

London Borough of Bromley

BYELAWS FOR PLEASURE GROUNDS

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BYELAWS FOR PLEASURE GROUNDS

BYELAWS made under Section 164 Public Health Act 1875, Section 15 Open Spaces Act 1906, Sections 12 and 15 Open Spaces Act 1906, and Section 17 Green Belt (London and Home Counties) Act 1938.

1. Throughout these byelaws “the Council” means The Council of the London Borough of Bromley; and the expression “the pleasure ground” means each of the pleasure grounds named in the Schedule hereto
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. The pleasure grounds known as Church House Gardens (except an area extending from the High Street for a distance of about 470 feet between the Library/Theatre building and the properties numbered 104, 106 and 108 High Street and to the north of 9 to 20 (inclusive) Ethelbert Close), Croydon Road Recreation Ground, Kelsey Park, Magpie Hall Lane Golf Course, Norman Park, Priory Gardens,) except for an area bounded generally by properties in Aynscombe Angle, the Priory Outbuildings and Church Hill) Shaftesbury Park, Stanhope Grove Playing Field, South Hill Wood, Willet Recreation Ground and Winsford Gardens shall be opened at the hour of 7.30 a.m. and shall be closed at half an hour after sunset on weekdays and at 9 a.m. until half an hour after sunset on Saturdays and Sundays and Public Holidays. Provided always that this byelaw shall not be deemed to require the pleasure grounds to be opened and closed at the hours herein before prescribed on any day when, in pursuance of any statutory provision in that behalf, the Council close the pleasure grounds to the public.
4. On any day on which the pleasure ground to which the foregoing byelaw applies is open to the public a person shall not enter it before the time or enter or remain in it after the time prescribed in the foregoing byelaws.
5. A person shall not in the pleasure ground:
 - i. Climb on any wall or fence in or enclosing the pleasure ground, or any tree, or any barrier, railing or post or other erection;
 - ii. Without reasonable excuse remove or displace any wall or fence in or enclosing the ground or 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.

6. A person shall not, except in the pursuance of a lawful agreement with the Council, or otherwise in the exercise of any lawful right or privilege, bring or cause to be brought into the pleasure ground any cattle, sheep, goats or pigs or any beast of draught or burden.
7.
 - 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 or perambulator drawn or propelled by hand and used solely for the conveyance of a child 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 or 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.
8. A person who brings a vehicle into the pleasure ground shall not 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;
 - ii. Any part of the pleasure ground where the Council by a notice board affixed or set up in some conspicuous position in the pleasure ground prohibit its being wheeled or stationed.
9. A person shall not without the consent of the Council erect a tent or use any vehicle including a caravan or any other structure for camping in the pleasure ground except on any area which may be set apart and indicated by notice as a place where camping is permitted.
10. 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.

11. 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 exhibited. Provided that such a notice shall not apply to more than 1/6th 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.

12. A person shall not in the pleasure ground
 - i. Bathe, wade, or wash in any ornamental lake, pond, stream or other water.
 - ii. Intentionally, recklessly, or negligently foul or pollute any such water;
 - iii. Intentionally disturb or worry any water fowl;
 - iv. Except in the pursuance of a lawful agreement with the Council or otherwise in the exercise of any lawful right or privilege, fish in any lake or stream, or otherwise kill, molest or intentionally disturb any such water;
 - v. Except in the exercise of any lawful right or privilege take or cause to be taken on to any lake or stream any boat or craft of any kind.

13. A person shall not cause or suffer any dog belonging to him or in his charge to enter or remain
 - i. In the pleasure ground, unless such dog be and continue to be under proper control, and be effectively restrained from causing annoyance to any person, and from worrying or disturbing any water fowl, and from entering any ornamental water;
 - ii. In any enclosed part of the pleasure ground which, by a notice affixed or set up in a conspicuous position is reserved by the Council as a children's play area or an ornamental garden.

14. 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 games 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 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 the space.

15. 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.
16. A person shall not in the pleasure ground drive, chip or pitch a solid golf ball except on an area set aside by the Council for use as a golf link, golf driving range or putting course.
17. 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.
18. 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 application to the Council they grant permission to erect any post, rail, fence, pole, tent, booth, stand, building or any other structure, upon such occasion and for such purposes as are specified in the permission;

- 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 hire in the pleasure ground such commodity or article.
- 19. A person shall not in the pleasure ground intentionally obstruct, disturb, interrupt, or annoy any other person in the proper use of the pleasure ground, or intentionally 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.
- 20. A person shall not except in the exercise of any lawful right or privilege, ride a horse, in the pleasure ground. Provided this byelaw shall not apply to any part of the pleasure grounds known as Darrick Woods, Elmstead Woods, High Elms Estate, Goddington Park, Harvington Estate, Hoblingwell Wood, Jubilee Country Park and Ravensbourne and Forest Lodge, which has by notices affixed in a conspicuous position in those pleasure grounds been set aside by the Council as a place where horse riding is permitted.
- 21.
 - i A person shall not:
 - a) in the ground release any power driven model aircraft for flight or control the flight of such a craft;
 - b) cause any power driven model aircraft to take off or land in the ground. Provided that this byelaw shall not apply to an area set aside for the control line flying by the Council in Norman Park, Goddington Park and Harvington Estate, identified by a notice conspicuously exhibited, on weekdays from October to March (inclusive) between the hours of 9.30 a.m. and sunset, on weekdays from April to September (inclusive) between the hours of 9.30 a.m. and 8 p.m. on Saturdays between the hours of 9.30 a.m. and 1.30 p.m. and on Sundays and Bank Holidays between the hours 9.30 a.m. and 12.30 p.m; and provided that the aircraft is attached to a control line restricting its flight to the area set aside for control line flying and is fitted with an effectual silencer or similar device so that the noise emitted by the aircraft gives a noise measurement of not more than 82dB(A) at a distance of 7 metres from the aircraft when measured by means of the equipment described and by methods set out in the code of practice issued in pursuance of the approval given by the Control of Noise (Code of Practice on Noise from Model Aircraft) Order 1981.
 - li In this byelaw unless the context otherwise requires:

Model Aircraft means an aircraft which either weighs not more than 5 kilogrammes without its fuel or is for the time being exempted (as a model aircraft) from provisions of the Air Navigation Order

Power Driven means driven by the combustion of petrol vapour or other combustible fuels.

Jet Propelled or Rocket Propelled mean driven by jet propulsion or by means of a rocket other than by means of a small reaction motor powered by a solid fuel pellet not exceeding one inch in length.

The area set aside for the control line flying means a circle of not less than 150 feet (45.7 metres in diameter).

22. A person playing the game of golf at Magpie Hall Lane Golf Course shall on demand produce to any authorised officer of the Council any ticket issued by or on behalf of the Council authorising him to play at that time.
23. 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.

Provided that this byelaw shall not apply to those grounds listed in Part IV of the schedule.

24. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding fifty pounds. Provided that every person who shall offend against any of these byelaws in one of the grounds listed in part IV of the Schedule shall be liable on summary conviction to a fine not exceeding twenty five pounds.

Repeal of the Byelaws

25. The byelaws relating to the pleasure grounds which were made by the Council on the 13th day of October, 1978, and confirmed by the Secretary of State on the 4th day of April, 1979, are hereby repealed.

The byelaws relating to Shaftesbury Park which were made by the London County Council on the 1st day of November, 1932, and approved by the Secretary of State for Home Affairs on the 14th day of December, 1932, and by the Secretary of State for War on the 14th day of November, 1932, are hereby repealed.

THE SCHEDULE

PART 1

Grounds for which byelaws are made under Section 164, Public Health Act 1875.

Alexandra Recreation Ground
Betts Park
Blake Recreation Ground
Cator Park
Churchfields Recreation Ground
Church House Gardens (including Library Gardens and Ethelbert Road Tennis Courts)
Coney Hall Recreation Ground
Crease Park
Croydon Road Recreation Ground
Cudham Lane North Recreation Ground
Elmers End Recreation Ground
Elmstead Lane
Elmstead Woods
Foxhill Enclosure
Halls Farm
Hayes Old Rectory Gardens
High Broom Wood (part)
High Street Recreation Ground (Penge)
Hoblingwell Wood
Hollydale Open Space
Husseywell Open Space
Kelsey Park
King George V Playing Fields (Mottingham)
Kings Meadow
Leamington Avenue Open Space
McAndrew Playing Field
Magpie Hall Lane Recreation Ground
Magpie Hall Lane Golf Course
Martins Hill Recreation Ground
Oakley Road Recreation Ground
Oregon Square
Palace Square Childrens Playground
Parkfield Recreation Ground
Pickhurst Recreation Ground
Queen's Gardens
Queen's Mead Recreation Ground
Riverside Gardens
St Paul's Cray Recreation Ground

St Thomas's Open Space
Southborough Open Space
South Hill Wood
Sparrows Den
The Knoll Open Space
Turpington Open Space
Whitehall Recreation Ground
Widmore Open Space
Well Wood (part)

PART II

Grounds for which byelaws are made under Section 15, Open Spaces Act 1906.

Biggin Hill Recreation Ground
Broxbourne Gardens
Cudham Recreation Ground
Eynsford Close (Petts Wood Recreation Ground)
Farnborough (New Inn) Recreation Ground
Farnborough (Tugmutton) Recreation Ground
Glentrammon Recreation Ground
Goddington Park
Grassmeade
Green Street Green Recreation Ground
High Broom Wood (part)
Lakeswood Island
Poverest Recreation Ground
Priory Gardens
St Mary Cray Recreation Ground
Willet Recreation Ground

PART III

Grounds for which byelaws are made under Sections 12 and 15, Open Spaces Act 1906.

Beckenham Geen
Biggin Hill Green
Biggin Hill Recreation Ground
Chelsfield Green
Chislehurst Recreation Ground and Whytes Woodland
Crofton Avenue Recreation Ground
Darrick Wood
Downe Recreation Ground
Edgebury Open Space
Elmers End Recreation Ground
Foxhill Playing Field
Goddington Estate
Grassmeade Extension

Hadlow Place
 Harvington Estate
 Havelock Recreation Ground
 High Broom Wood (part)
 Hillcrest Open Space
 Jubilee Park
 Kings Hall Road Open Space
 Kings Road Childrens Playground (Biggin Hill)
 Kingswood Glen
 Marvels Wood
 Milk Street
 Mottingham Recreation Ground
 Newstead Wood
 Norman Park
 Plaistow Island
 Pratts Bottom Children's Playground
 Pratts Bottom Green
 Pratts Bottom Recreation Ground
 Ravensbourne and Forest Lodge
 St. Leonard's Rise
 Shaftesbury Park
 Sparrows Wood
 Stanhope Recreation Ground
 Star Lane
 Tillingbourne Green
 Tubbenden Lane Open Space
 Walden Recreation Ground
 Well Wood (part)
 Winsford

PART IV

Grounds for which byelaws are made under Section 17, Green Belt (London and Home Counties) Act 1938.

Bradmans Hill Wood
 Chelsfield Children's Playground
 High Elms Estate (including Golf Course)
 Lillies Wood
 Rushfiled Shaw

THE COMMON SEAL OF THE MAYOR)
 AND BURGESSES OF THE LONDON)
 BOROUGH OF BROMLEY was hereunto)
 Affixed this)
 Day of 1984 in)
 The presence of:-)

Mayor

Assistant Chief Executive

The foregoing byelaw(s) are hereby confirmed by the Secretary of State and shall come into operation on the Second day of May One thousand nine hundred and eighty-four.

Signed by the authority of the Secretary of State.

M.E.Head
An Assistant Under- Secretary of State.

The foregoing is a true copy of the byelaws as confirmed.

N.T.Palk
Chief Executive.