

BOUGHTON-UNDER-BLEAN PARISH COUNCIL

BYELAWS

Byelaws made by the Boughton-under-Blean Parish Council under section 164 of the Public Health Act 1875 with respect to pleasure rounds, public walks and open spaces.

INTERPRETATION

1. In these bylaws:

'the Council' means Boughton-under-Blean Parish Council;

'the ground' means the Bull Lane Recreation Ground and Poplar View Recreation Ground.

VEHICLES

2. (1) No person shall, without reasonable excuse, ride or drive a cycle, motor cycle, motor vehicle or any other mechanically propelled vehicle in the ground, or bring or cause to be brought into the ground a motor cycle, motor vehicle, trailer or any other mechanically propelled vehicle, except in any part of the ground where there is a right of way for that class of vehicle.

(2) If the Council has set apart a space in the ground for use by vehicles of any class, this byelaw shall not prevent the riding or driving of those vehicles in the space so set apart, or on a route, indicated by signs placed in conspicuous positions, between it and the entrance to the ground.

(3) This byelaw shall not extend to invalid carriages.

(4) In this byelaw: 'cycle' means a bicycle, a tricycle, or a cycle having four or more wheels, not being in any case a motor cycle or motor vehicle; 'invalid carriage' means a vehicle, whether mechanically propelled or not, the unladen weight of which does not exceed 150 kilograms, the width of which does not exceed 0.85 metres and which has been constructed or adapted for use for the carriage of one person, being a person suffering from some physical defect or disability and is used solely by such person; 'motor cycle' means a mechanically propelled vehicle, not being an invalid carriage, with less than four wheels and the weight of which unladen does not exceed 410 kilograms; 'motor vehicle' means a mechanically propelled vehicle, not being an invalid carriage, intended or adapted for use on roads; 'trailer' means a vehicle drawn by a motor vehicle, and includes a caravan.

OVERNIGHT PARKING

3. No person shall, without the consent of the Council, leave or cause or permit to be left any vehicle in the ground between the hours of 12 midnight and 6am.

HORSES

4. No person shall, except in the exercise of any lawful right or privilege, ride a horse in the ground.

REMOVAL OF STRUCTURES

5. No person shall, without reasonable excuse, remove from or displace in the ground any barrier, railing, post or seat, or any part of any structure or ornament, or any implement provided for use in the laying out or maintenance of the ground.

GOLF

6. No person shall in the ground drive, chip or pitch a hard golf ball.

OBSTRUCTION

7. No person shall in the ground:

- (a) intentionally obstruct any officer of the Council in the proper execution of his duties;
- (b) intentionally obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Council;

or

- (c) intentionally obstruct any other person in the proper use of the ground, or behave so as to give reasonable grounds for annoyance to other persons in the ground.

SAVINGS

8. (1) An act necessary to the proper execution of his duty in the ground by an officer of the Council, or any act which is necessary to the proper execution of any contract with the Council, shall not be an offence under these byelaws.

(2) Nothing in or done under any of the provisions of these byelaws shall in any respect prejudice or injuriously affect any public right of way through the ground, or the rights of any person acting legally by virtue of some estate, right or interest in, over or affecting the ground or any part thereof.

REMOVAL OF OFFENDERS

9. Any person offending against any of these byelaws may be removed from the ground by an officer of the Council Or a constable.

PENALTY

10. Any person offending against any of these byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

REVOCAION

11. The byelaws made by Boughton-under-Blean Parish Council on 13th February 1985 and confirmed by the Secretary of State for the Home Department on 3rd May 1985 relating to the ground are hereby revoked.

Given under the Common Seal of the Boughton-under-Blean Parish Council this 30th day of September 1998.

THE COMMON SEAL OF THE BOUGHTON-UNDER-BLEAN PARISH COUNCIL WAS HEREUNTO AFFIXED IN THE PRESENCE OF TERENCE A.D. COVELL-ROBERTS
PROPER OFFICER OF THE COUNCIL.

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the eighteenth day of February 1999.

Signed by authority of the Secretary of State

R.G, Evans
Head of Unit
Constitutional and Community Policy Directorate.
Home Office, London SW1
19th January 1999