand any tolls or dues in respect of the navigation thereon or use thereof; or,

(6) To execute any works in through or under any wharves quays docks harbours or basins, to the exclusive use of which any body of persons or person are or is entitled by virtue of any Act of Parliament, or for the use of which any body of persons or person are or is entitled by virtue of any Act of Parliament to demand any tolls or dues,—

Without the consent in every case of such . . . <sup>F3</sup> Secretary of State, commissioners, body of persons or person as are herein-before in that behalf respectively mentioned, such consent to be expressed in writing in the case of a corporation under their common seal, and in the case of any body of persons not being a corporation under the hand of their clerk or other duly authorised officer or agent. And nothing in this Act shall prejudice or affect the rights privileges powers or authorities given or reserved to any person under such local or private Acts for draining preserving or improving land as are in this section mentioned.

#### Textual Amendments

- F1** S. 327 repealed by [Public Health Act 1936 \(c. 49\)](#), s. 346, [Sch. 3 Pt. I](#) except so far as material for the purposes of any unrepealed enactment in this Act or any Act directed to be construed therewith
- F2** Words substituted by [S.I. 1964/488](#), [Sch. 1 Pt. I](#)
- F3** Words repealed by [S.I. 1964/488](#), [Sch. 1 Pt. I](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Public Health Act 1875, Section 327.