

An Act Respecting the Public Health.

R. S. O., 1897, CHAP. 248.

With Amendments up to and including 2 Ed. VII.

HER MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

1. This Act may be cited as "*The Public Health Act*," R. S. O. Short title.
1897, c. 248, s. 1.

2. Where the following words occur in this Act, or the schedules thereto, they shall be construed in the manner hereinafter mentioned, unless a contrary intention appears: Interpretation.

1. "Owner" means the person for the time being receiving the rent of the lands or premises in connection with which the word is used, whether on his own account or as agent or trustee of any other person, or who would so receive the same if such lands and premises were let; (a) "Owner."

2. "Health District or "District" means any local municipality, or union of local municipalities under the jurisdiction of a Local or District Board of Health, and "Local Board" or "Board" shall include a District Board; "Health district," "District," "Local Board," and "Board."

(a) By the 6th clause of a city by-law passed under this Act, it was provided that, before proceeding to construct, re-construct or alter any portion of the drainage, ventilation or water system of a dwelling, house, etc., "the owner or his agent constructing the same" should file in the city engineer's office, an application for a permit therefor, which should be accompanied by a specification thereof, etc., and by the 8th clause, that, after such approval of such plan or specification, no alteration or deviation therefrom would be allowed except on the application of the "owner or of the agent of the owner" to the city engineer. It was held that the agent intended by this subsection, and coming within the terms of the by-law meant a person acting for the owner as trustee or in some such capacity, etc., and did not include a plumber employed by the owner to reconstruct the plumbing in his dwelling-house. (Reg. v. Watson, 26, C. L. J., p. 502.)