

BOROUGH OF SWINDON



BYELAWS

made by the Mayor Aldermen and Burgesses of the Borough of Swindon acting by the Council under Section 164 of the Public Health Act 1875 with respect to the pleasure grounds known as the Alton Close Play Area, Bourne Road Play Area, Cambria Bridge Recreation Ground, Cheney Manor Pleasure Ground, Clanfield Road Play Area, Coate Water, County Ground, Cranmore Avenue Play Area, Cricklade Road Recreation Ground, Dulverton Avenue Play Area, Edinburgh Street Recreation Ground, Euclid Street Recreation Ground, Huntley Close Play Area, Hurst Recreation Ground, Kimberley Road Play Area, Lyndhurst Crescent Play Area, Mannington Recreation Ground, Marlborough Road Recreation Ground, Minety Road Play Area, Monkton Close Play Area, Moredon Recreation Ground and Sports Field, The Park, Peahill Recreation Ground and Sports Field, Quarry Road Recreation Ground, Queen's Park, Rodbourne Cheney Recreation Ground, Rodbourne Recreation Ground, Savernake Street Play Areas, Shaftesbury Avenue Play Area, Shrewton Walk Play Area, Southbrook Recreation Ground, Spring Gardens Recreation Ground, St. Mark's Recreation Ground, Town Gardens, Walcot Recreation Ground and Sports Field, Walcot West Play Area, Westcott Recreation Ground, Wheeler Avenue Play Area and Winterslow Road Play Area and under sections 12 and 15 of the Open Spaces Act, 1906 with respect to the Recreation Grounds known as The Circle Play Area, Dorset Green Play Area, Northern Road Play Area, Richard Jefferies Parkway, Sandringham Road Open Space and Tovey Road Play Area.

*Printed with map*

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Shaftesbury Avenue Play Area, Shrewton Walk Play Area, Southbrook Recreation Ground, Spring Gardens Recreation Ground, St. Mark's Recreation Ground, Towey Road Play Area, Town Gardens, Walcott Recreation Ground and Sports Field, Walcot West Play Area, Westcott Recreation Ground, Wheeler Avenue Play Area and Winterslow Road Play Area.

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. Each of the pleasure grounds or parts of pleasure grounds described in the Schedule to this byelaw shall be opened at the hour of 7.30 in the forenoon of every day (except Sundays and Bank Holidays when they shall be opened at the hour of 9 in the forenoon) and shall be closed 30 minutes after sunset of every day throughout the year.

SCHEDULE

Cheney Manor Pleasure Ground

Coate Water

County Ground

The Park

Penhill Recreation Ground and Sports Field

(the eastern section bounded by Inglesham Road and Hilary Close and containing the tennis courts, bowling green, children's play area and ornamental gardens).

Spring Gardens Recreation Ground

St. Mark's Recreation Ground

Town Gardens

Queen's Park

*See Byelaws*

4. On any day on which the pleasure grounds or parts of pleasure grounds to which the foregoing byelaw applies are open to the public a person shall not enter them before the time or enter or remain in them after the time appointed in the foregoing byelaw.

5. 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.

6. A person shall not in the pleasure grounds known as Cheney Manor Pleasure Ground, Coate Water, Queen's Park, Richard Jefferies Parkway and St. Mark's Recreation Ground, wilfully, carelessly or negligently displace or remove any mechanisms or works connected with the flow of water to or from the lakes or the water courses.

7. (i) 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.

(ii) 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 who in accordance with the foregoing proviso, brings a motor vehicle into the pleasure ground shall not drive the vehicle at such a speed or in such a manner as to cause or be likely to cause danger to any person using the pleasure ground.

*\* See Byelaws Nos 6-72*

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Provided always that this byelaw shall not be deemed to require the pleasure grounds or parts of pleasure grounds to be opened and closed at the hours hereinbefore prescribed on any day when, in pursuance of any statutory provision in that behalf, the Council close the pleasure grounds or parts of pleasure grounds to the public.



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.

18. 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.

19. (i) A person shall not in the pleasure ground fly any power-driven model aircraft.

Provided that this prohibition shall not apply to any of the pleasure grounds known as Mannington Recreation Ground, Marborough Road Recreation Ground and Penhill Recreation Ground and Sports Field.

(ii) Where any part of the pleasure grounds known as Mannington Recreation Ground, Marborough Road Recreation Ground and Penhill Recreation Ground and Sports Field, has, by a notice conspicuously exhibited in the pleasure ground, been set apart by the Council for the flying of power-driven model aircraft a person shall not fly or permit any such model aircraft to fly in any other part of the pleasure ground.

(iii) A person shall not in any part of the pleasure ground as set apart by the Council for the flying of power-driven model aircraft fly any such model aircraft unless it is attached to a control line and is kept under effective control.

In these byelaws the expression 'power-driven model aircraft' means any model aircraft driven by combustion of petrol vapour or other combustible substances.

20. A person who has attained the age of fourteen years shall not use any equipment in the pleasure ground which by a notice fixed or set up near thereto, has been set apart by the Council for the exclusive use of persons under that age.

21. 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 purposes as are specified in the application.

(ii) beat, shake, sweep, brush or cleanse any carpet, druggery, rug or mat or any other fabric retaining dust or dirt.

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

(iv) 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.

22. (i) A person shall not deliver any public address, or lecture, or hold or take part in any public discussion or any meeting for the purpose of making any political, religious, or other demonstration, or of the holding of any religious service in any part of the pleasure ground.

Provided that this byelaw shall not apply to the pleasure grounds known as the County Ground, The Park and the Town Gardens.

(ii) Where any part of any of the pleasure grounds known as the County Ground, The Park and the Town Gardens has by a notice affixed in a conspicuous position in the pleasure ground been set apart by the Council for the purpose of public meetings a person shall not hold or take part in any public meeting or deliver any public address in any other part of that pleasure ground.

23. A person shall not in the pleasure ground by operating or causing or suffering to be operated any wireless set, gramophone, amplifier or similar instrument, make or cause or suffer to be made any noise which is so loud and so continuous or repeated as to give reasonable cause for annoyance to other persons using the pleasure ground.

24. 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.

*Approved by the Council*

25. A person shall not in the pleasure ground use any obscene language to the annoyance of any person.

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

27. 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 for belief that 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.

28. The byelaws relating to various pleasure grounds which were made by the Mayor Aldermen and Burgesses of the Borough of Swindon on the 11th March, 1964 and the 4th December, 1968, and which were respectively confirmed by the Secretary of State on the 27th May, 1964 and the 24th January, 1969 are hereby repealed.

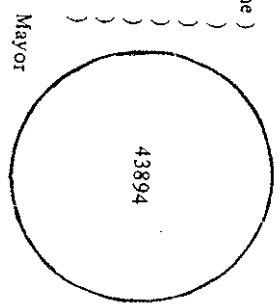
PASSED under the Common Seal of the )

Mayor Aldermen and Burgesses of the )

Borough of Swindon this 23rd day of )

May 1973 in the presence of: - )

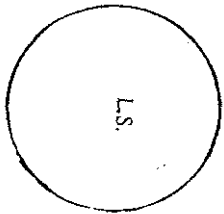
PETER J. FURKINS )



Mayor

ALAN L. MARGERISON

Deputy Town Clerk



Home Office,  
Whitehall.

24th September, 1973.

The Secretary of State this day confirmed the foregoing byelaws and fixed the date on which they are to come into operation as the first day of November 1973.

K. P. WITNEY

An Assistant Under Secretary of State.

The foregoing byelaws are a true copy of the byelaws confirmed by the Secretary of State on 24th September, 1973.