**CLERK OF THE COUNCIL** 11 Highfield Road

Victoria Rutt Horam

 East Sussex

 TN21 0ED

Tel/fax: 01323 870212

E-mail: alfristonpc01@btconnect.com

ALFRISTON PARISH COUNCIL

PLEASURE GROUNDS, PUBLIC WALKS AND OPEN SPACES.

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

**1. Interpretation**

In these byelaws “the Council” means the Parish Council of Alfriston,

“The ground” means any of the grounds listed in Schedule A to the byelaws.

1. **Vehicles**

(i) No person shall, without reasonable excuse, ride a cycle 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 aright of way for that class of vehicle.

(ii) These byelaws shall not extend to invalid carriages.

(iii) **“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 0.85metres 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 used solely by such a person;

**“motor cycle”** means a mechanically propelled vehicle, whether or not intended or adapted for use on roads, 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, whether or not intended or adapted for use on roads, not being an invalid carriage;

**“trailer”** means a vehicle drawn by a motor vehicle, and includes a caravan;

**“cycle”** means a unicycle, bicycle, a tricycle, or a cycle having four or more wheels, not being in any case a motor cycle or motor vehicle.

# 3. Overnight Parking

No person shall, without the consent of the Council, leave or cause or permit to be left any vehicle in the ground between the hours of 12 midnight and 6 a.m.

**4. Horses**

a) No person shall, except in the exercise of any lawful right or privilege, ride a horse in the ground.

1. In any part of the ground where by any lawful right or privilege horse-riding is permitted, no person shall intentionally or negligently ride a horse to the danger of any other person using the ground.
	1. **Climbing**

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.

**6. Removal of Structures**

No person shall, without reasonable excuse, remove from 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.

**7. Erection of Structures**

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.

**8. Camping**

No person shall in the ground, 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, except in any area which many be set apart and indicated by notice as a place where camping is permitted.

**9. Fires**

(i) No person shall in the ground intentionally light a fire, or place, throw or let fall a lighted match or any other thing so as to be likely to cause a fire.

(ii) Byelaw 9 (i) shall not apply to any event held with the consent of the Council.

(iii) Byelaw 9 (ii) shall not prevent the lighting or use of a properly constructed camping stove or cooker in any area set aside for the purpose in such a manner as not to cause danger or damage by fire.

**10. Games**

No person shall in the ground play any game:

1. so as to give reasonable grounds for annoyance to any other person in the ground: or
2. which is likely to cause damage to any tree, shrub or plant in the ground.

**11. Trading**

No person shall in the ground, without the consent of the Council, sell, or offer or expose for sale, or let to hire, or offer or expose for letting to hire, any commodity or article, or provide or offer to provide any service for which a charge is made.

**12. Grazing**

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

**13. Protection of flower beds, trees, grass etc.**

No person who brings or causes to be brought into the ground a vehicle shall wheel or park it over or upon:

1. any flower bed, shrub or plant, or any ground in the course of preparation as a flower bed, or for the growth of any tree shrub or plant or;
2. any part of the ground where the Council, by a notice placed in a conspicuous position in the ground, prohibits its being wheeled or parked.
3. **No person shall in the ground enter upon:**
4. any flower bed, shrub or plant, or any ground in the course of preparation of a flower bed, or for the growth of any tree, shrub or plant ; or
5. any part of the ground set aside for the renovation of grass or turf, where adequate notice to keep off such grass or turf is exhibited.

**15. Removal of Substances**

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.

**16. Archery**

No person shall in the ground, except in connection with an event organised by or held with the consent of the Council, engage in the sport of archery.

**17. Field Sports**

No person shall in the ground, except in connection with an event organised by or held with the consent of the Council, engage in the sport of javelin or discus or hammer throwing or shot-putting.

**18. Golf**

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

**19. Missiles**

No person shall in the ground, to the danger or annoyance of any other person in the ground, throw or discharge any missile.

**20. Aircraft**

No person shall, except in the case of emergency or with the consent of the Council, take off from or land in the ground in an aircraft, helicopter, hang glider or hot-air balloon.

**21. Power Driven Model Aircraft**

**“model aircraft”** means an aircraft which weighs not more than 7 kilograms without its fuel.

**“power driven”** means driven by combustion of petrol vapour or other combustible vapour or other combustible substances or by one or more electric motors or by compressed gas.

No person shall in the ground release any power-driven model aircraft for flight or control the flight of such aircraft.

**22. Noise**

1) No person shall in the ground, after being requested to desist by an officer of the Council, or by any person annoyed or disturbed, or by any person acting on his behalf:

1. by shouting or singing; or
2. by playing a musical instrument; or
3. by operating or permitting to be operated any radio, gramophone, amplifier, tape recorder or similar instrument;

cause or permit 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 ground.

2) This byelaw shall not apply to any person holding or taking part in any entertainment held with the consent of the Council.

**23. Public Shows and Performances**

No person shall in the ground, without the consent of the Council, hold or take part in any public show or performance.

**24. Obstruction**

No person shall in the ground:

(i) intentionally obstruct, any officer of the Council in the proper execution of his duties; or

(ii) intentionally obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Council; or

(iii) 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.

**25. Savings**

(i) 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.

(ii) 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.

**26. Removal of Offenders**

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

**27. Penalty**

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.

**Schedule A**

The grounds referred to in these byelaw are as The Alfriston Recreation Ground and The Tye Recreation Ground, including the Tye Road.

|  |  |
| --- | --- |
| *Given under our hands and seals this 15th day of July 2002**Signed: John Rackham**Signed: Caroline Adcock**Members of the Alfriston Parish Council* | The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the 7th day of February 2004.*Signed by authority of the Secretary of State**P. Rowsell*Senior civil servantIn the Office of the Deputy Prime Minister13th January 2004London SW1E 5DU. |

**This is a true copy of the byelaws**