

NORTHAMPTON BOROUGH COUNCIL



BYELAWS

as to certain nuisances made under Section
81 of the Public Health Act 1936

H.J. ALMOND
Borough Solicitor

BL8

(Previously 19)

Date confirmed: 22nd May 1987
Commencement date: 1st Sept 1987
Status: Current

NORTHAMPTON BOROUGH COUNCIL

BYELAWS

as to certain nuisances made by the Northampton Borough Council under Section 81 of the Public Health Act, 1936.

For preventing the occurrence of nuisances from snow, filth, dust, ashes and rubbish.

1. Interpretation:
In these byelaws, unless the context otherwise requires -
"inhabited or public place" means -
 - (a) any Street,
 - (b) any premises used for human habitation,
 - (c) any school or place of worship,
 - (d) any place frequented by the public, and
 - (e) any place in which any person is employed in any manufacture, trade or business; and"offensive load or cargo" means any load, cargo or other accumulation of filth or rubbish which emits an offensive smell.

2. A person who removes snow from any premises or from the footway of any street shall not -
 - (a) deposit any snow in the footway for longer than is reasonably necessary;
 - (b) create any undue accumulation of snow in the carriageway so as to block any surface water drains or gutters.

3. Any person who places salt upon any snow lying on the footway of any street shall forthwith remove all the resulting product

4. No person shall, in removing any filth, dust, ashes or rubbish from any premises, deposit any such matter in any street.

5. No person shall without reasonable excuse cleanse, or remove any of the contents of, a privy, cesspool or like receptacle for filth which is situated within twenty metres of any inhabited or public place except between the following hours:
 - (i) from March to October (inclusive): 6 am to 8.30 am, and
 - (ii) in other months: 7 am to 9.30 am.

6. (1) Any person who conveys any filth, dust, ashes or rubbish through any street shall adopt all reasonable precautions to prevent any such matter from falling thereon; and if any should, notwithstanding the precautions, fall, he shall immediately clear the place affected.
- (2) (a) Any person who proposes to convey any offensive load or cargo to be enclosed or covered so as to prevent as far as is practicable, the emission of any offensive smell.
- (b) Any person who conveys through any street any load or cargo from which dust, ashes or rubbish may be blown, shall cause such load or cargo to be covered or shall take such other reasonable precautions to prevent, so far as is practicable, dust, ashes or rubbish being blown therefrom.
7. When any offensive load or cargo is unloaded or deposited, pending removal,
- (a) within one hundred metres of any inhabited or public place, or
- (b) at a point where it is likely to give offence to any person in any such place,
- the person who unloads or deposits it, or causes it to be unloaded or deposited, shall ensure that it is forthwith covered with a layer of earth or ashes or other suitable covering material so as to prevent, as far as is practicable, the emission of offensive smell.
8. No person shall deposit or cause to be deposited within one hundred metres of any inhabited or public place any filth removed from a cesspool or privy or like receptacle for filth used in connection therewith unless, as soon as possible, it is ploughed or dug into the ground or covered with a layer of earth or ashes or other suitable covering material so as to prevent, as far as is practicable, the emission of offensive smell.

Penalties

9. Every person who offends against any of the foregoing byelaws shall be liable on summary conviction to a fine not exceeding one hundred pounds.

Revocation of Byelaws

10. The byelaws with respect to nuisance from snow, filth, dust, ashes and rubbish and for preventing the keeping of animals so as to be prejudicial to health which were made by the Council of the County Borough of Northampton on the Fifteenth day of March 1938 and were confirmed by the Minister of Health on the Ninth day of May 1939 are hereby revoked.

THE COMMON SEAL of NORTHAMPTON
BOROUGH COUNCIL was hereunto affixed
This 22nd day of May 1987
in the presence of: -

(Sgd) H.J. Almond

Borough Solicitor

DET 6523



The foregoing byelaws are hereby confirmed by the
Secretary of State for the Environment
and shall come into force on 1st September 1987

(Sgd) D J FISK

Signed by authority of
The Secretary of State
23rd July 1987

An under Secretary
in the Department
of the Environment

