

# **THE COUNCIL OF THE BOROUGH OF BROXBOURNE**

## **BYELAWS FOR PLEASURE GROUNDS, PUBLIC WALKS AND OPEN SPACES**

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### PART 1

### GENERAL

#### **General Interpretation**

**1. In these byelaws:**

“the Council” means the Council of the Borough of Broxbourne;

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

“designated area” means an area in the ground which is set aside for a specified purpose, that area and its purpose to be indicated by notices placed in a conspicuous position;

“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 areas listed in Schedule 1 unless otherwise stated.

#### **Opening times**

**3. (1)** No person shall enter or remain in the ground except during opening hours.

(2) “Opening hours” means the days and times during which the ground is open to the public indicated by a notice placed in a conspicuous position at the entrance to the ground.

(3) Byelaw 3(1) applies to the grounds listed in Part 1 of Schedule 2.

## PART 2

### PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC

#### **Protection of structures and plants**

4. (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, 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**

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

#### **Grazing**

6. No person shall without the consent of the Council turn out or permit any animal for which he is responsible to graze in the ground.

#### **Protection of wildlife**

7. No person shall in the ground kill, injure, take or disturb any animal, or engage in hunting or shooting, or the setting of traps or nets or the laying of snares.

#### **Gates**

8. (1) No person shall leave open any gate to which this byelaw applies and which he has opened or caused to be opened.

(2) Byelaw 8(1) applies to any gate to which is attached, or near to which is displayed, a conspicuous notice stating that leaving the gate open is prohibited.

#### **Camping**

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

## **Fires**

**10.** (1) No person shall in the ground light a fire or place, throw or drop a lighted match or any other thing likely to cause a fire.

(2) Byelaw 10(1) shall not apply to any event at which the Council has given permission that fires may be lit

## **Missiles**

**11.** No person shall in the ground throw or use any device to propel or discharge any object which is liable to cause injury to any other person.

## **Interference with life-saving equipment**

**12.** No person shall except in case of emergency remove from or displace within the ground or otherwise tamper with any life-saving appliance provided by the Council.

# **PART 3**

## **HORSES, CYCLES AND VEHICLES**

### **Interpretation of Part 3**

**13.** In this Part:

“designated route” means a route in or through the grounds which is set aside for a specified purpose, that route and its purpose to be indicated by notices placed in a conspicuous position;

“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 a mechanically propelled vehicle other than a motor cycle or invalid carriage;

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

## **Horses**

**14.** (1) No person shall ride a horse in the ground other than in the Lucy Warren ground where horse riding is permitted in the exercise of a lawful right or privilege.

(2) In the Lucy Warren ground where horseriding is permitted by virtue of a lawful right or privilege, no person shall ride a horse in such a manner as to cause danger to any other person.

### **Cycling**

15. No person shall without reasonable excuse ride a cycle in the ground except in any part of the ground where there is right of way for cycles or on a designated route for cycling.

### **Motor vehicles**

16. 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 for that class of vehicle.

### **Overnight parking**

17. No person shall without the consent of the Council leave or cause or permit to be left any motor cycle, motor vehicle or trailer in the ground between the hours of 12 midnight and 6 a.m.

## **PART 4**

### **PLAY AREAS, GAMES AND SPORTS**

#### **Interpretation of Part 4**

18. In this Part:

“ball games” means any game involving throwing, catching, kicking, batting or running with any ball or other object designed for throwing and catching, but does not include cricket;

“golf course” means any area within the ground set aside for the purposes of playing golf and includes any golf driving range, golf practice area or putting course;

“self-propelled vehicle” means a vehicle other than a cycle, invalid carriage or pram, which is propelled by the weight or force of one or more persons skating, sliding or riding on the vehicle or by one or more persons pulling or pushing the vehicle.

#### **Children’s play areas**

19. No person aged 14 years or over shall enter or remain in a designated area in the ground which is a children’s play area unless in charge of a child under the age of 14 years.

#### **Children’s play apparatus**

20. No person aged 14 years or over shall in the ground use any apparatus stated to be for the exclusive use of persons under the age of 14 years by a notice conspicuously displayed on or near the apparatus.

### **Skateboarding Etc.**

21. No person shall in the ground skate, slide or ride on rollers, skateboards or other self-propelled vehicles except in a designated area for such activities

### **Ball games**

22. No person shall play ball games in the Bishops College ground

23. No person shall in the ground play ball games outside a designated area for playing ball games in such a manner:

- (a) as to exclude persons not playing ball games from use of that part;
- (b) as to cause danger or give reasonable grounds for annoyance to any other person in the ground; or
- (c) which is likely to cause damage to any tree, shrub or plant in the ground

24. It is an offence for any person using a designated area in the ground for playing ball games to break any of the rules set out in Schedule 3 and conspicuously displayed on a sign in the designated area when asked by any person to desist from breaking those rules.

### **Cricket**

25. No person shall in the ground throw or strike with a bat a cricket ball except in a designated area for playing cricket.

### **Archery**

26. No person shall in the ground engage in the sport of archery except in connection with an event organised by or held with the consent of the Council.

### **Field Sports**

27. No person shall throw or put any javelin, hammer, discus or shot in the ground except in connection with an event organised by or held with the consent of the Council.

### **Golf**

28. No person shall in the ground drive, chip or pitch a hard golf ball except on the Cheshunt Golf Course or the Wormley Playing Fields mini golf course.

29. (1) No person shall play golf on the Cheshunt Golf Course or Wormley Playing Fields mini golf course unless he holds a valid ticket issued by or on behalf of the Council entitling him to do so, which ticket shall be retained and shown on demand to any authorised officer or agent of the Council;

(2) No person shall enter on or remain on the Cheshunt Golf Course or Wormley Playing Fields mini golf course unless—

- (a) taking part in the game of golf or accompanying a person so engaged; or
- (b) doing so in the exercise of a lawful right or privilege.

(3) No person shall offer his service for hire as an instructor Cheshunt golf course or Wormley Playing Fields mini golf course without the consent of the Council.

## **PART 5**

### **WATERWAYS**

#### **Interpretation of Part 5**

**30.** In this Part:

“boat” means any yacht, motor boat or similar craft but not a model or toy boat;

“power-driven” means driven by the combustion of petrol vapour or other combustible substances;

“waterway” means any river, lake, pool, or other body of water, and includes any fountain.

#### **Bathing**

**31.** No person shall without reasonable excuse bathe or swim in any waterway in the ground except in a designated area for bathing and swimming.

#### **Ice Skating**

**32.** No person shall in the ground step onto or otherwise place their weight upon any frozen waterway.

#### **Model Boats**

**33.** No person shall operate a power-driven model boat on any waterway in the ground except in a designated area for model boats.

#### **Boats**

**34.** No person shall sail or operate any boat, dinghy, canoe, sailboard, or inflatable on any waterway in the ground without the consent of the Council.

#### **Fishing**

**35.** No person shall in any waterway in the ground cast a net or line for the purpose of catching fish or other animals.

#### **Pollution of waterways**

**36.** No person shall foul or pollute any waterway in the ground.



### **Blocking of watercourses**

37. No person shall cause or permit the flow of any drain or watercourse in the ground to be obstructed or diverted or open or shut or otherwise move or operate any sluice or similar apparatus.

## **PART 6**

### **MODEL AIRCRAFT**

#### **Interpretation of Part 6**

38. In this Part—

“model aircraft” means an aircraft which weighs not more than 7 kilograms without its fuel;

“power-driven” means driven by—

- (a) the combustion of petrol vapour or other combustible substances;
- (b) 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 2.54 centimetres in length; or
- (c) by one or more electric motors or by compressed gas.

“radio-control” means control by a radio signal from a wireless transmitter or similar device.

#### **General prohibition**

39. No person shall cause any power-driven model aircraft to—

- (a) take off or otherwise be released for flight, or control the flight of such an aircraft in the ground; or
- (b) land in the ground without reasonable excuse.

## **PART 7**

### **OTHER REGULATED ACTIVITIES**

#### **Provision of services**

40. No person shall in the ground without the consent of the Council provide or offer to provide any service for which a charge is made.

#### **Excessive noise**

41 (1) No person shall, after being requested to desist by any other person in the ground, make or permit to be made any noise which is so loud or so continuous or repeated as to give reasonable cause for annoyance to other persons in the ground by:

- (a) shouting or singing;
- (b) playing on a musical instrument; or
- (c) by operating or permitting to be operated any radio, amplifier, tape recorder or similar device,

(2) Byelaw 41(1) does not apply to any person holding or taking part in any entertainment held with the consent of the Council.

### **Public shows and performances**

42. No person shall without the consent of the Council hold or take part in any public show or performance in the ground.

### **Aircraft, hang-gliders and hot-air balloons**

43. No person shall except in case of emergency or with the consent of the Council take off from or land in the ground in an aircraft, helicopter, hang-glider or hot-air balloon.

### **Kites**

44. No person shall fly any kite in the ground in such a manner as to cause danger or give reasonable grounds for annoyance to any other person.

### **Metal detectors**

45. (1) No person shall without the consent of the Council use any device designed or adapted for detecting or locating any metal or mineral in the ground.

(2) Byelaw 45(1) shall not apply to those grounds listed in Part 2 Schedule 2

## **PART 8**

### **MISCELLANEOUS**

#### **Obstruction**

46. No person shall—

- (a) obstruct any officer of the Council in the proper execution of his duties;
- (b) obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Council; or
- (c) obstruct any other person in the proper use of the ground.

#### **Savings**

47. 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.

48. 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**

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

### **Penalty**

50. 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.

### **Revocation**

51. (1) Byelaws 3 to 9 and 12 to 17 made by the Borough of Broxbourne Council on 5 July 1977 and confirmed by the Secretary of State for the Home Department on 24 October 1977 relating to Barclay Park are hereby revoked.

(2) Byelaws made by the Cheshunt Urban District Council on 28 February 1922 and confirmed by the Assistant Secretary for the Ministry of Health on 10 May 1922 relating to Cedars Park are hereby revoked.

(3) Byelaws made by the Cheshunt Urban District Council on 24 February 1914 and confirmed by the Secretary for the Local Government Board on 22 May 1914 relating to Grundy Park are hereby revoked.

(4) Byelaws 2 to 21, 23 to 30 and 32 made by the Cheshunt Urban District Council on 24 February 1914 and confirmed by the Secretary for the Local Government Board on 22 May 1914 relating to Turner's Hill Pleasure Ground are hereby revoked.

(5) Byelaws made by the Hoddesdon Cheshunt Urban District Council on 13 August 1899 and confirmed by the Secretary for the Local Government Board on 2 February 1900 relating to Whitley Road Pleasure Ground are hereby revoked.

(6) Byelaws 2 to 22, 24 to 32 made by Hoddesdon Urban District Council on 30 June 1920 and confirmed by the Assistant Secretary for the Ministry of Health on 22 September 1920 relating to Christie Recreation Ground are hereby revoked.

## SCHEDULES

### SCHEDULE 1

#### Grounds to which byelaws apply generally

The grounds referred to in byelaw 2 are as follows

Alamein Close Open Space, Broxbourne

Appleby Street Open Space adjoining Francis Farm, Cheshunt

Appleby Street Open Space adjoining Park Lane, Cheshunt

Baas Hill, Wormley

Barclay Park, Hoddesdon

Beechfield Open Space, Hoddesdon

Open Space surrounding Bishop's College, Cheshunt

Bloomfield Road Open Space, Cheshunt

Bridleway South Open Space, Hoddesdon

Brookside Open Space, Hoddesdon

Broomfield Avenue Open Space, Turnford

Bury Green Road Open Space, Cheshunt

Cadmore Lane Open Space, Cheshunt

Castle Road Open Space, Hoddesdon

Cedars Park, Cheshunt

Cheshunt Golf Course

Civic Hall Open Space, Broxbourne

Claremont Open Space, Cheshunt

Clifton Close Open Space, Cheshunt

Clyfton Close Open Space, Wormley

Cock Lane Open Space, Hoddesdon

Cornwall Close Open Space, Waltham Cross

Dahlia Close Open Space, Cheshunt

Dairyglen Avenue Open Space, Waltham Cross

Deaconsfield Open Space, Hoddesdon

Dig Dag Hill, Cheshunt

Fairley House Open Space, Cheshunt

Farmhouse Close Open Space, Turnford

Felton Close Open Space, Turnford

Fishers Close Open Space, Waltham Cross

Flamstead Playing Fields, Cheshunt

Galloway Close Open Space, Turnford

Gladding Road Open Space, Cheshunt

Goffs Lane Playing Fields, Cheshunt

Goffs Oak Playing Fields, Cheshunt

Goodman Open Space, Waltham Cross

Grundy Park, Cheshunt

Hammondstreet Road Playing Fields

Highwood Road Open Space, Hoddesdon

Hoddesdon Open Air Pool and the surrounding pleasure grounds

Holdbrook Open Space, Waltham Cross

Open Space above Holmsdale Tunnel, Waltham Cross

Isabel Christie Open Space, Hoddesdon

Kings Road Open Space, Waltham Cross

Landau Way Open Space, Turnford

Lucy Warren Open Space, Broxbourne  
The Meadway Open Space, Broxbourne  
Morice Road Open Space, Hoddesdon  
Moxom Avenue Open Space, Cheshunt  
Mulberry Close Open Space, Turnford  
Nightingale Road Open Space, Cheshunt  
Nightleys Playing Fields, Cheshunt  
Old Highway Open Space, Hoddesdon  
Oxford Close Open Space, Cheshunt  
Paddick Close Open Space, Hoddesdon  
Penton Drive Open Space, Cheshunt  
Perrysfield, Cheshunt  
Pitfield Open Space, Hoddesdon  
Pound Close Open Space, Hoddesdon  
Richardson Crescent Open Space, Cheshunt  
Rosedale Way Open Space, Cheshunt  
Roselands Wood Public walk, Hoddesdon  
Station Road Open Space, Broxbourne  
Trafalgar Avenue Open Space, Broxbourne  
Tregelles Open Space, Hoddesdon  
Waltham Cross Playing Fields  
Whit Hern Pleasure Ground Cheshunt  
Wormley Playing Fields and Recreation Ground

## SCHEDULE 2

## PART 1

The grounds referred to in Byelaw 3, Opening Times are as follows:

Cedars Park, Cheshunt

Hoddesdon Open Air Pool and the surrounding pleasure grounds

Kings Road Open Space

Old Highway Open Space, Hoddesdon

Penton Drive Open Space, Cheshunt

Walters Close Open Space, Cheshunt

Whit Hern Pleasure Ground, Cheshunt

## PART 2

The grounds referred to in byelaw 45, Metal Detecting are as follows:

Appleby Street Open Space adjoining Francis Farm, Cheshunt

Appleby Street Open Space adjoining Park Lane, Cheshunt

Beechfield Open Space, Hoddesdon

Bloomfield Road Open Space, Cheshunt

Brookside Open Space, Hoddesdon

Broomfield Avenue Open Space, Turnford

Bury Green Road Open Space, Cheshunt

Cadmore Lane Open Space, Cheshunt

Castle Road Open Space, Hoddesdon

Claremont Open Space, Cheshunt

Clifton Close Open Space, Cheshunt

Clyfton Close Open Space, Wormley

Cornwall Close Open Space, Waltham Cross

Dahlia Close Open Space, Cheshunt  
Dairyglen Avenue Open Space, Waltham Cross  
Deaconsfield Open Space, Hoddesdon  
Dig Dag Hill, Cheshunt  
Fishers Close Open Space, Waltham Cross  
Flamstead Playing Fields, Cheshunt  
Gladding Road Open Space, Cheshunt  
Goodman Open Space, Waltham Cross  
Hammondstreet Road Playing Fields  
Kings Road Open Space, Waltham Cross  
Moxom Avenue Open Space, Cheshunt  
Nightingale Road Open Space, Cheshunt  
Oxford Close Open Space, Cheshunt  
Penton Drive Open Space, Cheshunt  
Perrysfield, Cheshunt  
Pitfield Open Space, Hoddesdon  
Pound Close Open Space, Hoddesdon  
Richardson Crescent Open Space, Cheshunt  
Rosedale Way Open Space, Cheshunt  
Trafalgar Avenue Open Space, Broxbourne  
Tregelles Open Space, Hoddesdon  
Walters Close Open Space, Cheshunt



## SCHEDULE 3

### Rules for Playing Ball Games in Designated Areas

#### Byelaw 24

Any person using a designated area for playing ball games must comply with the following rules:

- 1 No person shall play any game other than those ball games for which the area has been set aside.
- 2 No person shall obstruct any other person who is playing in accordance with these rules.
- 3 Where exclusive use has been granted to a person or group of persons by the Council for a specified period, no other person shall play during that period.
- 4 Subject to paragraph (5), where the area is already in use by any person their permission to play must be sought by any other person wishing to play.
- 5 Except where they have been granted exclusive use by the Council for more than two hours, any person using the area shall vacate it if they have played continuously for two hours or more and know that any other person wishes to use the area.
- 6 No person shall play when a notice has been placed in a conspicuous position by the Council prohibiting play in that area of the ground.

Sealed with the Common Seal of the  
BOROUGH OF BROXBOURNE COUNCIL  
In pursuance of a resolution passed at a meeting  
of the Council on 28 February 2006  
In the presence of



C1569

  
Chief Executive Officer

Dated 1 March 2006

1945-1946