

COUNTY BOROUGH OF PRESTON

BYELAWS

IN RESPECT OF

PARKS AND RECREATION GROUNDS

MADE BY THE

MAYOR, ALDERMEN AND BURGESSES

OF THE

BOROUGH OF PRESTON

ACTING BY THE COUNCIL

under Section 164 of the Public Health Act, 1875.

BYELAWS

IN RESPECT OF

PARKS AND RECREATION GROUNDS

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made under Section 164 of the Public Health Act, 1875, by the Mayor, Aldermen and Burgesses of the Borough of Preston acting by the Council with respect to the parks and recreation grounds situate in the said Borough.

1. Throughout these byelaws the expression "the Council" means the Mayor, Aldermen and Burgesses of the Borough of Preston acting by the Council, and the expression "the pleasure ground" means (except where inconsistent with the context) each of the following parks and recreation grounds in the said Borough:—

Parks: Avenham, Miller, Moor, Ashton, Haslam, Ribbleton, Grange and Brookfield.

Recreation Grounds: Hartington Road, Smiths, Oxheys, Deepdale Enclosure and Frenchwood.

2. An act necessary to the proper execution of his duty in the pleasure ground by an Officer of the Council, or by any person or servant of any person employed by the Council, shall not be deemed an offence against these byelaws.

3. A person shall not in the pleasure ground:

- (i) carelessly or negligently deface, injure or destroy any wall or fence in or enclosing the pleasure ground or any building, barrier, railing, post, or seat, or any erection or ornament;
- (ii) wilfully, carelessly, or negligently soil or defile any wall or fence in or enclosing the pleasure ground, or any building, barrier, railing, post, or seat, or any erection or ornament;
- (iii) climb any wall or fence in or enclosing the pleasure ground, or any tree or any barrier, railing, post or other erection;

use in the laying out or maintenance of the pleasure ground.

4. A person shall not bring or cause to be brought into the pleasure ground any cattle, sheep, goats or pigs, or any beast of draught or burden, unless, in pursuance of an agreement with the Council, or otherwise in the exercise of any lawful right or privilege, he is authorised to do so.

5. (i) A person shall not except in the exercise of any lawful right or privilege bring or cause to be brought into the pleasure ground any barrow, truck, machine or vehicle other than:

- (a) a wheeled bicycle, tricycle or other similar machine;
- (b) a wheel-chair, perambulator or chaise drawn or propelled by hand and used solely for the conveyance of a child or children or an invalid.

Provided that where the Council set apart a space in the pleasure ground for the use of any class of vehicle, this byelaw shall not be deemed to prohibit the driving in or to that space by a direct route from the entrance to the pleasure ground of any vehicle of the class for which it is set apart.

(ii) A person shall not except in the exercise of any lawful right or privilege ride any bicycle, tricycle or other similar machine in any part of the pleasure ground.

Provided that this byelaw shall not be deemed to apply to any person (except a pupil desirous of gaining access to or departing from any school premises) using the road in Moor Park, known as Moor Park Avenue, for the purpose of gaining access to or departing from any premises situated on the south side of that road.

Provided also that nothing in this byelaw shall be deemed to prevent the holding of a cycle race or other event in the ground with the consent of the Council.

6. A person who brings or causes to be brought into the pleasure ground a vehicle or machine shall not drive, wheel or station it over or upon:

- (i) any flower bed, shrub, or plant, or any ground in course of preparation as a flower bed, or for the growth of any tree, shrub, or plant;

wheeled or stationed.

7. A person shall not affix any bill, placard, or notice to or upon any wall or fence in or enclosing the pleasure ground, or to or upon any tree, or plant, or to or upon any part of any building, barrier, or railing, or of any seat, or of any other erection or ornament in the pleasure ground.

8. A person shall not in the pleasure ground, walk, run, stand, sit, or lie upon:

- (i) any grass, turf, or other place where adequate notice to keep off such grass, turf or other place shall be placed.

Provided that such notice shall not apply to more than one fifth of the area of the pleasure ground.

- (ii) any flower bed, shrub, or plant, or any ground in course of preparation as a flower bed, or for the growth of any tree, shrub, or plant.

9. A person shall not in the pleasure ground:

- (i) remove, cut or displace any soil, turf, or plant;
- (ii) pluck any bud, blossom, flower, or leaf of any tree, shrub, or plant.

10. (i) A person shall not fly any power-driven model aircraft in any pleasure ground other than Grange Park;

- (ii) where any part of Grange Park has, by a notice conspicuously exhibited in such Park, been set apart by the Council for the flying of power-driven model aircraft, a person shall not fly or permit to fly any such model aircraft in any other part of such Park;

(iii) a person shall not fly any such model aircraft unless it is attached to a control line and is kept under effective control;

(iv) in these byelaws the expression "power-driven model aircraft" means any model aircraft driven by the combustion of petrol vapour or other combustible material.

11. A person shall not in the pleasure ground:

- (i) bathe, wade, or wash, in any lake, pond, stream or other water;

uously exhibited near thereto.

(ii) wilfully, carelessly, or negligently foul or pollute any such water; or any swimming bath, paddling pool or boating pool;

(iii) take, injure or destroy, or attempt to take, injure or destroy any fish in any such water, or wilfully disturb or worry any waterfowl;

(iv) make, light, or attempt to light any bonfire or set fire or attempt to set fire to any grass, turf, ground, tree, shrub or plant.

12. A person shall not cause or suffer any dog belonging to him or in his charge to enter or remain in the pleasure ground, unless such dog be and continue to be under proper control, and be effectually restrained from causing annoyance to any person, and from worrying or disturbing any animal or waterfowl and from entering any lake, brook, stream, paddling pool and other water.

13. Where the Council set apart any such part of the pleasure ground as may be fixed by the Council and described in a notice board affixed or set up in some conspicuous position in the pleasure ground, for the purpose of any game specified in the notice board, which, by reason of the rules or manner of playing, or for the prevention of damage, danger or discomfort to any person in the pleasure ground, may necessitate, at any time during the continuance of the game, the exclusive use by the player or players of any space in such part of the pleasure ground—a person shall not in any space elsewhere in the pleasure ground play or take part in any game so specified in such manner as to exclude persons not playing or taking part in the game from the use of such a space.

14. A person resorting to the pleasure ground and playing or taking part in any game for which the exclusive use of any space in the pleasure ground has been set apart shall:

(i) not play on the space any game other than the game for which it is set apart;

(ii) in preparing for playing and in playing, use reasonable care to prevent undue interference with the proper use of the pleasure ground by other persons;

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

time fixed for the beginning of the match unless he is taking part therein;

- (v) except where the exclusive use of the space has been granted by the Council for the playing of a match in which he is taking part, not use the space for a longer time than two hours continuously, if any player or players make known to him a wish to use the space.

15. A person shall not in any part of the pleasure ground which may have been set apart by the Council for any game, play or take part in any game when the state of the ground or other cause makes it unfit for use and a notice is set up in some conspicuous position prohibiting play in that part of the pleasure ground.

16. A person shall not in the pleasure ground:

- (i) except as hereinafter provided erect any post, rail, fence, pole, tent, booth, stand, building or other structure.

Provided that this prohibition shall not apply where upon an application to the Council they grant permission to erect any post, rail, fence, pole, tent, booth, stand, building or other structure, upon such occasion and for such purpose as are specified in the application;

- (ii) beat, shake, sweep, brush or cleanse any carpet, drugget, rug or mat, or any other fabric retaining dust or dirt;
- (iii) hang, spread, or deposit any linen or other fabric for drying or bleaching;
- (iv) sell, or offer or expose for sale, or let to hire, or offer or expose for letting to hire, any commodity or article, unless, in pursuance of an agreement with the Council, or otherwise in the exercise of any lawful right or privilege, he is authorised to sell or let to hire in the pleasure ground such commodity or article.

17. A person shall not in the pleasure ground wilfully obstruct, disturb, interrupt, or annoy any other person in the proper use of the pleasure ground or wilfully obstruct, disturb, or interrupt any officer of the Council in the proper execution of his duty, or any person or servant of any person employed by the Council in the proper execution of any work in connection with the laying out or maintenance of the pleasure ground.

Provided that this byelaw shall not be deemed to apply to any person holding or taking part in any religious meeting or service.

19. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding twenty pounds.

20. Every person who shall infringe any byelaw for the regulation of the pleasure ground may be removed therefrom by any officer of the Council, or by any constable, in any one of the several cases hereinafter specified: that is to say:

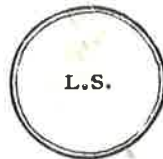
- (i) where the infraction of the byelaw is committed within the view of such officer or constable, and the name and residence of the person infringing the byelaw are unknown to and cannot be readily ascertained by such officer or constable;
- (ii) where the infraction of the byelaw is committed within the view of such officer or constable, and from the nature of such infraction, or from any other fact of which such officer or constable may have knowledge or of which he may be credibly informed, there may be reasonable ground for belief that the continuance in the pleasure ground of the person infringing the byelaw may result in another infraction of a byelaw or that the removal of such person from the pleasure ground is otherwise necessary as a security for the proper use and regulation thereof.

REPEAL OF BYELAWS

The byelaws relating to the pleasure ground which were made by the Council on the Twenty-fifth day of January, 1954, and were confirmed by the Secretary of State on the Twentieth day of May, 1954, are hereby repealed.

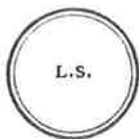
PASSED under the Common Seal of
the within-named Mayor, Aldermen
and Burgesses in the presence of:

W. E. E. LOCKLEY,
Town Clerk.



Dated the Seventh day of March, 1968.

The Secretary of State this day confirmed the foregoing
byelaws and fixed the date on which they are to come into operation
as the first day of July, 1968.



N. CAIRNCROSS,
An Assistant Under Secretary of State.

WHITEHALL,
28th May, 1968.