



PARISH COUNCIL OF EYNSFORD

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Byelaws for Recreation Grounds

Byelaws made by the Parish Council of Eynsford under section 164 of the Public Health Act 1875, and Sections 12 and 15 of the Open Spaces Act 1906 with respect to Recreation Grounds.

1. In these byelaws ‘the Council’ means the Parish Council of Eynsford; ‘the Recreation Ground’ means each of the grounds listed in the schedule.
2. An act necessary to the proper execution of his duty in the recreation 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. A person shall not in the recreation ground without reasonable excuse:
 - i) climb any wall or fence in or enclosing the recreation 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 recreation ground;
 - iii) remove or displace any soil or plant.
4. A person shall not, except in pursuance of a lawful agreement with the Council, bring or cause to be brought into the recreation 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 recreation 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 set apart a space in the recreation ground for the use of any class of vehicle this byelaw shall not be deemed to prohibit the driving in or on to that space by a direct route from the entrance to the recreation ground of any vehicle of the class for which it is set apart.

- ii) A person shall not except in exercise of any lawful right or privilege ride any bicycle or other similar machine in any part of the recreation ground.
6. A person who brings a vehicle into the recreation 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 recreation ground where the Council, by a notice board affixed or set up in some conspicuous position in the recreation ground, prohibit its being wheeled or stationed.
7. A person shall not in the recreation 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 places is exhibited.

Provided that such notice shall not apply to more than one quarter of the area of the recreation 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. No person shall intentionally, carelessly, or negligently foul or pollute any waterway comprised in the land.

9. Where the Council set apart any such part of the recreation ground as may be fixed by the Council, and described in a notice board affixed or set up in some conspicuous position in the recreation 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 or damage, danger or discomfort to any person in the recreation 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 recreation ground – a person shall not in any space elsewhere in the recreation ground play or take part in any game so specified in such as 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 recreation ground and playing or taking part in any game for which the exclusive use of any space in the recreation ground has been set apart shall in preparing for playing and in playing use reasonable care to prevent undue interference with the proper use of the recreation ground by other persons.

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

12. A person shall not in the recreation 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 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 article or commodity unless in pursuance or 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 recreation ground such commodity or article.

13. No person shall in the recreation ground use any deice designed or adapted for detecting or locating any metal or mineral in the ground.

14. No person shall in the recreation ground:

- i) intentionally obstruct any officer of the Council in the proper execution of his duties;
- ii) intentionally obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Council;
- iii) intentionally obstruct and 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.

15. A person shall not, except in the exercise of any lawful right or privilege, ride a horse in the recreation ground.

- 16.
 - i) No person in the recreation 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 recreation ground.

In this byelaw 'model aircraft' means an aircraft which either weights not more than five kilogrammes without its fuel or is for the time being exempted (as a model aircraft) from provisions of the Air Navigation Order and 'power-driven' means driven by the combustion of petrol vapour or other combustibles vapour or other combustible substances or by one or more electric motors or by compressed gas.

17. A person shall not in the recreation ground light any fire or place, throw or let fall a lighted match or any other thing so as to be likely to cause a fire.

Provided that this byelaw shall not apply to any event held in the pursuance of an agreement with the Council.

18. A person shall not except in the exercise of any lawful right or privilege have in his possession while he is in the recreation ground any firearm unless it is so covered with a security fastened gun cover that it cannot be fired.

In this byelaw 'firearm' means any lethal barrelled weapon of any description from which any shot, bullet or other thing can be discharged.

19. No person shall by operating or causing or suffering to be operated any wireless set, gramophone, amplifier, tape recorded or similar instrument make, cause or suggest 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 recreation ground.

20. i) No person in charge of a dog, other than a registered blind person in charge of a guide dog shall, without reasonable excuse, permit the dog to enter or remain in the ground.
 ii) An officer of the Council or any Constable may require a person in charge of a dog which has entered the grounds to remove the dog from the ground.
 iii) Notice of the effect of this byelaw shall be given by signs displayed in conspicuous positions at the entrance to the grounds.

21. i) For the purpose of byelaw 20 above, the keeper of the dog shall be deemed in charge thereof, unless the court is satisfied that at the time when the dog entered or remained on the ground it had been placed or taken into the charge of some other person.
 ii) In paragraph (i) above 'the keeper' shall include the owner of the dog or any person who habitually has it in his possession.

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

23. 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.

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Schedule

Section 164 of the Public Health Act 1875
Riverside Eynsford (The Village Green, Eynsford)
Harrow Meadow, Bower Lane, Eynsford

Sections 12 and 15 of the Open Spaces Act 1906
Common Meadow, Eynsford

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The Common Seal of Eynsford Parish Council was here unto affixed this twentieth day of July 1989 in the presence of X and X (Members of the Parish Council).

The foregoing byelaw(s) are hereby confirmed by the Secretary of State and shall come into operation on the 27th day of November 1989.

Signed by the authority of the Secretary of State

CL SCOBLE, An Assistant Under-Secretary of State, Home Office, London 26th October 1989

The original document is available to view at the Parish Office.