

RURAL DISTRICT COUNCIL OF PRESTON

5

BYELAWS

Made by the Rural District Council of Preston under section 164 of the Public Health Act, 1875, with respect to the PLEASURE GROUNDS named in Part I of the Schedule hereto and under sections 12 and 15 of the Open Spaces Act 1906 with respect to the PLEASURE GROUNDS named in Part II of the said Schedule.

1. Throughout these byelaws the expression "the Council" means the Rural District Council of Preston and the expression "the pleasure ground" means each of the pleasure grounds named in the Schedule hereto, provided always that these byelaws shall not apply or have reference to any part of the said pleasure grounds which the Council have for the time being leased to any body, club, or organisation for the exclusive use of such body, club or organisation.

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 the byelaws.

3. A person shall not in the pleasure ground

(i) 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;

(ii) climb any wall or fence in or enclosing the pleasure ground or any tree or any barrier, railing, post or other erection;

(iii) wilfully, carelessly, or negligently remove or displace any barrier, railing, post or seat or any part of any erection or ornament or any implement provided for 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. A person shall not, except in the exercise of any lawful right or privilege, ride a horse in the pleasure ground.

6. (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 such route as the Council may specify 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 apply in any case where the Council have given their consent to such vehicles being brought into the pleasure ground in connection with any fete, show or other public function to be held in the pleasure ground.

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

Provided that this byelaw shall not apply in any case where the Council have given their consent to the display of notices in connection with any fete, show or other public function to be held 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 wilfully, carelessly, or negligently throw or discharge in the pleasure ground any missile to the damage or danger of any person or of the pleasure ground.

10. 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 ornamental water.

11. 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 a manner as to exclude persons not playing or taking part in the game from the use of such a space.

12. 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;

(iv) where the exclusive use of the space has been granted by the Council for the playing of a match, not play on that space later than a quarter of an hour before the 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 other player or players make known to him a wish to use the space.

13. 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.

14. 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) 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.

15. 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.

16. A person shall not in the pleasure ground use any obscene language to the annoyance of any person.

17. A person shall not, without the consent of the Council make or light any bonfire in the pleasure ground.

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

19. 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.

SCHEDULE

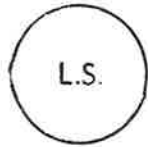
PART I

Barton Playing Field
Broughton Playing Field
Farington Tardy Gate Playing Field
Little Hoole Playing Field
Longton Playing Field
Much Hoole Playing Field
New Longton Playing Field
Penwortham (Queensway) Playing Field
Penwortham (Havelock Road) Playing Field

PART II

Farington Lodge Playing Field
Goosnargh Playing Field
Grimsargh Playing Field
Hutton Playing Field
Lea Playing Field
Penwortham (Hurst Grange) Playing Field
Penwortham Hall Playing Field
Penwortham Church Walk (off Liverpool Road)
Ribchester River Bank
Sambesbury (Nabs Head Lane) Playing Field
The Grove at Longton
Woodplumpton Playing Field

The Common Seal of the Rural District Council of Preston was hereunto affixed in pursuance of a Resolution of the said Rural District Council passed at a meeting duly convened and held on the thirtieth day of November, one thousand nine hundred and seventy one.



J. SWARBRICK,

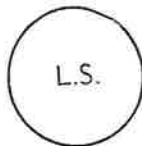
Chairman of the Council.

H. KIRBY,

Clerk of the Council.

The Secretary of State this day confirmed the foregoing by-laws and fixed the date on which they are to come into operation as the first day of May, 1972.

L.S.



K. P. WITNEY,

An Assistant Under Secretary of State.

Home Office,
Whitehall,
15th March, 1972.

This printed copy of the Byelaws is a true copy of the Byelaws as confirmed.