

ASH PARISH COUNCIL
BYELAWS
Made under section 164 of the Public Health Act 1875 and 15 of the Open Spaces Act 1906
WITH RESPECT TO
ASH RECREATION GROUND

INTERPRETATION

1. In these Byelaws
“the Council” means Ash Parish Council
“the ground” means Ash Recreation Ground

VEHICLES

2. (1) No person shall, without reasonable excuse, ride or drive a motor cycle, motor vehicle or any other mechanically propelled vehicle (other than a cycle) in the ground, or bring or cause to be brought into the ground a motor cycle, motor vehicle, trailer or any other mechanically propelled vehicle (other than a cycle), except in any part of the ground where there is a right of way for that class of vehicle.
- (2) No person who has attained the age of 14 years shall, without reasonable excuse, ride a cycle in the ground.
- (3) If the council has set apart a space in the ground for use by vehicles of any class, this byelaw shall not prevent the riding or driving of those vehicles in the space so set apart, or on a route, indicated by signs placed in conspicuous positions, between it and the entrance to the ground.
- (4) This byelaw shall not extend to invalid carriages.
- (5) In this byelaw:
“cycle” means a bicycle, a tricycle, or a cycle having four or more wheels, not being in any case a motor cycle or motor vehicle;
“invalid carriage” means a vehicle, whether mechanically propelled or not, the unladen weight of which does not exceed 150 kilograms, the width of which does not exceed 0.85 metres and which has been constructed or adapted for use for the carriage of one person, being a person suffering from some physical defect or disability and is solely used by such a person;
“motor cycle” means a mechanically propelled vehicle, not being an invalid carriage, with less than four wheels and the weight of which unladen does not exceed 410 kilograms;
“motor vehicle” means a mechanically propelled vehicle, not being an invalid carriage, intended or adapted for use on roads;
“trailer” means a vehicle drawn by a motor vehicle, and includes a caravan.

CLIMBING

3. 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.

REMOVAL OF SUBSTANCES

4. No person shall remove from or displace in the ground any stone, soil or turf, or the whole or any part of any plant, shrub or tree.

REMOVAL OF STRUCTURES

5. No person shall, without reasonable excuse, remove or displace in the ground any barrier, railing, post or seat, or any part of any structure or ornament, or any implement provided for use in the laying out or maintenance of the ground.

ERECTION OF STRUCTURES

6. No person shall in the ground without the consent of the Council erect any post, rail, fence, pole, tent, booth, stand, building or other structure.

GRAZING

7. No person shall, without the consent of the Council, turn out or permit any animal to graze in the ground.

GAMES

8. Where the Council has, by a notice placed in a conspicuous position in the ground, set apart an area in the ground for the playing of such games as may be specified in the notice, no person shall:
- (a) play in such an area any game other than the game for which it has been set apart;
 - (b) use any such area so as to give reasonable grounds for annoyance to any person already using that area for any purpose for which it has been set apart; or
 - (c) play any game so specified in any other part of the

ground in such a manner as to exclude any person not playing the game from the use of that part.

9. No person shall, in any area of the ground which may have been set apart by the Council for any game, play any game when the state of the ground or other cause makes it unfit for the use and a notice is placed in a conspicuous position prohibiting play in that area of the ground.
10. (1) No person shall in the ground play any game:
(a) so as to give reasonable grounds for annoyance to any other person in the ground; or
(b) which is likely to cause damage to any tree, shrub or plant in the ground.
- (2) This byelaw shall not extend to any area set apart by the Council for the playing of any game.

GOLF

11. No person shall in the ground drive, chip or pitch a hard golf ball.

FIRES

12. (1) No person shall in the ground intentionally light a fire, or place, or throw or let fall a lighted match or any other thing so as to be likely to cause a fire.
- (2) This byelaw shall not apply to any event held with the consent of the Council.

OBSTRUCTION

13. No person shall in the 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 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.

SAVINGS

14. (1) An act necessary to the proper execution of his duty in the 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.
- (2) Nothing in or done under any of the provisions of 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 legally by virtue of some estate, right or interest in, over or affecting the ground or any part thereof.

REMOVAL OF OFFENDERS

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

PENALTY

16. 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.

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the thirtieth day of May 1999

Signed by authority of the Secretary of State

R G Evans

Head of Unit

Constitutional and Community Policy Directorate

7th May 1999

Home Office

London SW1

ASH PARISH COUNCIL

Ash Parish certify that this printed copy is a true copy of byelaws confirmed on 30th May 1999.