

BYELAWS

for the

GOOD RULE AND GOVERNMENT

of the Borough of Worthing

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GOOD RULE AND GOVERNMENT

of the Borough of Worthing and for the prevention and suppression of nuisances, made by the Borough Council of Worthing under Section 235 of the Local Government Act 1972.

Music near homes

1. No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 metres of any dwelling-house or office, after being requested to desist by any resident or occupant thereof, either personally or through a servant, or through a Police Constable, on account of the interruption of the ordinary occupations or pursuits of any such resident or occupant or for other reasonable and sufficient cause.

Provided that this Byelaw shall not apply to properly conducted religious services, except where the request to desist is made on the ground of the serious illness of any resident of the house.

Music near Churches

2. No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 metres of any place of public worship or public entertainment or other place of public assembly in which persons are for the time being assembled, to the annoyance or disturbance of any person or persons so assembled, after being requested to desist by any Police Constable, or by any person so annoyed or disturbed, or by any person acting on his behalf.

Music near Hospitals

3. No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 metres of any hospital, infirmary, convalescent home, or other place used for the reception or treatment of the sick or aged, after being requested to desist by any Police Constable, or by any resident or officer of such hospital or other place, or by any person acting on his behalf.

Provided always that the above Byelaws numbered 1, 2 and 3 shall not apply to a band playing in an appointed place or street with the sanction of the Local Authority of the District.

Organs

4. No person shall, in connection with any roundabout, show, exhibition, or performance, placed or held in any street or on any vacant ground adjoining or near to any street, make or cause to be made any loud and continuous or repeated noise by means of any organ or similar instrument to the annoyance of residents or passengers.

Noisy conduct at night

5. No person shall in any street or public place between the hours of 2300 hours and 0600 hours wantonly and continuously shout or otherwise make any loud noise to the disturbance or annoyance of residents.

Noisy wireless sets, gramophones etc in streets and public places

6. Any person who by operating or causing or suffering to be operated any wireless set, gramophone, amplifier or similar instrument in or on any street or public place makes or causes or suffers to be made any noise which is so loud and so continuous or repeated as to give reasonable cause for annoyance to other persons shall be guilty of an offence.

Provided that this Byelaw shall not apply to any wireless set, gramophone, amplifier or similar instrument used by a Police Constable or a member of the Fire Service or Ambulance Service in the execution of his duty.

Noisy hawking

7. No person shall, for the purpose of hawking, selling, distributing or advertising any article, shout or use any bell, gong or other noisy instrument in any street or public place so as to cause annoyance to the inhabitants of the neighbourhood.

Loitering at church doors

8. No person shall wilfully and persistently loiter at or near the entrance of any church, chapel or other place of public worship to the annoyance or obstruction of any persons going to, attending at, or returning from divine service in such church, chapel, or other place of public worship.

Unruly behaviour on school premises.

9. Any person other than a teacher, child manager, governor or other duly authorized person, being in or on the buildings, playground, playing field or other premises of any country or voluntary school, who, after being requested to depart therefrom by the head teacher or the teacher acting as the head teacher of such school, or any other person in charge of the school for the time being, refuses to depart therefrom and makes use of any violent, abusive, profane, indecent or obscene language or otherwise behaves in a disorderly manner, shall be guilty of an offence.

Fireworks, etc in places of entertainment

10. No person shall, with the intent to cause annoyance or inconvenience to any person in any place of entertainment to which the public are admitted with or without the payment of money, while the public are on the premises, throw or let off any firework, stink-bomb or similar article, or squirt, spray or otherwise throw or scatter any offensive liquid, powder or substance in any such place as aforesaid.

Indecent language

11. No person shall in any street or public place, or in any place within view of hearing of any street or public place, use any indecent language or gesture or commit or solicit, incite or provoke any other person to commit any indecent act to the annoyance of residents or passengers.

Indecent Shows

12. No person shall exhibit any indecent show in any street or public place or in any place to which persons are admitted with or without payment of money.

Spitting

13. No person shall spit on the floor, side or wall of any public carriage or of any public waiting room or place of public entertainment, whether admission thereto be obtained upon payment or not.

Dog Fouling footways

14. *Revoked and replaced by The Fouling of Land by Dogs (Borough Council of Worthing) Order which came into force on 23 January 2012.*

Touting

15. No person shall in any street or public place for the purpose of selling or advertising any article or obtaining custom tout or importune to the annoyance or obstruction of any passenger.

Dangerous Games

16. No person shall on any land adjoining a street play any offensive or dangerous game or sport in such a manner as to cause obstruction to the traffic or danger to any person in such street.

Shooting galleries roundabouts, etc

17. No person shall in any street or public place, or on any land adjoining or near to any street or public place, keep or manage or cause to be kept or managed a shooting gallery, swingboat, roundabout or any other construction of a like character, so as to cause obstruction or danger to the traffic in such street or public place.

Carrying soot

18. No person shall in any street or public place to the inconvenience or danger of passengers carry or convey along any footpath any bag of soot, lime or other offensive substance, or any pointed or edged tools or implements not properly protected.

Extinguishing warning lights

19. No person shall in any street, to the annoyance or danger of residents or passengers without lawful authority move or tamper with any lamp, reflector or other apparatus used for giving warning of, or lighting, any obstruction, excavation or other danger.

Bringing mud on to highways

20. (i) When, to the knowledge of a person in charge of a vehicle, any mud, clay, lime, or similar material has fallen on a highway from the vehicle, such person shall, if such fallen material is likely to cause obstruction or danger to persons using the highway or injury to the surface of the highway, remove or cause to be removed all such fallen material from the highway as completely and as soon as is reasonably practicable.

(ii) the person in charge of a vehicle shall not bring the vehicle or permit it to be brought upon a highway unless there has been removed from the wheels thereof as completely as is reasonably practicable all mud, clay, lime and similar material which is likely, if not so removed, to cause obstruction or danger to persons using the highway or injury to the surface of the highway.

(iii) In this Byelaw:-

‘Person in charge of a vehicle’ means the person who whether as owner or otherwise has the charge or control of a vehicle or being present is entitled to give orders to the person having charge or control;

‘vehicle’ includes any trailer and any agricultural implement or machine;

‘wheels’ includes axles, runners and tracks.

(iv) any person contravening any provision of this byelaw shall be guilty of an offence.

Vehicles loaded with wet sand etc

21. (1) No person shall, so as to injure or be likely to injure a highway or to create or be likely to create a danger or nuisance to persons or traffic using a highway, do any of the following things, that is to say:

(a) use or cause or permit to be used on a highway a vehicle loaded with wet sand, gravel or other similar substance if, by reason of the wetness of the load and the condition of the vehicle, water drops or leaks from the vehicle. Provided that a person shall not be convicted of an offence against this sub-paragraph if he proves to the satisfaction of the Court that before the vehicle was driven on to a highway all such steps had been taken as were reasonably practicable to prevent water from falling from the vehicle while on a highway;

(b) use or cause or permit to be used on any highway any vehicle for the carriage of sand, gravel, or other loose substance unless the condition of the vehicle is such that no part of the sand, gravel or other loose substance so carried will fall to the ground while the vehicle is on a highway;

(c) load a vehicle or cause or permit a vehicle to be loaded with sand, gravel or other loose substance for carriage on a highway except in such a manner as will prevent the fall of the sand, gravel or other loose substance so carried to the ground while the vehicle is on a highway and no person shall drive or permit to be driven upon any highway any such vehicle unless the same is loaded in accordance with this byelaw.

(2) In this byelaw the expression 'vehicle' includes any agricultural implement or machine.

(3) Every person contravening any provision of this byelaw shall be guilty of an offence.

Preservation of road margins

22. No person shall without lawful authority:

(i) drive or place a vehicle (other than a heavy commercial vehicle as defined by Section 36A of the Road Traffic Act 1972) or motorcycle or cause such a vehicle or motorcycle to be driven or placed, or

(ii) ride a bicycle, tricycle or other similar machine, or

(iii) ride or lead any horse, or cause any horse to be ridden or let upon any road margin to which this byelaw applies.

This byelaw applies to any road margin which is:-

(a) in or beside a public road;

(b) laid or sown with grass or planted with trees, shrubs or plants and maintained constantly in good order for ornamental purposes; and

(c) indicated to be a margin to which this byelaw applies by means of Notices conspicuously displayed on or near the said margin by the Worthing Borough Council,'

and the aforementioned Byelaws shall be read and construed accordingly.

Note: 22 introduced by Byelaw 45 made on 2 February 1981.

Daubing slogans

23. No person shall without proper authority or unless authorized by law so to do deface by writing or other marks any structure abutting on any street or public place.

In this Byelaw the expression 'proper authority' means with the permission of the owner or occupier or persons having the charge of the structure.

Affixing posters

24. No person shall affix, or cause to be affixed, any placard or poster upon any building, wall, fence, gate, door, pillar, tree or post in or abutting on any street or public place without the permission of the owner or occupier or person having charge thereof or unless authorized so to do by law.

Interfering with direction posts

25. No person shall without lawful authority tamper with any direction post erected by a local authority for the information of the public.

Straw or stubble burning

26. *Repealed by legislation.*

Interpretation

27. Interpretation of terms:-

In these Byelaws, except where the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively, that is to say:-

'street' includes any highway, any public bridge and any road, roadside verge, lane, footpath, square, court, subway, alley or passage, whether a thoroughfare or not, and includes any part of a street:

'Public place' includes any common, public park, pleasure ground, car park, public convenience, roadside waste, foreshore, churchyard, chapel yard, market (whether established under charter or otherwise) and any open space to which the public have access for the time being;

'Passenger' means any person passing or repassing along a highway and includes persons on foot, on horseback, on a pedal cycle or in a motor vehicle.

28. Any person offending against Byelaw Number 26 (straw and stubble burning) (*repealed*) shall be liable on summary conviction to a fine not exceeding Two hundred Pounds; and any person offending against any of the other 'foregoing

Byelaws shall be liable on summary conviction to a fine not exceeding Fifty Pounds and in the case of a continuing offence to a further fine not exceeding Five Pounds for each day during which the offence continues after conviction therefore.

Repeals

29. The Byelaws for the Good Rule and Government of the Borough of Worthing and for the prevention of nuisances therein made by the Mayor Aldermen and Burgesses of the Borough of Worthing on the 5th February 1924, 29th October 1935, 15th December 1949, 3rd October 1955, 6th December 1960 and the 12th March 1968 and by the Borough Council of Worthing on the 25th June 1974 are hereby repealed.

THE COMMON SEAL of the
BOROUGH COUNCIL OF
WORTHING was affixed
hereunto this Sixth day of
July 1979 in the presence of:

LS

(Signed) S Fredericks
Chief Legal Officer

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the first day of October 1979.

Signed by authority of the
Secretary of State LS

(A J Langdon)
An Assistant Under Secretary
of State

Home Office
LONDON SW1

18 September 1979

BYELAW
for the
GOOD RULE AND GOVERNMENT

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Of the Borough of Worthing and for the Control of roller skating and skateboarding made by the Borough Council of Worthing under Section 235 of the Local Government Act 1972.

1. No person shall on any public carriageway, footway or subway skate on rollers, skateboards, wheels or other mechanical contrivances to the danger of other person lawfully using the carriageway, footway or subway.
2. Any person offending against this byelaw shall be liable on summary conviction to a fine not exceeding fifty pounds.

THE COMMON SEAL OF THE BOROUGH
COUNCIL OF WORTHING was affixed
Hereto this Fourth day of February 1981.

The foregoing byelaw is hereby confirmed by the Secretary of State and shall come into operation on 15 April 1981.

Signed by authority of the Secretary of State. Home Office. London SW1. 1 April 1981. G.I. de Deney. An Assistant under Secretary of State.

Notes:

Byelaw 45 (amends Byelaw 42)

Sealed by Worthing Borough Council

2 February 1981

Came into effect

25 March 1981

The Good Rule and Government Byelaw 55 was revoked by The Fouling of Land by Dogs (Borough Council of Worthing) Order 2012 which came into effect on 23 January 2012.