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**CONFIRMED 11TH JANUARY 2010**

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**RINGLAND PARISH COUNCIL**

**BYELAWS FOR COMMON LAND, PUBLIC WALKS  
AND OPEN SPACES**

**ARRANGEMENT OF BYELAWS**

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SCHEDULE [1] - Grounds to which byelaws apply generally

Byelaws made under [section 164 of the Public Health Act 1875/section 15 of the Open Spaces Act 1906/sections 12 and 15 of the Open Spaces Act 1906] by the

Riingland Parish Council with respect to Common Grounds ,public walks and open spaces as listed in schedule 1 parts (1) & (2) .

## **[PART 1] GENERAL**

### **General Interpretation**

1. In these byelaws:

“the Council” means *Ringland Parish Council*

“the ground” means any of the grounds listed in Schedule 1 parts(1) & (2);

“designated area” means an area in the ground which is set aside for a specified purpose, that area and its purpose to be indicated by notices placed in a conspicuous position;

“ Plant does not include turf,

“invalid carriage” means a vehicle, whether mechanically propelled or not,

- (a) the unladen weight of which does not exceed 150 kilograms,
- (b) the width of which does not exceed 0.85 metres, and
- (c) which has been constructed or adapted for use for the carriage of a person suffering from a disability, and used solely by such a person.

### **Application**

2. These byelaws apply to all of the grounds listed in the Schedule unless otherwise stated.

## **PART [2]**

### **PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC**

#### **Protection of structures and plants**

3. (1) No person shall without reasonable excuse remove from or displace within the ground
- (a) any barrier, post, seat or implement, or any part of a structure or ornament provided for use in the laying out or maintenance of the ground; or
  - (b) any stone, soil or turf or the whole or any part of any plant, shrub or tree.

- (2) No person shall walk on or ride, drive or station a horse or any vehicle over:
  - (a) any flower bed, shrub or plant;
  - (b) any ground in the course of preparation as a flower bed or for the growth of any tree, shrub or plant; or
  - (c) any part of the ground set aside by the Council for the renovation of turf or for other landscaping purposes and indicated by a notice conspicuously displayed.

#### **Unauthorised erection of structures**

4. No person shall without the consent of the Council erect any barrier, post, ride or swing, building or any other structure.

#### **Climbing**

5. No person shall without reasonable excuse climb any wall or fence in or enclosing the ground, or any tree, or any barrier, railing, post or other structure.

#### **Grazing**

6. No person shall without the consent of the Council turn out or permit any animal for which he is responsible to graze in the ground.

#### **Protection of wildlife**

7. No person shall kill, injure, take or disturb any animal, or engage in hunting or shooting or the setting of traps or the laying of snares.

#### **Gates**

8. (1) No person shall leave open any gate to which this byelaw applies and which he has opened or caused to be opened.
  - (2) Byelaw 8(1) applies to any gate to which is attached, or near to which is displayed, a conspicuous notice stating that leaving the gate open is prohibited.

#### **Camping**

9. No person shall without the consent of the Council erect a tent or use a vehicle, caravan or any other structure for the purpose of camping [except in a designated area for camping].

#### **Fires**

10. (1) No person shall light a fire or place, throw or drop a lighted match or any other thing likely to cause a fire.
- (2) Byelaw 10(1) shall not apply to:
- [(a)] [the lighting of a fire at any event for which the Council has given permission that fires may be lit;][ or]
- [(b)] [the lighting or use, in such a manner as to safeguard against damage or danger to any person, of a properly constructed camping stove, in a designated area for camping, or of a properly constructed barbecue, in a designated area for barbecues].

### **Missiles**

11. No person shall throw or use any device to propel or discharge in the ground any object which is liable to cause injury to any other person.

### **Interference with life-saving equipment**

12. No person shall except in case of emergency remove from or displace within the ground or otherwise tamper with any life-saving appliance provided by the Council.

## **PART [3]**

### **HORSES, CYCLES AND VEHICLES**

#### **Interpretation of Part [3]**

13. In this Part:

“designated route” means a route in or through the ground which is set aside for a specified purpose, its route and that purpose to be indicated by notices placed in a conspicuous position;

“motor cycle” means a mechanically-propelled vehicle, not being an invalid carriage, with less than four wheels and the weight of which does not exceed 410 kilograms;

“motor vehicle” means any mechanically-propelled vehicle other than a motor cycle or an invalid carriage;

“trailer” means a vehicle drawn by a motor vehicle and includes a caravan.

### **Horses**

*Horse riding permitted in grounds listed in the schedule (part 1).*

14. No person shall ride a horse in the ground in such a manner as to cause danger to any other person.

*Horse riding prohibited in the grounds listed in the schedule (part 2)*

15. (1) No person shall ride a horse or cause a horse to walk over the ground, or to enter the river, except with the permission of the council
- (a) in any of the grounds listed in Part (2)] of the Schedule.
- (2) Where horse-riding is permitted in any ground by virtue of byelaw [14] or a lawful right or privilege, no person shall ride a horse in such a manner as to cause danger to any other person.

### **Cycling**

16. No person shall without reasonable excuse ride a cycle in the ground or use the grounds for BMX, Mountain Biking, Track riding or any such cycling activities, except in any part of the ground where there is a right of way for cycles . Or in an area designated by the council.

### **Motor vehicles**

17. (1) No person shall without reasonable excuse bring into or drive in the ground a motor cycle, motor vehicle or trailer except in any part of the ground where there is a right of way [or a designated route] for that class of vehicle.
- (2) [Where there is a designated route for motor cycles, motor vehicles or trailers, it shall not be an offence under this byelaw to bring into or drive in the ground a vehicle of that class for the sole purpose of transporting it to the route].

### **Overnight parking**

18. No person shall without the consent of the Council leave or cause or permit to be left any motor vehicle or trailer in the ground between the hours of 10 p.m. and 6 a.m..

## **PART [4]**

### **GAMES AND SPORTS**

#### **Interpretation of Part [4]**

19. In this Part:

“ball games” means any game involving throwing, catching, kicking, batting or running with any ball or other object designed for throwing and catching,

“self-propelled vehicle” means a vehicle other than a cycle, invalid carriage or pram which is propelled by the weight or force of one or more persons skating, sliding or riding on the vehicle or by one or more persons pulling or pushing the vehicle.

#### **Skateboarding, etc**

##### *Skateboarding, etc prohibited*

20. No person shall skate, slide or ride on rollers, skateboards or other self-propelled vehicles. except in an area designated by the council for such activities.

(2) Where there is a designated area for skating, sliding or riding on rollers, skateboards or other self-propelled vehicles, no person shall engage in those activities in such a manner as to cause danger or give reasonable grounds for annoyance to other persons.

#### **Ball games**

21. No person shall play ball games outside a designated area for playing ball games in such a manner:

(a) as to exclude persons not playing ball games from use of that part;

(b) as to cause danger or give reasonable grounds for annoyance to any other person in the ground; or

(c) Which is likely to cause damage to any tree, shrub or plant in the ground.

## **PART [5]**

### **WATERWAYS**

#### **Interpretation of Part [5]**

22. In this Part:

“boat” means any canoe, yacht, motor boat or similar craft but not a model or toy boat;

“power-driven” means driven by the combustion of petrol vapour or other combustible substances;

“waterway” means any river, lake, pool or other body of water and includes any fountain.

#### **Boats**

23. No person shall launch or land any boat, [dinghy, canoe, sailboard or inflatable] from or onto any ground without the consent of the Council in writing.

#### **Fishing**

24. No person shall in any waterway cast a net or line for the purpose of catching fish or other animals without the permission of the council.

## **PART [6]**

### **OTHER REGULATED ACTIVITIES**

#### **Provision of services**

25. No person shall without the consent of the Council provide or offer to provide any service for which a charge is made.

#### **Excessive noise**

26. (1) No person shall, after being requested to desist by any other person in the ground, make or permit to be made any noise which is so loud or so continuous or repeated as to give reasonable cause for annoyance to other persons in the ground by:



- (a) shouting or singing;
  - (b) playing on a musical instrument; or
  - (c) By operating or permitting to be operated any radio, amplifier, tape recorder or similar device.
- (2) Byelaw 26(1) does not apply to any person holding or taking part in any entertainment held with the consent of the Council.

#### **Public shows and performances**

27. No person shall without the consent of the Council hold or take part in any public show or performance.

#### **Aircraft, hang gliders and hot air balloons**

28. No person shall except in case of emergency or with the consent of the Council take off from or land in the ground in an aircraft, helicopter, hang glider or hot air balloon.

#### **Kites**

29. No person shall fly any kite in such a manner as to cause danger or give reasonable grounds for annoyance to any other person.

#### **Metal detectors**

30. (1) No person shall without the consent of the Council use any device designed or adapted for detecting or locating any metal or mineral in the ground.

## **PART [8]**

### **MISCELLANEOUS**

#### **Obstruction**

31. No person shall obstruct:
- (a) any officer of the Council in the proper execution of his duties;

- (b) any person carrying out an act which is necessary to the proper execution of any contract with the Council; or
- (c) any other person in the proper use of the ground.

### **Savings**

- 32. (1) It shall not be an offence under these byelaws for an officer of the Council or any person acting in accordance with a contract with the Council to do anything necessary to the proper execution of his duty.
- (2) Nothing in or done under 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 lawfully by virtue of some commoners or estate right or interest in, over or affecting the ground or any part of the ground

### **. Removal of offenders**

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

### **Penalty**

- 34. 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.

# **SCHEDULES**

## **SCHEDULE 1**

### **GROUNDS TO WHICH BYELAWS APPLY**

#### **PART 1**

... Ringland Hills  
    Sheep Dip  
    Hare Wash  
    Low Common  
Church Common  
    The Green

#### **PART 2**

River Green