

**EAST HERTFORDSHIRE
DISTRICT COUNCIL**

BYELAWS
Relating to

**LOWER PARK CRESCENT,
BISHOP'S STORTFORD:**

**PLEASURE GROUNDS,
PUBLIC WALKS AND
OPEN SPACES**

1993

BYELAWS

PLEASURE GROUNDS, PUBLIC WALKS AND OPEN SPACES

Byelaws made by the Council of East Hertfordshire District under sections 12 and 15 of The Open Spaces Act 1906 with respect to the pleasure ground known as LOWER PARK CRESCENT, BISHOP'S STORTFORD

1. In these byelaws:

“the Council” means The District Council of East Hertfordshire

“the pleasure ground” means the pleasure ground known as Lower Park Crescent, Bishop's Stortford, Hertfordshire

2. An act necessary to the proper execution of his duty in the pleasure 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.

3. Any person shall not in 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 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.

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 or other similar machine;

(b) a wheel-chair or perambulator drawn or propelled by hand and used solely for the conveyance of a child or children or an invalid.

Provided that where the Council has 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 or other similar machine in any part of the pleasure ground.

6. A person who brings a 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 affixed or set up in some conspicuous position in the pleasure ground prohibit its being wheeled or stationed.

7. 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 one fifth of the area of the pleasure ground;

- (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.

8. A person shall not in the pleasure ground

- (i) bathe, wade or wash in any ornamental lake, pond, stream or other water;
- (ii) without reasonable excuse foul or pollute any such water.

9. Where the Council has 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 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.

10. 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) 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.

11. 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.

12. 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 purpose 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.

13. No person shall in the pleasure 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 pleasure ground, or behave so as to give reasonable grounds for annoyance to other persons in the pleasure ground.

14. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding Level 2 on the Standard Scale.

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

The COMMON SEAL of the EAST HERTFORDSHIRE DISTRICT COUNCIL was hereunto affixed pursuant to a resolution passed at a meeting of the said Council on 7th day of March 1990, on this 21st day of January 1993, in the presence of:-

Director of Administration

The foregoing byelaws are hereby
confirmed by the Secretary of State
and shall come into operation
on the 2nd day of August 1993.

Signed by authority of the Secretary of State

M E Head
An Assistant Under-Secretary of State

Home Office
LONDON SW1