

DISTRICT COUNCIL OF TEST VALLEY
BYELAWS FOR PLEASURE GROUNDS

Made under section 164 of the Public Health Act, 1875, by the District Council of Test Valley with respect of the PLEASURE GROUNDS

1. Throughout these byelaws the expression "the Council" means the District Council of Test Valley and the expression "the pleasure ground" means the pleasure grounds known as Beech Hurst Park Andover, Vigo Road Recreation Ground Andover and the Memorial Park, Romsey.

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) 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, except in 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.

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 or perambulator 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.

6. 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.

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 is exhibited;

Provided that such notice shall not apply to more than one-sixth 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) bathe, wade, or wash in any ornamental lake, pond, stream, or other water;

(ii) wilfully, carelessly, or negligently foul or pollute any such water.

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. 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) hang, spread, or deposit any linen or other fabric for drying or bleaching;

(iii) 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.

12. 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.

13. A person shall not fly any power-driven model aircraft, that is to say, any model aircraft driven by the combustion of petrol-vapour or other combustible substance in the pleasure ground.

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

15. 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 credibly be 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.

16. The byelaws relating to the pleasure grounds, known as Beech Hurst Park, Andover and Vigo Road Recreation Ground, which were made by the Mayor Aldermen and Burgesses of the Borough of Andover on the Seventeenth day of October one thousand nine hundred and fifty one and confirmed by the Secretary of State on the fourteenth day of December one thousand nine hundred and fifty one are hereby repealed.

GIVEN UNDER THE COMMON SEAL of the District Council of Test Valley this
19th day of November one thousand nine hundred and seventy-six
in pursuance of a resolution of the Council passed on the eighth day of
September one thousand nine hundred and seventy-six

THE COMMON SEAL OF THE DISTRICT)
COUNCIL OF TEST VALLEY was)
hereunto affixed in the presence)
of:-)

H. L. May -

Vice-Chairman

[Signature]

Chief Administrative Officer



1395

The foregoing byelaws are hereby confirmed by the Secretary of State
and shall come into operation on the first day of February 1977.

R. F. D. Shuffrey

Signed by authority of the
Secretary of State

(R F D SHUFFREY)
An Assistant Under Secretary
of State

Home Office
WHITEHALL.

17 January 1977

This printed copy of the byelaws in a true copy of the byelaws
as confirmed.

M/4088 (filed with M/122/266)