

Yate Town Council

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

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SCHEDULE 1 - Fishing rules (Byelaw 28)

Byelaws made under section 164 of the Public Health Act 1875 by the Yate Town Council with respect to Brinsham Fields, Coopers Drive, Brinsham Park, Yate, South Gloucestershire.

PART 1 GENERAL

General Interpretation

1. In these byelaws:

“the Council” means Yate Town Council;

“the ground” means Brinsham Fields.

“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 Brinsham Fields.

PART 2

PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC

Protection of structures and plants

3. (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

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

Climbing

5. No person shall without reasonable excuse climb any wall or fence in or enclosing the ground, or any tree, or any barrier, railing, post or other structure.

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 kill, injure, take or disturb any animal, or engage in hunting or shooting or the setting of traps or the laying of snares.

Camping

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

Fires

9. (1) No person shall light a fire or place, throw or drop a lighted match or any other thing likely to cause a fire.
 - (2) Byelaw 9(1) shall not apply to:
 - (a) the lighting of a fire at any event for which the Council has given permission that fires may be lit.
 - (b) the lighting of a fire in an area, or on a structure, designated by the Council for the lighting of fires.

Interference with life-saving equipment

10. 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

11. In this Part:

“designated route” means a route in or through the ground which is set aside for a specified purpose, its route and that 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 any mechanically-propelled vehicle other than a motor cycle or an invalid carriage;

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

Horses

12. (1) No person shall ride a horse except:
- (a) on a designated route for riding; or
 - (b) in the exercise of a lawful right or privilege.
- (2) Where horse-riding is permitted by virtue of Byelaw 12(1)(a) or a lawful right or privilege, no person shall ride a horse in such a manner as to cause danger to any other person.

Cycling

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

Motor vehicles

14. 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 or a designated route for that class of vehicle.

Overnight parking

15. No person shall without the consent of the Council leave or cause or permit to be left any motor vehicle in the ground between the hours of 9.30 p.m. and 6.00 a.m. April to September and 7.30pm and 6.00am October to March.

PART 4

PLAY AREAS, GAMES AND SPORTS

Interpretation of Part 4

16. 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 apparatus

17. No person aged 14 years or over shall 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

18. No person shall skate, slide or ride on rollers, skateboards or other self-propelled vehicles in such a manner as to cause danger or give reasonable grounds for annoyance to other persons.

Ball games

Ball games permitted throughout the ground.

19. No person shall play ball games in such a manner:

- (a) as to cause danger or give reasonable grounds for annoyance to any other person in the ground; or
- (b) which is likely to cause damage to any tree, shrub or plant in the ground.

Archery

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

Field sports

21. No person shall throw or put any javelin, hammer, discus or shot except in connection with an event organised by or held with the consent of the Council or on land set aside by the Council for that purpose.

Golf

22. No person shall drive, chip or pitch a hard golf ball.

PART 5

WATERWAYS

Interpretation of Part 5

23. 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;

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

Bathing

24. No person shall without reasonable excuse bathe or swim in any waterway.

Ice skating

25. No person shall step onto or otherwise place their weight upon any frozen water.

Model boats

26. No person shall operate a power-driven model boat on any water except in a designated area for model boats.

Boats

27. No person shall sail or operate any boat, dinghy, canoe, sailboard or inflatable on any water without the consent of the Council except in a designated area for the sailing or operation of boats.

Fishing

28. (1) No person shall cast a net or line in any water way for the purpose of catching fish or other animals from dusk til dawn.
- (2) It is an offence for any person fishing on the lake to break any of the rules set out in Schedule 1 and conspicuously displayed on a sign in the designated area when asked by any person to desist from breaking those rules.

Blocking of watercourses

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

PART 6

OTHER REGULATED ACTIVITIES

Provision of services

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

Excessive noise

31. (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 31(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

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

PART 7

MISCELLANEOUS

Obstruction

33. No person shall obstruct:
- (a) any officer of the Council in the proper execution of his duties;

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

Savings

- 34. (1) 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.
- (2) 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

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

Penalty

- 36. 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.

SCHEDULE 1

Fishing rules (Byelaw 28)

Any person fishing on the lake is required by byelaw 28 to comply with the following rules:

- (1) No person shall fish without a valid rod licence. Any children under the age of 12 must be accompanied by an adult.
- (2) No person shall leave litter or discarded fishing tackle
- (3) No person shall remove fish stock from the waterway to another location or waterway. All fish must be returned to the water after being caught.
- (4) No person shall use radios or other musical equipment while fishing. All noise must be kept to a minimum.
- (5) No person shall light a fire on the grounds.
- (6) No person shall bring a vehicle onto the grounds.
- (7) No person shall use more than 2 rods or 2 poles per person
- (8) All equipment used must be barbless or lead free

- (9) No person shall leave unused bait on the grounds
- (10) No person shall use any fishing method deemed harmful to fish or wildlife
- (12) No person shall fish in the designated area when a notice has been placed in a conspicuous position by the Council prohibiting fishing in that area.
- (13) No person shall cast into neighbouring swims or pegs.
- (14) No person shall use surface fishing methods or floating baits.
- (15) No person shall use fixed rigs.
- (16) No person shall obstruct a pathway using fishing equipment i.e. umbrellas, poles or rods.

Given under our hands this February day of 26th



Signed [Signature]
Signed [Signature]

Members of [Signature] Yate Town Council

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