



ST. HELENA

## CHAPTER 155

# RECREATION AND PLAYGROUNDS ORDINANCE and Subsidiary Legislation

### Non-authoritative Consolidated Text

This is not an authoritative 'revised edition' for the purposes of the Revised Edition of the Laws Ordinance; it has been prepared under the supervision of the Attorney General for the purpose of enabling ready access to the current law, and specifically for the purpose of being made accessible via the internet.

Whilst it is intended that this version accurately reflects the current law, users should refer to the authoritative texts in case of doubt. Enquiries may be addressed to the Attorney General at Essex House, Jamestown  
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Visit our [LAWS page](#) to understand the St. Helena legal system and the legal status of this version of the Ordinance.

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<sup>1</sup> These contact details may change during 2011 or early in 2012. In case of difficulty, email [shgwebsite@sainthelena.gov.sh](mailto:shgwebsite@sainthelena.gov.sh) or telephone (+290) 2470.

**CHAPTER 155****RECREATION AND PLAYGROUNDS ORDINANCE**

*(Ordinances 9 of 1938, 2 of 1968 and 1 of 2001)*

AN ORDINANCE TO REGULATE THE USE OF RECREATION AND PLAYGROUNDS IN ST. HELENA.

**Commencement**

*[14 December 1938]*

**Short title**

1. This Ordinance may be cited as the Recreation and Playgrounds Ordinance.

**Interpretation**

2. In this Ordinance, and in any regulations made hereunder, unless the context otherwise requires—

“**child**” means a person who is under the age of ten years;

“**young person**” means a person who is ten years of age or over and under the age of sixteen years.

**Reservation of lands**

3. It shall be lawful for the Governor by order, which order may be at any time varied or revoked, to declare any Crown land to be a public recreation ground and to reserve the use of any portion of such land so declared to be a children’s or young persons’ playground.

**Powers of the Governor in Council**

4. The Governor in Council may make regulations providing for—

- (a) the uses to which recreation or playgrounds may be put;
- (b) the times of day that they shall be open to the public;
- (c) the closing of any recreation or playground;
- (d)<sup>2</sup> the general management and control of recreation and play grounds and for all other matters connected therewith.

**Offences**

5.<sup>3</sup> Any person who—

- (a) wilfully damages any recreation or playground or any article of equipment thereon;
- (b) obstructs persons lawfully using a recreation or playground;
- (c) uses a playground contrary to the provisions of the regulations;
- (d) uses a recreation or playground during prohibited times,

shall be guilty of an offence against this Ordinance and shall be liable on conviction before a summary court to a fine not exceeding £100.

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<sup>2</sup> Section 4(d) inserted by Ord. 2 of 1968

<sup>3</sup> Section 5 amended by Ord. 1 of 2001

**PUBLIC RECREATION GROUND ORDERS – SECTION 3**

*(Legal Notices 3 of 1940, 8 of 1953, 9 of 1957 and 12 of 1957)*

The following places have been declared as public recreation grounds reserved for the use of children or young people—

- (a) the upper half of the Lower Graveyard<sup>4</sup>
- (b) Francis Plain<sup>5</sup>
- (c) the Duke of Edinburgh Recreation Grounds<sup>6</sup>

**RECREATION AND PLAYGROUNDS (CLOSING) REGULATIONS – SECTION 4**

*(Legal Notices 13/1954, 4/1967, 6/1984 and 15/1999)*

**Short title**

1. These regulations may be cited as the Recreation and Playgrounds (Closing) Regulations.

**Temporary closing for purposes of public interest or welfare**

2.<sup>7</sup> On application by any organisation, group of persons or individual member of the public, the Council Committee<sup>8</sup> may, in their discretion, order the temporary closing to the public of the whole or any part of any recreation or playground to enable such recreation or playground to be used for a specific purpose on a day or days to be specified, provided that such purpose shall, in the opinion of the Council Committee, be one of public interest or welfare.

**Temporary closing for purposes of management, maintenance or development**

3.<sup>9</sup> The Council Committee may, in their discretion, order the temporary closing to the public of the whole or any part of any recreation or playground for the purposes of management, maintenance or development for such period or periods as may appear necessary to it.

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<sup>4</sup> L.N. 3/1940

<sup>5</sup> L.N. 8/1953

<sup>6</sup> L.N. 9/1957. Regulations provided that this is to be open from 7 a.m. to 7 p.m. every day (including Sunday); that no person over 15 years may use any of the equipment, and that children under 5 years must be accompanied by a responsible person. (L.N. 12/1957)

<sup>7</sup> Regulation 2 amended by L.N. 4/1967 and L.N. 6/1984

<sup>8</sup> By L.N. 15/1999, the relevant Council Committee is the Education Committee.

<sup>9</sup> Regulation 3 amended by L.N. 6/1984

**RECREATION AND PLAYGROUNDS**  
**(MANAGEMENT AND CONTROL) REGULATIONS – SECTION 4**

*(Legal Notices 16 of 1999 and 26 of 2009)*

**Short title**

**1.** These regulations may be cited as the Recreation and Playgrounds (Management and Control) Regulations.

**Management and control of recreation and playgrounds**

**2. (1)** A Council Committee (“the Committee”) shall be responsible for the general management and control of recreation and playgrounds.

**(2)** The Committee may, in respect of the Public Recreation Ground known as Francis Plain, delegate the day to day responsibility for management and control to a public officer employed within the Education Department.

**Committee to determine certain matters**

**3.** The Committee may prescribe—

- (a)* rules and procedures for the use of Francis Plain; and
  - (b)* fees payable for the use of Francis Plain.
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