

## URBAN SANITARY AUTHORITY.

## REGULATIONS: INSPECTOR OF NUISANCES.

To the several Urban Sanitary Authorities in England and Wales, constituted by the Public Health Act, 1872;—

And to all others whom it may concern.

WHEREAS by Section 7 of "The Public Health Act, 1872," it is enacted that, subject to the provisions of that Act, the duties imposed by previous "Sanitary Acts," including that of appointing Inspectors of Nuisances for the purposes of those Acts, shall be transferred to Urban Sanitary Authorities constituted under the above-mentioned Act;

And whereas it is enacted by Section 10 of the said Act that the Local Government Board shall have the same powers as they have in the case of a District Medical Officer of a Union, with regard to the qualification, appointment, duties, salary, and tenure of office of Officers of Sanitary Authorities, any portion of whose salary is paid out of moneys voted by Parliament;

And whereas it is further enacted by the last-mentioned section that the same person may, with the sanction of the Local Government Board, be appointed the Inspector of Nuisances for two or more Sanitary Districts, by the joint or several appointment of the Sanitary Authorities of such districts:

Now We, the Local Government Board, deeming it expedient that Regulations should be made with respect to the appointment, duties, salary, and tenure of office of Inspectors of Nuisances appointed by Urban Sanitary Authorities, in all those cases where any portion of the salary of any such officer is paid out of moneys voted by Parliament, do hereby order and direct as follows:—

## SECTION I.—Appointment.

Art. 1.—A Statement shall be submitted to the Local Government Board, showing the population and extent of the District for which the Sanitary Authority propose to appoint the Inspector of Nuisances, and the salary or remuneration intended to be assigned to him; and where the circumstances render desirable the appointment of one Inspector of Nuisances for two or more Sanitary Districts, Statements shall, in like manner, be submitted to the Local Government Board, showing the names of the Districts to be combined for that purpose, the population and extent of each District, the mode in which it is intended that the appointment shall be made, whether jointly or severally, by the Sanitary Authorities of those Districts, and the amount of salary or remuneration proposed to be assigned to the Officer appointed.

Art. 2.—When the approval of the Local Government Board has been given to the proposals submitted to them, the Sanitary Authority or Authorities shall proceed to the appointment of an Inspector of Nuisances accordingly.

Art. 3.—No appointment of an Inspector of Nuisances shall be made under this Order, unless an advertisement, giving notice of the day when such appointment will be made, shall have appeared in some public newspaper circulating in the District or Districts, at least seven days before the day on which such appointment is made: Provided that no such advertisement shall be necessary for the appointment of a temporary substitute.

Art. 4.—Every such appointment hereafter made shall, within seven days after it is made, be reported to the Local Government Board by the Clerk to the Sanitary Authority, or, in the case of

a joint appointment, by the Clerk to one of the Sanitary Authorities by whom the appointment is made.

Art. 5.—Upon the occurrence of a vacancy in such office, the Sanitary Authority or Authorities shall proceed to make a fresh appointment, which shall be reported to the Local Government Board as required by Sect. I, Art. 4, of this Order, but if the Sanitary Authority or Authorities desire to make any fresh arrangement with respect to the district or the terms of the appointment, they shall, before filling up the vacancy, supply the particulars of the arrangement to the Local Government Board in the manner prescribed by Sect. I, Art. 1, in regard to the first appointment; and if the approval of the Local Government Board be given, absolutely or with modifications, the Sanitary Authority or Authorities shall then proceed to fill up the vacancy according to the terms of the approval so given.

Art. 6.—If any officer appointed under this Order be at any time prevented by sickness or accident, or other sufficient reason, from performing his duties, the Sanitary Authority or Authorities, as the case may be, may appoint a fit person to act as his temporary substitute, and may pay him a reasonable compensation for his services; and every such appointment shall be reported to the Local Government Board, as soon as the same shall have been made.

## SECTION II.—Tenure of Office.

Art. 1.—Every officer appointed under this Order shall continue to hold office for such period as the Sanitary Authority or Authorities appointing him may, with the approval of the Local Government Board, determine, or until he die, or resign, or be removed, by such Authority or Authorities with the assent of the Local Government Board, or by the Local Government Board.

Provided that the appointments first made under this Order shall not be for a period exceeding five years.

Art. 2.—Where any such officer shall have been appointed after the passing of the Public Health Act, 1872, for one or more Sanitary Districts, and any change in the extent of the District or Districts, or in the duties, salary, or remuneration, may be deemed necessary, and he shall decline to acquiesce therein, the Sanitary Authority or Authorities by whom he was so appointed may, with the consent of the Local Government Board, but not otherwise, and after six months' notice in writing, signed by their Clerk or Clerks, given to such officer, determine his office.

Art. 3.—No person shall be appointed who does not agree to give one month's notice previous to resigning the office, or to forfeit such sum as may be agreed upon as liquidated damages.

## SECTION III.—Duties.

The following shall be the duties of the Inspector of Nuisances in respect of the District for which he is appointed, or if he shall be appointed for more than one District, then in respect of each of such Districts:—

- (1.) He shall perform, either under the special directions of the Sanitary Authority, or (so far as authorized by the Sanitary Authority) under the directions of the Medical Officer of Health, or in cases where no such directions are required, without such directions, all the duties specially imposed upon an Inspector of Nuisances by the Sanitary Acts, or by the Orders of the Local Government Board.