
MIDDLETON ST. GEORGE PARISH COUNCIL

BYELAWS FOR RECREATION GROUNDS

Made under Section 164 of the Public Health Act 1987 and Section 15 of the Open Spaces Act 1906, by the Middleton St. George Parish Council with respect to Pleasure Grounds.

1. Throughout these byelaws the expression “the Council” means the Middleton St. George Parish Council and the expression “the pleasure ground” means, except where inconsistent with the context, each of the pleasure grounds set out in the Schedule to these byelaws.
2. An act necessary to the proper execution of his duty in the pleasure ground by an officer of the Council or by any person or servant of any person employed by the Council, shall not be deemed an offence against these byelaws.
3. A person shall not in the ground
 - (i) climb any wall or fence in or enclosing the ground or any tree or any barrier, railing, post or other erection;
 - (ii) without reasonable excuse remove or displace any wall or fence in or enclosing the ground or any barrier, railing, post or seat or any part of any erection or ornament or any implement provided for use in the laying out or maintenance of the ground.
4. A person shall not bring or cause to be brought into the pleasure ground any cattle, sheep, goats or pigs, or any beast or draught or burden, unless in pursuance of an agreement with the Council, or otherwise in the exercise of any lawful right or privilege he is authorised to do so.
5. A person shall not, except in the exercise of any lawful right or privilege ride any horse in the pleasure ground.
6. (i) A person shall not except in the exercise of any lawful right or privilege bring or cause to be brought into the pleasure ground any barrow, truck, machine or vehicle other than: -
 - (a) a wheeled bicycle, tricycle or other similar machine;
 - (b) a wheelchair or perambulator drawn or propelled by hand and used solely for the conveyance of a child or children or an invalid;
 - (c) a three wheeled carriage specially constructed for the use of an invalid or a disabled person.

Provided that where the Council set apart a space in the pleasure ground for the use of any class of vehicle, this byelaw shall not be deemed to prohibit the driving in or to

that space over the roadway provided from the entrance to the pleasure ground of a vehicle of the class for which it is set apart.

(ii) A person shall not except in the exercise of any lawful right or privilege ride any bicycle, tricycle or other similar machine in any part of the pleasure ground.

7. A person in the ground shall :

(i) Release any power driven model aircraft for flight or control the flight of such an aircraft.

(ii) Cause any power driven model aircraft to take off or land in the ground.

8. In this byelaw the expression “model aircraft” means an aircraft which either weighs not more than 5 kilogram’s without its fuel or is for the time being exempted (as a model aircraft from the provisions of the Air Navigation Order and “power driven” means driven by the combustion of petrol vapour or other combustible vapour or other combustible substances or by one or more electric motors or by compressed gas.

9. A person who brings a machine or vehicle into the pleasure ground shall not wheel or station it over or upon :

(i) any flower bed, shrub, or plant, or any ground in course of preparation as a flower bed, or for the growth of any tree, shrub or plant;

(ii) any part of the pleasure ground where the Council by a notice board fixed or set up in some conspicuous position in the pleasure ground prohibit its being wheeled or stationed.

10. A person shall not affix any bill, placard, or notice, to or upon any wall or fence in or enclosing the pleasure ground or to or upon any tree, or plant, or to or upon any part of any building, barrier or railing, or of any seat or any other erection or ornament in the pleasure ground.

11. A person shall not in the pleasure ground drive, pitch or chip a sold golf ball.

12. A person shall not in the pleasure ground:-

(i) Intentionally carelessly, or negligently foul or pollute any water:

(ii) Intentionally disturb or worry any water fowl.

13. A person shall not cause or suffer any dog belonging to him or in his charge to remain in the pleasure ground unless such a dog be and continue to be under proper control, and be effectively restrained:-

(i) from causing annoyance to any person;

(ii) from worrying or disturbing any animal;

14. Where the Council set apart any such part of the pleasure ground as may be fixed by the Council and described in a notice board affixed or set up in some conspicuous position in the pleasure grounds, for the purpose of any game specified in the notice board, which by reason of the rules or manner of playing or for the prevention of damage, danger or discomfort to

any person in the pleasure grounds may necessitate, at any time during the continuance of the game, the exclusive use by the player or players of any space in such part of the pleasure ground – a person shall not in any space elsewhere in the pleasure ground play or take part in any game so specified in such a manner as to exclude persons not playing or taking part in the game from the use of such a space.

15. A person resorting to the pleasure ground and playing or taking part in any game for which the exclusive use of any space in the pleasure grounds has been set apart shall :-
 - (i) not play on the space any game other than the game for which it is set apart:
 - (ii) in preparing for playing and in playing, use reasonable care to prevent undue interference with the proper use of the pleasure ground by other persons:
 - (iii) when the space is already occupied by other players not begin to play thereon without their permission:
 - (iv) where the exclusive use of the space has been granted by the Council for the playing of a match, not play on that space later than a quarter of an hour before the time fixed for the beginning of the match unless he is taking part therein:
 - (v) except where the exclusive use of the space has been granted by the Council for the playing of a match in which he is taking part, not use the space for a longer time than two hours continuously, if any other player or players make known to him a wish to use the space.

15. A person shall not in any part of the pleasure ground which may have been set apart by the Council for any game play or take part in any game when the state of the ground or other cause makes it unfit for use and a notice is set up in some conspicuous position prohibiting play in that part of the pleasure ground.

16. A person shall not in the pleasure ground :-
 - (i) Except as hereinafter provided erect any post, rail, fence, pole, tent, booth, stand, building, or other structure; provided that this prohibition shall not apply where upon any application to the Council they grant permission to erect any post, rail, fence, pole, tent, booth, stand, building or other structure upon such occasion and for such purposes as are specified in the application.
 - (ii) Sell, or offer or expose for sale, or let to hire, or offer or expose for letting to hire, any commodity or article, unless in pursuance of an agreement with the Council, or otherwise in the exercise of any lawful right or privilege, he is authorised to sell or let to hire in the pleasure ground such commodity or article.

15. No person shall by operating or causing or suffering to be operated any wireless set, gramophone, amplifier, tape recorder or similar instrument make, cause or suffer to be made any noise which is so loud or so continuous or repeated as to give reasonable cause for annoyance to other persons on the land.

16. A person shall not in the pleasure ground intentionally obstruct, disturb, or annoy any other person in the proper use of the pleasure ground or intentionally obstruct or disturb any officer of the Council in the proper execution of his duty, or any person or servant of any person employed by the Council in the proper execution of his duty.

17. Where by a notice conspicuously displayed in the pleasure ground the Council set apart any part of the pleasure ground for the exclusive use of persons under the age of sixteen years, no person who has attained the age of sixteen years shall enter that part of the pleasure ground less accompanying or in charge of a person under the age of sixteen years.
15. A person who has attained the age of fifteen years shall not use any swing or other apparatus in the pleasure ground which, by a notice affixed or set up near thereby, shall be set apart by the Council for the exclusive use of children under the age of fifteen years.
16. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding One hundred pounds.
17. Every person who shall infringe any byelaw for the regulation of the pleasure ground may be removed there-from by any officer of the Council, or by any constable, in any one of the several cases hereinafter specified, that is to say :
- (i) Where the infraction of the byelaw is committed within the view of such officer or constable, and the name and residence of the person infringing the byelaw are unknown to and cannot be readily ascertained by such officer or constable
 - (ii) Where the infraction of the byelaw is committed within the view of such officer or constable, and, from the nature of such infraction or from any other fact of which such officer or constable may have knowledge, or of which he may be creditably informed, there may be reasonable ground for belief that the continuance in the pleasure ground of the person infringing the byelaw may result in another infraction of a byelaw, or that the removal of such person from the pleasure ground is otherwise necessary as a security for the proper use and regulation thereof.

SCHEDULE

Pleasure Grounds to which these byelaws apply :-

Middleton Water Par, Middleton St. George
Playing Fields adjoining Hart's Buildings, Middleton St. George

Given under our hands and seals, this eleventh day of November, 1985

Chairman: T.W. EMBLETON

Vice-Chairman: C.S. RACE

Members of Middleton St. George Parish Council

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the 23rd July, 1986

Singed by authority of the Secretary of State
8th July, 1986
Home Office,

M.E. HEAD

LONDON SW1

An Assistant Under-Sectary of State

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