



# BYELAWS

## PLEASURE GROUNDS, PUBLIC WALKS AND OPEN SPACES

Byelaws made by the Gedling Borough Council  
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,  
public walks and open spaces.

*from*  
**GEDLING**  
**LEISURE**

### Interpretation

1. In these byelaws:  
"the Council" means Gedling Borough Council  
"the ground" means each of the grounds referred to in the Schedule to these byelaws.

### Opening Times

2. On any day on which the ground is open to the public, no person shall enter it before the time, or enter or remain in it after the time, indicated by a notice placed in a conspicuous position at the entrance to the ground.

### Vehicles

3. (1) No person shall, without reasonable excuse, ride or drive a cycle, motor cycle, motor vehicle or any other mechanically propelled vehicle 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 shall, without reasonable excuse, ride a cycle, except in any part of the ground where there is a right of way for cycles, or along such routes as may be fixed by the Council and indicated by signs placed in conspicuous position 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 used solely 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.

#### **Overnight Parking**

4. 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.

#### **Horses**

5. No person shall in the ground intentionally or negligently ride a horse to the danger of any other person using the ground.
6. No person shall, except in the exercise of any lawful right or privilege, ride a horse in the ground.

#### **Climbing**

7. 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 Structures**

8. 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.

### **Erection of structures**

9. 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.

### **Camping**

10. 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 may be set apart and indicated by notice as a place where camping is permitted.

### **Children's Play Areas**

11. (1) No person who has attained the age of 14 years shall enter or remain in the children's play area in any of the grounds listed in the Schedule to these byelaws.
- (2) This byelaw shall not apply to any person who is bona fide in charge of a child under the age of 14 years.

### **Children's Play Apparatus**

12. No person who has attained the age of 14 years shall use any apparatus in the ground which, by a notice placed on or near thereto, has been set apart by the Council for the exclusive use of persons under the age of 14 years.

### **Trading**

13. 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.

### **Grazing**

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

### **Protection of Flower Beds, Trees, Grass, etc.**

15. No person who brings or causes to be brought into the ground a vehicle shall wheel or park it over or upon:
- (a) 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
  - (b) 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.
16. No person shall in the ground enter upon:
- (a) 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
  - (b) 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.

### **Removal of substances**

17. 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.

### **Games**

18. 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.

(d) when the area is already occupied by other players not begin to play thereon without their permission;

(e) where the exclusive use of the area has been granted by the Council for the playing of a match, play on that area later than a quarter of an hour before the time fixed for the beginning of the match unless taking part therein; or

(f) except where the exclusive use of the area has been granted by the Council for the playing of a match in which he is taking part, use the area for a longer time than two hours continuously, if any other player or players make known to him a wish to use the area.

19. 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 use and a notice is placed in a conspicuous position prohibiting play in that area of the ground.

20. (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.

### **Archery**

21. 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.

### **Field Sports**

22. 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 throwing or shot putting.

### **Golf**

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

### **Cricket**

24. No person shall use any cricket ball, except in any part of the ground, which, by a notice placed in a conspicuous position in the ground, has been set-aside as an area where a cricket ball may be used.

### **Skateboarding and Roller Skating**

25. No person shall in the ground skate on rollers, skateboards, wheels or other mechanical contrivances in such a manner as to cause danger or nuisance or give reasonable grounds for annoyance to other persons in the ground.

### **Missiles**

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

### **Waterways**

27. No person shall:

#### **Bathing**

- (a) without reasonable excuse, bathe or swim in any waterway comprised in the ground.

#### **Pollution of waterways**

- (b) intentionally, carelessly or negligently foul or pollute any waterway comprised in the ground;

#### **Watercourses**

- (c) No person shall knowingly cause or permit the flow of any drain or watercourse in the ground to be obstructed or diverted, or open, shut or otherwise work or operate any sluice or similar apparatus in the ground.

### **Boats**

28. No person shall, without the consent of the Council, launch, operate or sail on any waterway comprised in the ground any boat, power craft, dinghy, canoe, sailboard, inflatable or any like craft.

### **Interference with Life-Saving Equipment**

29. No person shall, except in case of emergency, remove from or displace in the ground or otherwise tamper with any life-saving appliance provided by the Council.

### **Aircraft**

30. No person shall, except in 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.

### **Power-driven Model Aircraft**

31. In byelaw 32:

"model aircraft" means an aircraft, which either weighs not more than 7 kilograms without its fuel or is for the time being exempted (as a model aircraft) from the provisions of the Air Navigation Order;

"power-driven" means driven by the combustion of petrol vapour or other combustible vapour or other combustible substances or by one or more electric motors or by compressed gas;

32. (1) No person shall in the ground release any power-driven model aircraft for flight or control the flight of such an aircraft.
- (2) No person shall cause any power-driven model aircraft to take off or land in the ground.

### **Kites**

33. No person shall in the ground fly or cause or permit to be flown any kite in such a manner as to cause a danger, nuisance or annoyance to any other person in the ground.



### **Metal detectors**

34. (1) No person shall on the land use any device designed or adapted for detecting or locating any metal or mineral in the ground.

### **Fires**

35. (1) 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.

(2) This byelaw shall not apply to any event held with the consent of the Council.

### **Fishing and Protection of Wildlife**

36. (1) No person shall in the ground intentionally kill, injure, take or disturb any animal or fish or engage in hunting, shooting or fishing, or the setting of traps or nets or the laying of snares.

(2) This byelaw shall not prohibit any fishing, which may be authorised by the Council.

### **Noise**

37. (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:

(a) by shouting or singing;

(b) by playing on a musical instrument; or

(b) 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.

### **Performances**

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

### **Public Shows, Exhibitions and Structures**

39. No person shall in the ground, without the consent of the Council, place or take part in any show or exhibition, or set up any swing, roundabout or other like thing.

### **Gates**

40. Where the Council indicates by a notice conspicuously exhibited on or alongside any gate in the ground that leaving that gate open is prohibited, no person having opened that gate or caused it to be opened, shall leave it open.

### **Obstruction**

41. 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**

42. (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**

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

### **Penalty**

44. 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.

### **Revocation**

45. (1) The byelaws made by the Urban District of Carlton on 22nd October, 1952 and confirmed by the Secretary of State on 19th December, 1952 relating to Burton Road Recreation Ground, Conway Road Recreation Ground, Forester Street Recreation Ground, Cavendish Road Recreation Ground, Valley Road Recreation Ground, Carlton Hill Recreation Ground, Colwick Recreation Ground and King Georges Field Recreation Ground Carlton are hereby revoked.
- (2) Any other existing byelaws made by the Council relating to pleasure grounds and open spaces are hereby revoked.

## Schedule

The grounds referred in byelaw 1 are as follows:

### Name of Ground

### Location of Ground

#### **Arnold:**

Arno Vale Recreation Ground	Arno Vale Road, Arnold
Arnot Hill Park Recreation Ground	Nottingham Road, Arnold
Breck Hill Road Recreation Ground	Breck Hill Road, Arnold
Burntstump Recreation Ground	Burntstump Hill (off A60) Arnold
Church Lane Recreation Ground	Church Lane, Arnold
Killisick Road Recreation Ground	Killisick Road, Arnold
King George V Recreation Ground	Hallams Lane, Arnold
Muirfield Recreation Ground	Muirfield Road, Top Valley
Nottingham Road Recreation Ground	Off George Street, Arnold
Queens Bower Recreation Ground	Queens Bower Road, Arnold
Salop Street Recreation Ground	Salop Street, Daybrook
Surgeys Lane Playing Field	Surgeys Lane, Arnold
Thackery's Lane Recreation Ground	ThackerysLane,
Woodthorpe	

#### **Carlton:**

Albert Avenue Play Area and Garden for the Blind:	Albert Avenue,
Carlton	
Carlton Forum Playing Fields	Coningswath Road, Carlton
Carlton Hill Recreation Ground	Carlton Hill, Carlton
Carnarvon Grove Play Area	Carnarvon Grove, Carlton
Cavendish Road Recreation Ground	Cavendish Road, Carlton
Conway Road Recreation Ground	Conway Road, Carlton
Honeywood Gardens Recreation Ground	HoneywoodGardens, Carlton
King George V Recreation Ground	Standhill Road, Carlton
Oakdale Road Recreation Ground	Oakdale Road, Carlton
Valley Road Recreation Ground	Valley Road, Carlton

**Colwick:**

British Rail Staff Ass. Recreation Ground Colwick, Nottingham  
Colwick Rectory Recreation Ground Mile End Road, Colwick  
Valeside Gardens Play Area Valeside Gardens, Colwick

**Gedling:**

Adbolton Avenue Recreation Ground Adbolton Avenue,  
Gedling  
Burton Road Recreation Ground Burton Road,  
Gedling  
Lambley Lane Recreation Ground No. 1 (West) Lambley Lane, Gedling  
Lambley Lane Recreation Ground No. 2 (East) Lambley Lane, Gedling  
Rutland Road Recreation Ground Rutland Road, Gedling  
Willow Road Recreation Ground Willow Road, Gedling

**Mapperley:**

Haywood Road Recreation Ground Haywood Road, Carlton  
Mapperley Recreation Area Off Plains Road,  
Mapperley - adjacent to  
Golf Course.

**Netherfield:**

Bells Field Recreation Ground Victoria Road,  
Netherfield  
Curzon Street Play Area Curzon Street,  
Netherfield  
Dunstan Street Play Area Dunstan Street,  
Netherfield

**Newstead:**

Newstead Recreation Ground Off Station Road,  
Newstead Village

**THE COMMON SEAL**  
of  
**GEDLING BOROUGH COUNCIL**  
was hereunto affixed this 6th day of December 1996  
in the presence of:-

**Mayor**  
**R Marshall**

**L.S.**

**Chief Executive**  
**D Kennedy**

The foregoing byelaws are hereby confirmed by the Secretary of State  
and shall come into operation on the twelfth day of March 1997.

Signed by authority of the Secretary of State

R G EVANS

Head of Unit  
Constitutional and Community Policy Directorate

18 FEB 1997  
Home Office  
LONDON, SW1

**GEDLING BOROUGH COUNCIL**

**BYELAWS**

**with respect to PLEASURE GROUNDS,  
PUBLIC WALKS and OPEN SPACES**

*from*  
**GEDLING**  
**LEISURE**