

# **ADUR DISTRICT COUNCIL**

## **BYELAWS**

**Made Under**

**Section 76 of the Public Health Act 1961**

**with respect to**

## **SEASIDE PLEASURE BOATS**

**in the**

**District of Adur**

## **SEASIDE PLEASURE BOATS**

### **BYELAWS**

Byelaws for the prevention of danger, obstruction or annoyance to persons bathing in the sea or using the seashore, made by the Council of the District of Adur in pursuance of Section 76 of the Public Health Act 1961.

1. Except as provided below these byelaws shall apply to the seashore situated within the District of Adur between O.S. grid reference 176032 (being a point south of the western side of Western Road, Lancing at its junction with Brighton Road) and O.S. grid reference 257045 and therefrom for a distance seawards of 455 metres from low mark of medium tides: except that these byelaws shall not apply to the area of sea within a radius of 320 metres from the southern extremity of the Shoreham Harbour West Breakwater.
2. In these byelaws “navigator” means the person who, whether as owner or otherwise, has the charge or control of a pleasure boat and includes a person who, being present, is entitled to give orders to the person having charge or control.
3. No person, being a navigator of a pleasure boat, shall during the months of May to September inclusive, cause or suffer such vessel to exceed a speed of eight nautical miles per hour through water.

Provided that this byelaw shall not apply to the area which lies between:-

- i. an imaginary straight line extending due North and South through a point 410 metres due West of the southernmost extremity of the West Breakwater, and
- ii. an imaginary straight line parallel to and 45 metres west of the line defined in paragraph (i) above, and between
- iii. an imaginary straight line extending due North and South through a point 1325 metres due east of the southernmost extremity of the West Breakwater, and
- iv. an imaginary straight line parallel to and 45 metres east of the line defined in paragraph (iii) above.

Provided also that this byelaw shall not apply to the navigator of a pleasure boat when taking part in an event which is organised by the District Council or by any other person with the approval of the District Council in writing.

4. No person, being the navigator of a pleasure boat, shall cause or suffer such vessel to be driven or sailed in a dangerous manner or without

due care and attention or without reasonable consideration for other persons.

5. No person, being the navigator of a pleasure boat propelled by an internal combustion engine, shall use the pleasure boat unless the engine is fitted with a silencer suitable and sufficient for reducing as far as may be reasonable the noise caused by the escape of the exhaust gases from the engine.
6. Any persons offending against any of the foregoing byelaws shall be liable on summary conviction to a fine not exceeding Two hundred pounds (£200).
7. Nothing contained in any of the foregoing byelaws shall be deemed to be or shall operate as a grant by or on behalf of the Crown as owner of the foreshore and seabed below high water mark of any estate or interest in or right over such foreshore and seabed, or any part thereof, nor shall anything contained in or done under any of the provisions of the foregoing byelaws in any respect prejudice or injuriously affect the rights and interests of the Crown in such foreshore and seabed, or prevent the exercise thereon of any public rights or prejudice or injuriously affect any right, power or privilege legally exercisable in, over and in respect of the foreshore and seabed.
8. The byelaws listed in the Schedule are hereby repealed.

#### SCHEDULE

1. The byelaws made by the Urban District Council of Southwick under section 76 of the Public Health Act 1961 on 23<sup>rd</sup> November 1964 and confirmed by the Secretary of State on 5<sup>th</sup> February 1965.
2. The byelaws made by the Urban District Council of Shoreham-by-Sea under Section 76 of the Public Health Act 1961 made on the 18<sup>th</sup> November 1964 and confirmed by the Secretary of State on the 5<sup>th</sup> February 1965.
3. The byelaws made by the Rural District Council of Worthing under Section 76 of the Public Health Act 1961 on the 28<sup>th</sup> September 1965 and confirmed by the Secretary of State on the 26<sup>th</sup> November 1965 insofar as they relate to Lancing.

The COMMON SEAL of ADUR DISTRICT  
COUNCIL was hereunto affixed this  
Sixth day of June 1978 in the  
Presence of :-

F, M. G. STADEN  
Secretary and Solicitor

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the date hereof.

Signed by authority of the  
Secretary of State

(R F D SHUFFREY)  
An Assistant Under Secretary  
of State

Home Office  
LONDON SW1

15<sup>th</sup> September 1978

I hereby certify that within written byelaws contained in pages 1 and 3 hereof are a true and accurate copy of those byelaws confirmed by the Secretary of State on 15<sup>th</sup> September, 1978

Signed .....

F. M. G. Staden