



Borough of Hastings

BY - LAWS

WITH RESPECT TO THE

Pleasure Grounds

1965

made under Section 164 of the Public Health Act, 1875 and Section 212 of the Hastings Improvement Act, 1885 with respect to the **Pleasure Grounds** known as **Alexandra Park (including Old Roar Ghyll Thorpes Wood and Coronation Wood) Gensing Gardens Linton Gardens Lower Warrior Square Gardens St. Leonards Gardens Upper Warrior Square Gardens West Marina Gardens and the White Rock Pleasure Grounds (including The Oval).**

1. Throughout these bye-laws the expression "the Council" means the Mayor Aldermen and Burgesses of the County Borough of Hastings acting by the Council and the expression "the pleasure ground" means, except when inconsistent with the context, each of the pleasure grounds known as Alexandra Park (including Old Roar Ghyll Thorpes Wood and Coronation Wood) Gensing Gardens Linton Gardens Lower Warrior Square Gardens St. Leonards Gardens Upper Warrior Square Gardens West Marina Gardens and the White Rock Pleasure Grounds (including The Oval).

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 bye-laws.

3. A person shall not in the pleasure ground

- (i) carelessly or negligently deface, injure, or destroy any wall or fence in or enclosing the pleasure ground, or any building, barrier, railing, post or seat, or any erection or ornament;
- (ii) 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;

- (iii) ⁸⁰climb any wall or fence in or enclosing the pleasure ground, or any tree, or any barrier, railing, post or other erection;
- (iv) 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.

4. A person shall not bring or cause to be brought into the pleasure ground any cattle, sheep, goats or pigs, or any beast of draught or burden, unless, in pursuance of an agreement with the Council, or otherwise in the exercise of any lawful right or privilege, he is authorised to do so.

5. (i) 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, perambulator or chaise drawn or propelled by hand and used solely for the conveyance of a child or children;
- (c) an invalid carriage or chair whether motorised or not.

Provided that where the Council set apart a space in the pleasure ground for the use of any class of vehicle, this bye-law 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 shall not except in the exercise of any lawful right or privilege ride any bicycle, tricycle or other similar machine in any part of the pleasure ground.

6. A person who brings a vehicle into the pleasure ground shall not wheel or station it over or upon

- (i) any flower bed, shrub, or plant, or any ground in course of preparation as a flower bed, or for the growth of any tree, shrub, or plant;
- (ii) any part of the pleasure ground where the Council by a notice board affixed or set up in some conspicuous position in the pleasure ground prohibit its being wheeled or stationed.

7. A person shall not affix any bill, placard, or notice to or upon any wall or fence in or enclosing the pleasure ground, or to or upon any tree, or plant, or to or upon any part of any building, barrier, or railing, or of any seat, or of any other erection or ornament in the pleasure ground.

8. A person shall not in the pleasure ground—

- (i) bathe, wade, or wash, in any ornamental lake, pond, stream, or other water;
- (ii) wilfully, carelessly, or negligently foul or pollute any such water;
- (iii) take, injure, or destroy, or attempt to take, injure, or destroy any fish in any such water, or wilfully disturb or worry any water fowl;
- (iv) wilfully displace or disturb, injure, or destroy any bird's nest or wilfully take, injure, or destroy any bird's egg;
- (v) take, injure, or destroy any bird, or spread or use any net, or set or use any snare or other engine, instrument, or means, for the taking, injury or destruction of any bird.

9. A person shall not in the pleasure ground—

- (i) remove, cut, or displace any soil, turf, or plant;

- (ii) pluck any bud, blossom, flower, or leaf of any tree, shrub, or plant.

10. A person shall not in the pleasure ground walk, run, stand, sit or lie upon any flower bed, shrub or plant or any ground in course of preparation as a flower bed or for the growth of any tree, shrub, or plant.

11. A person shall not cause or suffer any dog belonging to him or in his charge to enter or remain in the pleasure ground, unless such dog be and continue to be under proper control and effectually restrained from causing annoyance to any person and from worrying or disturbing any animal or waterfowl and from entering any ornamental water.

12. A person resorting to the pleasure ground and playing or taking part in any game for which the exclusive use of any space in the pleasure ground has been set apart shall—

- (i) not play on the space any game other than the game for which it is set apart;
- (ii) in preparing for playing and in playing, use reasonable care to prevent undue interference with the proper use of the pleasure ground by other persons;
- (iii) when the space is already occupied by other players not begin to play thereon without their permission;
- (iv) where the exclusive use of the space has been granted by the Council for the playing of a match, 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 to 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.

13. 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.

14. 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, drugget, 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.

15. A person shall not in the pleasure ground fly any power driven model aircraft.

16. 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 connexion with the laying out or maintenance of the pleasure ground.

17. A person shall not deliver any public address in any part of the pleasure ground.

Provided that this bye-law shall not apply to any person taking part in any entertainment or function held in the pleasure ground by or in pursuance of an Agreement with the Council.

18. A person shall not to the annoyance of any person play upon any musical instrument or sing or give any performance or hold any exhibition at any time in any part of the pleasure ground.

Provided that this bye-law shall not apply to any person taking part in any entertainment or function held in the pleasure ground by or in pursuance of an Agreement with the Council.

19. Every person who shall offend against any of these bye-laws shall be liable on summary conviction to a fine not exceeding two pounds.

20. Every person who shall infringe any bye-law 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 bye-law is committed within the view of such Officer or constable and the name and residence of the person infringing the bye-law are unknown to and cannot be readily ascertained by such Officer or constable.

(ii) Where the infraction of the bye-law 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 of the person infringing the bye-law may result in another infraction of a bye-law, or that the removal of such person from the pleasure ground is otherwise necessary as a security for the proper use and regulation thereof.

21. The Bye-laws relating to Pleasure Grounds set out in the Schedule hereto are hereby repealed so far as they relate to any of the pleasure grounds described in bye-law No. I :

THE SCHEDULE

| Date of Making Bye-laws | By Whom Made | Date of Allowance | By Whom Allowed |
|-------------------------|--------------|--------------------|------------------------|
| 2nd April, 1917 | The Council | 21st May, 1917 | Local Government Board |
| 5th December, 1919 | The Council | 23rd January, 1920 | Minister of Health |
| 6th April, 1923 | The Council | 30th May, 1923 | Minister of Health |

THE COMMON SEAL OF THE MAYOR
ALDERMEN AND BURGESSES OF THE
COUNTY BOROUGH OF HASTINGS
was hereunto affixed this eighteenth day of
November 1965 in the presence of :



G. B. ASTON,
Deputy Town Clerk.

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 March 1966.



R. J. GUPPY,
An Assistant Under
Secretary of State

WHITEHALL
28th January, 1966

THE COMMON SEAL OF THE)
MAYOR ALDERMEN AND)
BURGESSES OF THE COUNTY)
BOROUGH OF HASTINGS was)
hereunto affixed this)
eighteenth day of)
November 1965 in the)
presence of:)



E. Linton
Deputy Town Clerk

The Secretary of State this day confirmed the fore-
going byelaws and fixed the date on which they are to
come into operation as the first day of March, 1966.

R. J. Gifford

An Assistant Under Secretary
of State.

WHITEHALL.

28th January 1966