

ADUR DISTRICT COUNCIL

BYELAWS

Made under
Section 164 of the Public Health Act 1875
And Sections 12 and 15 of the
Open Spaces Act 1906
With respect to

PLEASURE GROUNDS

IN THE

ADUR DISTRICT

IN THE COUNTY OF WEST SUSSEX

BYELAWS

made by the District Council of Adur under Section 164 of the Public Health Act 1875 and Sections 12 and 15 of the Open Spaces Act 1906 with respect to the grounds listed in Schedules 1 and 2.

1. In these byelaws “the Council” means Adur District Council “the pleasure ground” means each of the grounds listed in Schedules 1 and 2.
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. A person shall not in the pleasure ground without any 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.
 - (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 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 bring 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. No person shall without the consent of the Council erect a tent or use any vehicle including a caravan or any other structure for the purpose of camping in the pleasure ground except on an area which may be set apart and indicated by notice as a place where camping is permitted.
- 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 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.
- 9. 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.
- 10. A person shall not except in the exercise of any lawful right or privilege ride a horse in the ground listed in Schedule 3.
- 11. No person shall light a fire in the pleasure ground or place or throw or let fall a lighted match or any other thing so as to be likely to cause a fire.
- 12. A person shall not in the pleasure ground drive, chip or pitch a hard golf ball.

13. (1) A person shall not except in the exercise of any lawful right or privilege have in his possession while he is on the ground any firearm unless it is so covered with a securely fastened gun cover that it cannot be fired.
- (2) In this byelaw "firearm" means any lethal barrelled weapon of any description from which any shot, bullet or other thing can be discharged. This byelaw shall apply to all parts of the land except any part thereof which is a public right of way.
14. A person shall not, to the danger or annoyance of any other person in the ground, throw or discharge any missile.
15. No person shall on the land use any device designed or adapted for detecting or locating any metal or mineral in the ground.
16. Where the Council 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.
17. 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.
- 18. 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 make it unfit for use and a notice is set up in some conspicuous position prohibiting play in that part of the pleasure ground.
- 19. 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.
- 20. 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 person in the proper use of the ground, or behave so as to give reasonable grounds for annoyance to other persons in the ground.
- 21. 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.
- 22. A person offending against any of these byelaws may be removed from the ground by any officer of the Council or any Constable.

Repeal of Byelaws

23. All the byelaws relating to the pleasure ground found in Schedule 1 and 2 hereto previous to the date of confirmation of these byelaws and described in Schedule 4 hereto are hereby repealed.

SCHEDULE 1 SECTION 12 AND 15 OF THE OPEN SPACES ACT 1906

The Paddocks
Greenacres
Kingston Broadway Amenity Area

SCHEDULE 2 SECTION 164 OF THE PUBLIC HEALTH ACT 1875

Buckingham Park, Shoreham	Prince Charles Close Play Area, Southwick
Lancing Manor Pleasure Grounds	Southwick Recreation Ground
Manor House Gardens, Southwick	Glebe Close Amenity Area, Southwick
Middle Road, Recreation Ground, Shoreham	Shadwells Road Open Space, Lancing
Mile Oak Open Space, Southwick	Upper Kingston Lane Open Space, Southwick
Beach Green, Shoreham	Adur Recreation Ground, Shoreham
Canal Bank Amenity Area, Southwick	Cromleigh Recreation Ground, Southwick
Cross Roads Rest Garden, Southwick	Highdown Close Open Space, Southwick
Elm Grove Open Space, Lancing	Lancing Clump Open Space, Lancing
Hamble Road Open Space, Sompting	The Meads, Victoria Road, Shoreham

Park Avenue Open Space,
Shoreham

Dovecote Site, Downsway,
Shoreham

Manor Park Gardens, Lancing

SCHEDULE 3

Adur Recreation Ground,
Shoreham

Beach Green, Shoreham

Canal Bank Amenity Area,
Southwick

Buckingham Park, Shoreham

Cross Roads Rest Garden,
Southwick

Cromleigh Recreation, Ground
Southwick

Fishergate Recreation Ground,
Southwick

Elm Grove Open Space,
Lancing

Glebe Close Amenity Area,
Southwick

The Paddocks, Freshbrook Road,
Open Space

Kingston Broadway Amenity
Area, Shoreham

Hamble Road Open Space,
Sompting

Manor House Gardens,
Southwick

Lancing Clump Open Space,
Lancing

Middle Road Recreation Ground,
Shoreham

The Meads, Victoria Road,
Shoreham

Prince Charles Close Play Area
Southwick

Mile Oak Open Space, Southwick

Shadwells Road, Open Space,
Lancing

Sompting Recreation Ground

Southwick Recreation Ground

Upper Kingston Lane Open Space,
Southwick

Greenacres, Shoreham

Manor Park Gardens, Lancing

SCHEDULE 4

1. Byelaws made in respect of the Pleasure Grounds known as:

Buckingham Park, Upper Shoreham Road
The Adur Memorial Recreation Ground
The Meads, Victoria Road
The Ham, Lower Brighton Road

made on the Third day of May 1932 and confirmed by the Minister of Health on the Twelfth day of July 1932.

2. Byelaws made in respect of Recreation Grounds and Village Greens by the Rural District Council of Worthing on the Twenty-second day of February 1966 and confirmed by the Secretary of State on the First day of July 1966 in so far as they affect the pleasure ground found described in Schedules 1 and 2 hereof.
3. Byelaws made by the Rural District Council of Worthing on the Sixth day of May 1969 and confirmed by the Secretary of State on the 31st July 1969 in so far as they affect the pleasure ground referred to in Schedules 1 and 2 hereto.
4. Byelaws made by the Rural District Council of Worthing on the 17th March 1970 and confirmed by the Secretary of State on 23rd July 1970 affecting Lancing Manor Pleasure Grounds, Lancing.
5. Byelaws made by the Rural District Council of Worthing on 14th September 1971 and confirmed by the Secretary of State on 24th November 1971 affecting land adjoining Larkfield Close, Lancing and the Recreation Ground, Loose Lane, Sompting.

IN WITNESS whereof the Council have caused their Common Seal to be affixed this 22nd day of May 1989

THE COMMON SEAL of ADUR)
DISTRICT COUNCIL was)
hereunto affixed in the)
presence of:-)

F M G STADEN

Director of Administration

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on 21st day of August 1989.

Signed by authority of the Secretary of State

S E A L

C L SCOBLE

An Assistant Under-Secretary of State

26 July 1989
Home Office