

## HEALTH.

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No. 8 of 1965.

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### AN ACT to amend the Health Act, 1911-1964.

[Assented to 15th September, 1965.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Health Act Amendment Act, 1965*. Short title and citation.

(2) In this Act the Health Act, 1911-1964, is referred to as the principal Act. Reprinted in Vol. 11 of the Reprinted Acts.

(3) The principal Act as amended by this Act may be cited as the Health Act, 1911-1965. Approved for reprint 5th June, 1957, and amended by Acts Nos. 21 of 1957, 22 of 1959, 23 of 1960, 38 of 1960, 33 of 1962, 49 of 1962, and 18 of 1964.

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amended.

2. Section eighty-one of the principal Act is amended—

- (a) by inserting after the word, “provide” in line thirteen of subsection (1), the passage, “, within a time specified in the notice,”;
- (b) by substituting for the words, “proceed as soon as practicable to comply therewith” in lines two and three of subsection (3), the words, “comply with that notice within the time specified therein”; and
- (c) by adding the following subsections—

(4) If a notice given under this section is not complied with, the local authority may, after the expiration of the time specified in the notice, do the work required, and for that purpose may enter into or upon the house or land of the owner and excavate the ground and construct and provide such drains and fittings and connect such drains with the sewer.

(5) The local authority may recover from the owner in any court of competent jurisdiction the full amount of the expenses incurred by it in constructing and providing such drains and fittings and connecting such drains to the sewer pursuant to subsection (4) of this section, with interest at a rate, if loan moneys are expended in carrying out the work, not exceeding by more than one-half per centum the rate of interest payable on the loan but otherwise at such rate as the Minister may approve, and such amount and interest shall be and remain a charge upon the land in respect of which the expenses were so incurred, notwithstanding any change that may take place in the ownership of that land. .