

NORTHAMPTON BOROUGH COUNCIL

BYELAWS

**in respect of Parks and Pleasure Grounds
in the Borough of Northampton**

**H.J.ALMOND,
Borough Solicitor.**

NORTHAMPTON BOROUGH COUNCIL

BYELAWS

made by Northampton Borough Council under

- (1) Section 164 of the Public Health Act 1875 with regard to the pleasure grounds specified in Part 1 of the Schedule; and
- (2) Sections 12 and 15 of the Open Spaces Act 1906 with regard to the pleasure grounds specified in Part 2 of the Schedule

1. Throughout these byelaws unless the context otherwise requires

"the Council" means the Northampton Borough Council;

"the pleasure ground" means each of the pleasure grounds set out in the Schedule hereto;

"model aircraft" means an aircraft which either weighs not more than 5 kilogrammes without its fuel or is for the time being exempted (as model aircraft) from the provisions of the Air Navigation Order;

"power-driven" means driven by the combustion of petrol vapour or other combustible vapour or other combustible substances

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 enter the pleasure ground without reasonable excuse

(i) climb any wall or fence in or enclosing the pleasure ground, or any tree, or any barrier, railing, post, or other erection;

(ii) remove or displace any wall or fence in or enclosing the pleasure 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 pleasure ground, or any life saving appliance.

4. A person shall not except in pursuance of a lawful agreement with the Council, or otherwise in the exercise of any lawful right or privilege bring or cause to be brought into the pleasure ground any cattle, sheep, goats, or pigs, or any beast of draught or burden.

5. (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 wheel-chair, perambulator or chaise drawn or propelled by hand and used solely for the conveyance of a child or children or an invalid;

(c) a vehicle which is an invalid carriage complying with the requirements and used in accordance with the conditions prescribed by regulations under Section 20 of the Chronically Sick and Disabled Persons Act 1970

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 by a direct route from the entrance to the pleasure ground of any 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.

(iii) A person shall not in the pleasure ground drive a machine or vehicle of any kind at a speed or in a manner likely to cause danger to other persons using the pleasure ground.

6. A person who brings a vehicle into the pleasure ground shall not drive 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 affixed or set up in some conspicuous position in the pleasure ground prohibit its being driven wheeled or stationed.

7. 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, railing, or post, or of any seat, or of any other erection or ornament in the pleasure ground.

8. A person shall not in the pleasure ground walk, run, stand, sit or lie upon

(i) any grass, turf, or other place where adequate notice to keep off such grass, turf, or other place is exhibited: Provided that such notice shall not apply to more than five per cent of the area of the pleasure ground at any given time.

(ii) 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.

9. A person shall not in the pleasure ground remove or displace any soil, turf or plant.

10. A person shall not in the pleasure ground

(i) bathe, wade, or wash, in any ornamental lake, pond, stream; or other water;

(ii) intentionally, carelessly, or negligently foul or pollute any such water.

11. No person shall without lawful excuse or authority on the pleasure ground kill, molest or intentionally disturb any animal, bird or fish or engage in hunting, shooting or fishing or the setting of traps or nets or the laying of snares.

The above byelaw shall not prohibit any fishing which may be authorised by the Council

12. No person shall on the pleasure ground use any device designed or adapted for detecting or locating any metal or mineral in the pleasure ground

13. (i) No person shall, without reasonable excuse, permit a dog to enter or remain in any area of the pleasure ground maintained as an ornamental garden or flower bed unless the dog is held on a lead and is restrained from behaviour giving reasonable grounds for annoyance.

(ii) Notice of the effect of this byelaw shall be given by signs placed in conspicuous positions on the approaches to such areas

14. Where the Council set apart any 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 ground, 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 ground 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 ground 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) 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;

(iv) 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.

16. 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.

17. 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 an 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.

18. 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 any work in connection with the laying out or maintenance of the pleasure ground.

19. A person shall not on the pleasure ground drive, chip or pitch a hard golf ball.

20. (i) No person in the pleasure ground shall release any power-driven model aircraft for flight or control the flight of such an aircraft.

(ii) No person shall cause any power-driven model aircraft to take off or land in the pleasure ground.

21. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding one hundred pounds.

22. Any person offending against any of these byelaws may be removed from the ground by an officer of the Council, or any constable

23. The byelaws relating to the pleasure grounds which were made by the Mayor Aldermen and Burgesses of the County Borough of Northampton on the First day of December in the year One thousand nine hundred and sixty-six and were confirmed by the Secretary of State on the Sixth day of February One thousand nine hundred and sixty seven and the byelaws relating to the flying of model aircraft in pleasure grounds made by the Council on the Twenty-ninth day of August in the year One thousand nine hundred and seventy five and confirmed by the Secretary of State on the Fourteenth day of November in the year One thousand nine hundred and seventy five are hereby repealed.

SCHEDULE

PART I

Abington Square Garden of Rest	Hunslet Lane Open Space
Abington Park	Hunters Close Open Space
Abington Vale Open Space	Kingsthorpe Green
Acre Lane Open Space	Kingsthorpe Park
Arbours Park North Open Space	Kingsthorpe Recreation Ground
Arbours Park South Open Space	Ladybridge Open Space
Banbury Lane Open Space	Ladybridge Playing Fields
Barnes Meadow	Lings Amenity Area
Beckets Park	Lings Park
Bellinge Open Space	Lings Wood
Bellinge Ponds	Little Billing Green
Billing Arbours Wood	Lodge Farm Duston Open Space
Billing Brook Open Space	Lodge Farm Park
Billing Brook South Open Space	London Road Walk
Billing Rise Tree Belt	Lumbertubs Park
Blackthorn Park	Mallard Close Open Space
Blackthorn Spinney	Melbourne Lane Open Space
Boughton Green Central Open Space	Midsummer Meadow
Boughton Green Obelisk Rise	Millers Meadow
Playground	Mendip Road Open Space
Brackmills Tree Belt	Moulton Park Bund
Briar Hill Linear Park	Oaklands Drive Open Space
Briar Hill Playing Fields	Osmund Drive Tree Belt
Burleigh Road Play Area	Parklands Park
Cherry Lodge Tree Belt	Parklands Spinney
Danehill Spinney	Penn Valley Park
Danehill Open Space	Penvale Road Tree Belt
Danehill Wood	Pightle Tree Belt
Delapre Abbey Gardens	Racecourse
Delapre Field 'B'	Rectory Farm Playing Fields
Delapre Lower Park	Round Spinney Open Space
Delapre Middle Park	Round Spinney Playing Fields
Delapre Woods	Round Spinney Tree Belt
Eagle Drive Open Space	St. Mark's Open Space
Ecton Brook Linear Park	St. Peter's Green
Ecton Brook Playing Fields	Sharman Road Open Space
	Southcrest Open Space

Ecton Brook Tree Belt
Errington Park
Far Cotton Recreation Ground
Fishponds
Foot Meadow
Goldings Reservoir Tree Belt
Grafton Way Open Space
Grangewood Park
Greenglades Open Space
Hill Farm Open Space
Hinton Road Play Area
Hunsbury Hill Park

Southfields Open Space
Southfields Playing Fields
Standens Barn Linear Park
Stonepit Open Space
Thorplands Open Space
Thorpeville Bund
Upper Nene Park
Upton Way Tree Belt
Victoria Park
Watermeadow Tree Belt
Weston Favell Linear Park
Wootton Brook Park

PART 2

Baulmesholme Walk
Brockwood Close Open Space
Burford Avenue Open Space
Calvesholme
Chesham Rise Open Space
Clipston Way Open Space
Cottingham Drive Open Space
Cowgill Close Play Area
Cranford Road Playground
Dallington Park
Eastfield Park
Green Park Open Space
Kings Heath Central Park
Kings Heath Playground
Kings Heath Recreation Ground

Leyland Drive Open Space
Manning Road Open Space
Moulton Leys Open Space
Newton Road Open Space
Peaches Meadow
Queen Eleanor Open Space
Spencer Playground
St. Andrew's Road Open Space
St. David's Open Space
St. Katherine's Memorial Square
Sunnyside Playground
Tinsley Close Play Area
Tiptoe Close Open Space
Whitehills Childrens Playground

THE COMMON SEAL of NORTHAMPTON)
BOROUGH COUNCIL was hereunto affixed)
this 5th day of May, 1988 in)
the presence of:-

(Sgd) H.J. Almond

Common
Seal of
Northampton
Borough
Council

Borough Solicitor

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the 21st day of July, 1988.

(Sgd) Q.J. Thomas

An Assistant Under Secretary of State



Seal of
Secretary of
State Home
Department


Signed by authority of the Secretary of State
24th June, 1988
Home Office
London SW1



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