



NORTON-ON-DERWENT TOWN COUNCIL

BYELAWS FOR PLEASURE GROUNDS, PUBLIC WALKS AND OPEN SPACES

ARRANGEMENT OF BYELAWS

Byelaws made under section 164 of the Public Health Act 1875 and section 15 of the Open Spaces Act 1906 by Norton-on-Derwent Town Council with respect to the pleasure grounds, public walks and open spaces given in the Schedule hereto.

PART 1 GENERAL

General interpretation

1. In these byelaws:

“the Council” means Norton-on-Derwent Town Council;

“the ground” means any of the grassed verges listed in Schedule 1;

“designated route” means a route through the ground which is hard surfaced to provide vehicle entry into private property;

“motor cycle” means a mechanically-propelled vehicle, not being an invalid carriage, with less than four wheels and the weight of which does not exceed 410 kilograms;

“motor vehicle” means any mechanically-propelled vehicle other than a motor cycle or an invalid carriage;

“trailer” means a vehicle drawn by a motor vehicle and includes a caravan.

“invalid carriage” means a vehicle, whether mechanically propelled or not,

- (a) the unladen weight of which does not exceed 150 kilograms,
- (b) the width of which does not exceed 0.85 metres, and
- (c) which has been constructed or adapted for use for the carriage of a person suffering from a disability, and used solely by such a person.

Application

2. These byelaws apply to all of the grounds listed in Schedule 1 unless otherwise stated.

PART 2
PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC

Protection of structures and plants

3. (1) No person shall without reasonable excuse remove from or displace within the ground:
- (a) any barrier, post, seat or implement, or any part of a structure or ornament provided for use in the laying out or maintenance of the ground; or
 - (b) any stone, soil or turf or the whole or any part of any plant, shrub or tree.
- (2) No person shall walk on or ride, drive or station a horse or any vehicle over:
- (a) any flower bed, bulb, shrub or plant;
 - (b) any ground in the course of preparation as a flower bed or for the growth of any tree, shrub or plant; or
 - (c) any part of the ground set aside by the Council for the renovation of turf or for other landscaping purposes and indicated by a notice conspicuously displayed.

Unauthorised erection of structures

4. No person shall without the consent of the Council erect any barrier, post, ride or swing, building or any other structure.

Camping

5. No person shall without the consent of the Council erect a tent or use a vehicle, caravan or any other structure for the purpose of camping.

Fires

6. No person shall:
- (a) light a fire; or
 - (b) place, throw or drop a lighted match or any other thing likely to cause a fire; or
 - (c) release a lighted sky lantern into the atmosphere.

Dog Fouling

7. Dog fouling is an offence under the Anti-Social Behaviour, Crime & Policy Act 2014.

PART 3
HORSES, CYCLES AND VEHICLES

Horses

8. No person shall ride a horse in the ground.

Cycling

9. (1) No person shall without reasonable excuse ride a cycle in the ground except in any part of the ground where there is a designated route.
- (2) No person shall cycle on any footway or carriageway in such a manner as to cause danger or give reasonable grounds for annoyance to other persons using the footway or carriageway.

Motor vehicles

10. (1) No person shall without reasonable excuse bring into or drive in the ground a motor cycle, motor vehicle or trailer except in any part of the ground where there is a right of way or a designated route for that class of vehicle.
- (2) Where there is a designated route for motor cycles, motor vehicles or trailers, it shall not be an offence under this byelaw to bring into or drive in the ground a vehicle of that class for the sole purpose of transporting it to the route.

Parking

11. No person shall without the consent of the Council leave or cause or permit to be left any motor vehicle in the ground, or partially in the ground, other than on a designated route.

PART 4
MISCELLANEOUS

Obstruction

12. No person shall obstruct:
- (a) any officer of the Council in the proper execution of his duties;
 - (b) any person carrying out an act which is necessary to the proper execution of any contract with the Council; or
 - (c) any other person in the proper use of the ground.

Savings

13. (1) It shall not be an offence under these byelaws for an officer of the Council or any person acting in accordance with a contract with the Council to do anything necessary to the proper execution of his duty.
- (2) Nothing in or done under 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 lawfully by virtue of some estate, right or interest in, over or affecting the ground or any part of the ground.

Removal of offenders

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

Penalty

15. 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
GROUNDS TO WHICH BYELAWS APPLY

The grounds referred to in the byelaw are:

Welham Road

16. Mown grass verges, on both sides of the road, between Beechwood Road and Whitewall, extending south to the frontage of house numbers 185 and 186.

Beverley Road

17. Mown grass verges, on both sides of the road, between Furlongs Avenue and Dairy Way.

Langton Road

18. Mown grass verges, on both sides of the road, between The Ridings and Bazeley's Lane.

Scarborough Road

19. Mown grass verges, on both sides of the road, between Parliament Street and Westfield Avenue.

Langley Drive and Hambleton Road

20. Mown grass verges, on the southern/eastern side of the road, between Langton Road and Woodlands Avenue.