



*London Borough of Richmond upon Thames*

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## **BYE-LAWS**

**Relating to Pleasure Grounds and  
Open Spaces in the Borough**

# London Borough of Richmond upon Thames

## BYELAWS

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### Relating to Pleasure Grounds and Open Spaces in the Borough

Byelaws made under Section 164 of the Public Health Act, 1875, Section 15 of the Open Spaces Act, 1906 and Sections 12 and 15 of the Open Spaces Act, 1906 by the Mayor and Burgesses of the London Borough of Richmond upon Thames acting by the Council at a meeting of the Council held on the tenth day of December 1985 with respect to pleasure grounds.

1. Throughout these byelaws the expression "the Council" means the Mayor and Burgesses of the London Borough of Richmond upon Thames, acting by the Council, and the expression "the ground" means, except where inconsistent or incompatible with the context, each of the open spaces and pleasure grounds set out in the First Schedule to these byelaws and as identified on Map No.PRM1 sealed by the Council on the tenth day of December 1985 and deposited in the Town Clerk's Office.
2. An act by a person for the time being duly authorised by the Council for any purpose in connection with the management, maintenance, improvement or regulation of the ground and acting in the proper execution of that purpose or a person duly authorised by such a person and acting in the proper execution of such authority or a person acting in the legal exercise of some right in, over or affecting the ground shall not be deemed an offence against these byelaws.
3. A person shall not in the ground
  - (i) climb any wall or fence in or enclosing the ground, or any tree, or any barrier, railing, post, or other erection;
  - (ii) without reasonable excuse remove or displace any wall or fence in or enclosing the ground, or any barrier, railing, post, seat, board, plate or tablet, or any part of any erection or ornament, or any implement provided for use in the laying out or maintenance of the ground.
4. 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 ground any cattle, sheep, goats, or pigs, or any beast of draught or burden.

5. (i) A person shall not, except in the exercise of any lawful right or privilege, bring or cause to be brought into the 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.
  - (c) a vehicle which is an invalid carriage complying with the requirements of and used in accordance with conditions prescribed by Regulations made under Section 20 of the Chronically Sick and Disabled Persons Act 1970  
Provided that this byelaw shall not be deemed to prohibit the driving over any public road or any track authorised by the Council for the purpose, and indicated in a notice board affixed or set up in some conspicuous position near to such track, of any vehicle, or, where the Council set apart a space in the ground for the use of any class of vehicle, the driving in or to that space by a direct route from the entrance to the 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 ground.
6. A person who brings a vehicle into the 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 ground where the Council by notice board affixed or set up in some conspicuous position in the ground prohibit it 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 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 ground.
8. A person shall not on the ground walk, run, stand, sit or lie upon
  - (i) any grass, turf, or other place where adequate notice to keep off such

grass, turf, or other place is exhibited;

Provided that such notice shall not apply to more than one fifth of the area of the ground;

(ii) 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.

9. A person shall not in the ground remove or displace any soil, turf, tree, shrub or plant.

10. A person shall not

(i) bathe, wade, or wash in any ornamental lake, pond, stream or other water in the ground;

(ii) intentionally, recklessly or negligently foul or pollute any such water;

(iii) kill, molest or intentionally disturb any fish or water fowl;

Provided that this byelaw shall not be deemed to prohibit bathing, wading or fishing from any part of the ground which, by a notice conspicuously exhibited near thereto, may be set apart by the Council for the purpose of bathing, wading or fishing

(i) during such periods as may be specified on the notice boards; and

(ii) by such number of persons not exceeding at any one time the number specified on the notice board.

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

(a) to enter any enclosed part of the grounds listed in Part 1 of Schedule 2 to these byelaws which, by a notice affixed or set up near thereto is reserved as a children's play area or a sports area;

(b) to enter or remain in any of the grounds listed in Part 2 of Schedule 2 unless such dog be on a lead.

12. Where the Council set apart any such part of the ground as may be fixed by the Council, and described in a notice board affixed or set up in some conspicuous position in the ground, for the purpose of any game specified in the notice board, which, by reason of the rules or manner of playing, or for the prevention of damage, danger, or discomfort to any person in the grounds may necessitate, at any time during the continuance of the game, the exclusive use by the player or players of any space in such part of the

ground, a person shall not in any space elsewhere in the ground play or take part in any game so specified in such a manner as to exclude persons not playing or taking part in the game from the use of such a space.

13. A person resorting to the ground and playing or taking part in any game for which the exclusive use of any space in the 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 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 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.
14. A person shall not in any part of the ground which may have been set apart by the Council for any game play or take part in any game
  - (a) 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 ground;
  - (b) except at such times as may be prescribed by the Council and advertised by notice set up in the portion or portions of the grounds so appointed.
15. A person shall not in any ground play any game with a cricket ball, golf ball or any other hard ball to the danger of any other person using the ground. Provided that this byelaw shall not be deemed to prohibit the playing of any game with a hard ball in any part of the ground which may be set apart by the Council for the playing of organised games and described in a notice board affixed or set up in a conspicuous position in the ground.
16. A person shall not in the 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 purpose as are specified in the application;

- (ii) 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 any 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 ground such commodity or article.
17. A person shall not in the ground intentionally obstruct, disturb, or annoy any other person in the proper use of the ground, or intentionally obstruct or disturb 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 ground.
  18. Where the Council set apart any such part of the ground as may be fixed by the Council, and described in a notice board affixed or set up in some conspicuous position on the ground, for the use of children under 15 years a person who has attained the age of 15 years shall not play or take part in any ball game in any such part of the ground unless such a person is bona fide in charge of a child or children under the age 15 years.
  19. A person shall not in the ground hold or take part in any public meeting except on any part of the ground which, by notice conspicuously exhibited, the Council set aside for public meetings.
  20. A person shall not take part in any public show or performance in the ground. Provided that this byelaw shall not apply to any person taking part in a bank show or any other entertainment held in the ground in pursuance of an agreement with the Council.
  21. A person shall not by playing any musical instrument or singing or by operating or causing or suffering to be operated any wireless set, gramophone, amplifier, tape recorder or similar instrument make, cause or suffer 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.
  22. A person shall not break in any horse in the ground. Where any part of the ground, by notices affixed in a conspicuous position in the ground, has been set apart by the Council as a place where horse riding is permitted, a person shall not, except in the exercise of any lawful right or privilege —
    - (a) ride a horse in any other part of the ground;

- (b) ride a horse on any part of the ground so set apart to the danger or annoyance of other persons in the ground;
  - (c) ride a horse on any part of the ground so set apart 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 riding.
23. A person shall not in the ground except as provided by byelaw 24 hereof
- (i) release any power-driven model aircraft for flight or control the flight of such an aircraft;
  - (ii) cause any power-driven model aircraft to take off or land in the ground.
24. Where any part of the ground known as the Old Deer Park has, by a notice conspicuously exhibited in the ground, been set apart by the Council for the flying of power-driven model aircraft
- (i) no person shall in any other part of the ground
    - (a) release any power-driven model aircraft for flight or control the flight of such an aircraft; or
    - (b) without reasonable excuse cause any power-driven model aircraft to take off or land,  
in such other part of the ground.
  - (ii) no person shall fly a power-driven model aircraft in any such part of the ground so set apart,  
unless —
    - (a) the aircraft is attached to a control line and kept under effective control;
    - (b) the noise emitted by the aircraft gives a noise measurement of not more than 82 dB (A) at a distance of seven metres from the aircraft when measured by means of the equipment described, and by the method set out, in the Code of Practice issued in pursuance of the approval given by the Control of Noise (Code of Practice on Noise from Model Aircraft) Order 1981;
    - (c) the aircraft is fitted with an effectual silencer or similar device except in relation to an aircraft to which the fitting of a silencer or similar device is not reasonably practicable.  
Provided that no power-driven model aircraft may be flown pursuant to this byelaw between the hours of two o'clock in the afternoon and sunset on Saturdays.
25. For the purpose of byelaws 23 and 24 the expression "model aircraft"

means an aircraft which either weighs not more than five kilogrammes without its fuel or is for the time being exempted (as a model aircraft) from the provisions of the Air Navigation Order, and the expression "power-driven" means driven by the combustion of petrol vapour or other combustible vapour or other combustible substances.

26. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding one hundred pounds.
27. Every person who shall infringe any byelaw for the regulation of the 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 ground of the person infringing the byelaw may result in another infraction of the byelaw, or that the removal of such person from the ground is otherwise necessary as a security for the proper use and regulation thereof.

#### Repeal of Byelaws

28. All existing byelaws for the regulation of public walks, pleasure grounds and open spaces made by the Council of the London Borough of Richmond upon Thames, the Council of the former Borough of Richmond (Surrey), the Council of the former Borough of Twickenham and the Council for the former Urban District Council of Barnes are hereby repealed.

*FAST REPORT*

*copy of the byelaws of the Council of the London Borough of Richmond upon Thames, the Council of the former Borough of Richmond (Surrey), the Council of the former Borough of Twickenham and the Council for the former Urban District Council of Barnes are hereby repealed.*

**FIRST SCHEDULE**

**PART ONE**

**PUBLIC HEALTH ACT 1875**

|                                   |                              |
|-----------------------------------|------------------------------|
| Bell Hill Recreation Ground       | Riverside Drive Open Space   |
| Bridge Gardens                    | Terrace Field                |
| Broom Road Playground             | Terrace Gardens, Hampton     |
| Cambourne Path                    | Terrace Gardens, Richmond    |
| Cambridge Gardens                 | Terrace Walk                 |
| Carlisle Park                     | Town Hall Gardens, Richmond  |
| Castelnau Recreation Ground       | Twickenham Green             |
| Crane Park                        | Udney Hall Gardens           |
| Devonshire Lodge                  | Vine Road Recreation Ground  |
| Fulwell Park                      | Wades Lane Recreation Ground |
| Garrick Lawn                      | Westerley Ware               |
| Gothic Gardens (part)             | Worple Way Open Space        |
| Grove Gardens                     | York House Gardens           |
| Grove Road Pleasure Ground        |                              |
| Ham Lands (part)                  |                              |
| Ham Village Green (part)          |                              |
| Hampton Hill Recreation Ground    |                              |
| Hatherop Road Playing Field       |                              |
| Heathfield                        |                              |
| Kew Green                         |                              |
| Kew Meadows Open Space & Path     |                              |
| Kneller Gardens                   |                              |
| Lonsdale Road Plantation          |                              |
| Manor Gardens, Teddington         |                              |
| Manor Road Recreation Ground      |                              |
| Mears Walk                        |                              |
| Midhurst Gardens, Richmond (part) |                              |
| Moormead and Bandy Close          |                              |
| Murray Park                       |                              |
| North Sheen Park                  |                              |
| Old Deer Park                     |                              |
| Orleans Gardens                   |                              |
| Pest House Common                 |                              |
| Petersham Meadow                  |                              |
| Queen Elizabeth Walk, Barnes      |                              |
| Radnor House Gardens              |                              |
| Raleigh Gardens                   |                              |
| Richmond Green                    |                              |
| Riverdale Gardens                 |                              |

FIRST SCHEDULE

PART TWO

OPEN SPACES ACT 1906

|                           |                                   |
|---------------------------|-----------------------------------|
| Barnes Reservoir          | Melancholy Walk, Ham              |
| Beaufort Court Playground | Midhurst Gardens, Richmond (part) |
| Beveree, Hampton          | Mortlake Green                    |
| Buccleuch Gardens         | Mortlake Terrace Gardens          |
| Church Road Playground,   | Palewell Fields                   |
| Teddington                | Petersham Copse                   |
| Gothic Gardens (part)     | Petersham Lodge Grounds           |
| Cholmondely Walk          | Queen Elizabeth Field, Ham        |
| Ham Lands (part)          | Russels Allotments                |
| Ham Village Green (part)  | Sandy Lane Playground             |
| Hampton Nursery Lands     | St. Albans, Hampton               |
| District Park             | Suffolk Road Recreation Ground    |
| Hampton Nursery Lands     | Tangier Green                     |
| Five Acre Park            | Tapestry Court, Mortlake          |
| Hampton Nursery Lands     | The Avenues, Ham                  |
| One Acre Park             | The Avenues, Petersham            |
| Holly Hedge Field         |                                   |
| Holly Road Garden of Rest |                                   |
| Hounslow Heath Open Space |                                   |
| King George's Field, Ham  |                                   |

**SECOND SCHEDULE**

Part One

Broom Road Playground  
Church Road Playground,  
Teddington  
Hatherop Road Playing Field  
Heathfield  
Kneller Gardens  
Moormead  
Palewell Fields  
Tangier Green

Part Two

Grove Gardens  
Queen Elizabeth Walk Barnes

The Common Seal of the Mayor and Burgesses of  
the London Borough of Richmond upon Thames  
was hereunto affixed in the presence of

L.S.

A I SIMMONDS  
Mayor

M J HONEY  
Chief Executive

The foregoing byelaws are hereby confirmed  
by the Secretary of State and shall come into  
operation on the 19th day of March 1986

Seal of the  
Secretary of State  
Home Department

Signed by authority of the Secretary of State  
this 4th day of March 1986

M E HEAD  
An Assistant Under Secretary of State