

SOUTH NORFOLK DISTRICT COUNCIL

SWARDESTON COMMON

BYELAWS

BYELAWS MADE BY THE RURAL DISTRICT COUNCIL OF FOREHOE AND HENSTEAD IN PURSUANCE OF A SCHEME MADE BY THEM AND APPROVED BY THE MINISTER OF AGRICULTURE, FISHERIES AND FOOD UNDER SECTION 1 (1) OF THE COMMONS ACT, 1899, WITH RESPECT TO SWARDESTON COMMON IN THE PARISH OF SWARDESTON IN THE DISTRICT OF SOUTH NORFOLK IN THE COUNTY OF NORFOLK.

1. Throughout these byelaws the expression "the Council" means the Rural District Council of Forehoe and Henstead and the expression "the Common" means the piece of land with ponds, streams, paths and roads thereon commonly known as Swardeston Common situate in the parish of Swardeston in the County of Norfolk and referred to as "the Common" in the Scheme under the Commons Act, 1899, made by the Rural District Council of Forehoe and Henstead on the 23rd day of January 1964, and approved by Order of the Ministry of Agriculture, Fisheries and Food on the 28th day of February 1964 and the expression "the Scheme" means the aforesaid Scheme.
2. An Act necessary to the proper execution of his duty on the Common by an officer of the Council or by any person or servant of any person employed by the Council shall not be deemed to be an offence against these Byelaws.
3. A person shall not place or deposit and leave on the Common without lawful authority any road-sand, materials for repair of roads, wood or other matter.
4. A person shall not without lawful authority, dig, cut or take turf, sods, gravel, sand, clay or other substance on or from the Common or cut, fell or injure any gorse, heather, timber or other tree, shrub, brushwood or other plant growing on the Common.
5. A person shall not carelessly or negligently deface, injure or remove any seat, shelter, pavilion, drinking fountain, fence, rubbish receptacle or any works erected or maintained by the Council on the Common.
6. A person shall not without lawful authority shoot or chase game or other animals on the Common.
7. A person shall not without lawful authority, draw, drive or place upon the Common or any part thereof any carriage, cart, caravan, truck, motor-cycle or other vehicle (unless intended for the conveyance of a child or children or an invalid) or any aircraft (except in the case of accident or other sufficient cause). Provided that where the Council sets apart a portion of the Common for the use of vehicles, this byelaw shall not be deemed to prohibit the driving or wheeling in or to that portion of a vehicle of the class for which it is set apart.
8. A person shall not without the consent of the Council or other lawful authority, erect or permit to remain on the Common any building, shed, tent, fence, post, railing or other structure.
9. A person shall not (except in the case of a fair lawfully held) place on the Common any show, exhibition, swing, roundabout or other like thing.
10. A person shall not, without lawful authority, camp or light any fire on the Common.
11. A person shall not, without lawful authority, fire or discharge any firearm, or to the damage or danger of any person throw or discharge any missile on the Common.
12. A person shall not, without lawful authority, turn out or permit to remain on the Common, any cattle, sheep or other animals.
13. A person shall not, without lawful authority, drive, exercise or break in any horse on any part of the Common.
14. A person shall not hinder or obstruct any officer of the Council in the exercise of his powers or duties under the Scheme or under any of the foregoing Byelaws.
15. Every person who shall offend against any of the foregoing Byelaws shall be liable on summary conviction to a fine not exceeding £20 (Twenty Pounds).*
16. An officer of the Council, after due warning, may remove from the Common any vehicle or animal drawn, driven or placed, or any structure erected or placed thereon in contravention of the Scheme or of the foregoing Byelaws, and may remove from the Common any person who, within his view, commits, or whom he reasonably suspects of committing an offence against such Byelaws or against the Vagrancy Acts.

Adopted at a meeting of the said Rural District Council of Forehoe and Henstead on the 16th day of November, 1970.
(NOTE: THE POWERS OF THE FORMER FOREHOE AND HENSTEAD RURAL DISTRICT COUNCIL REFERRED TO IN THIS BYELAW ARE NOW VESTED IN THE SOUTH NORFOLK DISTRICT COUNCIL, AS SUCCESSOR AUTHORITY.)

* By virtue of the Criminal Law Act, 1977, Section 31, the maximum fine is now £50 (Fifty Pounds).

A. V. EDWARDS
Clerk of the Council