

## BYELAWS

MADE UNDER SECTION 164 OF THE PUBLIC HEALTH ACT 1875, AND SECTIONS 12 AND 15 OF THE OPEN SPACES ACT 1906, BY THE BOROUGH COUNCIL OF CALDERDALE FOR

### Pleasure Grounds and Open Spaces

CHIEF EXECUTIVE  
TOWN HALL  
HALIFAX

BYELAWS MADE BY THE METROPOLITAN BOROUGH COUNCIL OF CALDERDALE UNDER SECTION 164 OF THE PUBLIC HEALTH ACT 1875, SECTIONS 12 AND 15 OF THE OPEN SPACES ACT 1906, AND SECTION 15 OF THE OPEN SPACES ACT 1906 WITH RESPECT TO PLEASURE GROUNDS AND OPEN SPACES.

1. In these Byelaws "the Council" means The Borough Council of Calderdale, "the pleasure ground" means each of the grounds listed in Schedule 1.
2. An act necessary to the proper execution of his duty in the pleasure ground by an officer of the Council, or any act which is necessary to the proper execution of any contract with the Council, shall not be an offence under these Byelaws.
3. A person shall not in the pleasure ground without reasonable excuse:
  - i) climb any wall or fence in or enclosing the pleasure ground, or any tree, or any barrier, railing, post or other erection;
  - ii) 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, 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.
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 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 shall not except in the exercise of any lawful right or privilege ride any bicycle 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 in the pleasure 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 pleasure 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.
8. A person shall not in the pleasure ground:
  - i) Bathe, wade, or wash in any ornamental lake, pond, stream, or other water;
  - ii) Without reasonable excuse, foul or pollute any such water.
9. Where the Council has set apart any such part of the pleasure ground as may be fixed by the Council, and described in a notice board affixed or set up in some conspicuous position in the pleasure 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 pleasure ground 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 pleasure ground - a person shall not in any space elsewhere in the pleasure 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.

10. 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:-
- Not play on the space any game other than the game for which it is set apart;
  - 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;
  - When the space is already occupied by other players not begin to play thereon without their permission;
  - 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;
  - 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.
11. 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.
12. A person shall not in the pleasure ground:-
- 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 in writing 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;
  - 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.

13. No person shall in the pleasure ground:-
- intentionally obstruct any officer of the Council in the proper execution of his duties;
  - intentionally obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Council; or
  - intentionally obstruct any other person in the proper use of the pleasure ground, or behave so as to give reasonable grounds for annoyance to other persons in the pleasure ground.
14. No person shall without lawful excuse or authority in the pleasure ground kill molest or intentionally disturb any animal or fish or engage in hunting, shooting or fishing or the setting of traps or nets or the laying of snares.  
This Byelaw shall not prohibit any fishing which may be authorised by the Council.
15. Every person who shall offend against any of these Byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the Standard Scale.
16. Any person offending against any of these Byelaws may be removed from the pleasure ground by any officer of the Council, or any Constable.
17. The Byelaws referred to in Schedule II hereto are hereby revoked.

**SCHEDULE I**  
**PLEASURE GROUNDS**  
**Grounds Controlled under Section 164 of the**  
**Public Health Act 1875**

Akroyd Park	Horley Green Recreation Ground
Albert Park	Hove Edge or Broad Oak
Allan Park	Recreation Ground
Bacup Road Play Area	Hullon Edge Park
Bailiff Bridge Playing Fields	Hullon Edge Recreation Ground
Bailiff Bridge Memorial Park	Jagger Green Recreation Ground
Beech Recreation Ground	Lane Head Recreation Ground
Belle Vue	Lineholme Play Area
Birchcliffe Gardens	Longwall Quarry
Booth Wood Picnic Area	Manor Heath Park
Boxhall Recreation Ground	Midgley Recreation Ground
Brackenbed Sports Centre	Mill Fold Recreation Ground
Bramston Street Recreation Ground	Milner Royd Recreation Ground
Brandy Hole Wood	Mixenden Urban Park
Caddy Field Recreation Ground	Moor Lane Recreation Ground
Caldor Holmes Hebdon Bridge	Mount Tabor Recreation Ground
Carr Green Recreation Ground	Mytholmroyd Bowling Green
Cemetery Field Recreation Ground	Natty Lane Recreation Ground
Centre Vale Park	New Road Memorial Gardens.
Charlestown Recreation Ground	Hebdon Bridge
Chestnut Avenue	North Dean Wood
Church Lane Recreation Area	Page Hill Recreation Ground
Clayhouse Recreation Ground	Park Road Recreation Ground
Clifton Football Field	Pellon Recreation Ground
Copley Recreation Ground	Portsmouth Recreation Ground
Cragg Vale	Red Acre Wood, Mytholmroyd
Cripplegate Park	Reins Road
Crow Wood Park	Ripponden Wood
Eaves Recreation Ground	Rugby Mount Recreation Ground
Eaves Top Quarry	Rydings Park
Eaves Wood	Scarr Wood
Elland Cemetery	Shelf Hall Park
Fall Spring Wood	Shropps Park
Granny Hall Open Space	Siddal Recreation Ground
Groetland Recreation Ground	Smith House
Hanson Lane Recreation Ground	Southwram Football Field
Higgin Lane	Spoon Dam Play Area
Holmes Park	Spring Edge Children's Play Area

Stainland Memorial Park  
Stainland Recreation Ground  
Stoney Lane Open Space  
The Folly  
Wainhouse Tower  
Walsden Recreation Ground  
Well Bank Quarry  
Wellesley Park  
Wellholme Park  
Whinney Hill Park Recreation Ground  
Woodhouse Football Field  
Woodhouse Recreation Ground  
Woodhouse Todmorden

**Grounds Controlled under Sections 12 and 15  
of the Open Spaces Act 1906**

Abbey Park Escarpment	Mill Bank Children's Playground
Abbey Park Recreation Ground	Mixenden Adventure Play Area
Angel Road Escarpment	Mixenden Recreation Ground
Arnold Royd Open Space	Norland Park
Backhold Recreation Ground	Northowram Recreation Ground
Beechwood, Kingsley Avenue	Oaklands Open Space
Bolton Brow Gardens	Ramsden Street Recreation Ground
Bradshaw (Tetley Memorial Park)	Rock Hollow
Bridge Lane, Hebden Bridge	Rooley Heights Recreation Ground
Broad Oak Playing Field	Rough Hey Wood
Burnsall Road Open Space	Sandhall Green Play Area
Clay House Park	Savile Park
Clifton Recreation Ground	Scout Road, Mytholmroyd
Clifton War Memorial	Shaw Lane Football Fields
Devils Rock Great Rock	Shaw Park
Elland Riverside Park	Shibden Park
Finkle Street Recreation Ground	Southowram War Memorial
Granny Hall Rest Garden	Sowerby Newlands
Graham Road Recreation Ground	Sowood Recreation Ground
Healey Wood Open Space	Spring Hall Recreation Ground
Heathfield Recreation Ground	Square Church
Highroad Well	Stoney Lane Playing Field
Holmfild Recreation Ground	The Stray
Jerusalem Farm	Thornton Road Open Space
Kershaw Play Area	Warley Recreation Ground
King George V Park	West View
Luddenden Children's Playground	Whiteley Park

**Grounds Controlled under Section 15  
of the Open Spaces Act 1906**

Brearley Recreation Ground  
Heptonstall Recreation Ground  
Long Wood  
St Paul's Rest Garden  
Whitelee Park

- (m) Those Byelaws relating to Akroyd Park made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 1st August 1886 and confirmed on the 14th January 1889.
- (n) Those Byelaws relating to the Pleasure Ground known as Calder Holmes Estate, Hebden Bridge (including the New Road Memorial Garden) made by the Hebden Royd District Council on the 24th July 1939 and confirmed on the 21st September 1939.
- (o) Those Byelaws relating to Pleasure Grounds known as Eaves Estate, Hebden Bridge, Brearley Childrens Play Ground, Mytholmroyd, Cragg Vale Childrens Play Ground, Mytholmroyd, and Whitelee Estate, Mytholmroyd made by the Hebden Royd District Council on the 24th July 1939 and confirmed on the 21st September 1939.
- (p) Those Byelaws made by the Hebden Royd District Council on the 17th May 1963 and confirmed on the 22nd July 1963.
- (q) Those Byelaws relating to the Pleasure Ground known as Shelf Hall Park made by the Urban District Council of Queensbury and Shelf on the 9th November 1955 and confirmed on the 29th December 1955.
- (r) Those Byelaws relating to the Pleasure Grounds known as Beech Recreation Ground, Crow Wood Park, Allan Park, Cemetery Fields Recreation Ground and Sowerby Park made by the Sowerby Urban District Council on the 5th February 1936 and confirmed on the 5th March 1936.
- (s) Those Byelaws relating to the Pleasure Ground at Centre Vale, Todmorden made by the Mayor Aldermen and Burgesses of the Borough of Todmorden on the 14th August 1947 and confirmed on the 1st November 1947.
- (t) Those Byelaws relating to the Pleasure Ground known as Ferney Lee, Todmorden made on the 25th March 1903.
- (u) Those Byelaws made by the Mayor Aldermen and Burgesses of the Borough of Todmorden on the 5th August 1965 and confirmed on the 1st November 1965.

THE CORPORATE COMMON SEAL )  
of THE BOROUGH COUNCIL OF )  
CALDERDALE was fixed to )  
this document in the )  
presence of- )

J. A. PEPPERELL,  
Authorised Signatory

**SCHEDULE II**

- (a) Those Byelaws made by the Mayor Aldermen and Burgesses of the Borough of Brighouse on the 9th April 1952 and confirmed by the Secretary of State on the 22nd May 1952.
- (b) Those Byelaws made by the Mayor Aldermen and Burgesses of the Borough of Brighouse on the 6th December 1961 and confirmed by the Secretary of State on the 26th March 1962.
- (c) Those Byelaws made by the Mayor Aldermen and Burgesses of the Borough of Brighouse on the 27th April 1966 and confirmed by the Secretary of State on the 1st August 1966.
- (d) Those Byelaws relating to St Paul's Rest Garden, Halifax made by the Borough Council of Calderdale on the 16th May 1974 and confirmed by the Secretary of State on the 18th September 1974.
- (e) Those Byelaws relating to Clay House Park, Greetland and North Dean Pleasure Ground, Greetland made by the Urban District Council of Greetland on the 30th August 1926 and confirmed by the Minister of Health on the 27th September 1926.
- (f) Those Byelaws relating to Shibden Park made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 6th June 1929 and confirmed on the 1st August 1929.
- (g) Those Byelaws relating to Savile Park made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 14th April 1905 and confirmed on the 31st May 1905.
- (h) Those Byelaws relating to Savile Park made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 24th October 1905 and confirmed on the 3rd January 1906.
- (i) Those Byelaws relating to West View Park made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 7th July 1897 and confirmed on the 15th July 1897.
- (j) Those Byelaws relating to Clarendon Recreation Grounds made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 17th September 1897 and confirmed on the 6th December 1897.
- (k) Those Byelaws relating to Shroga Park made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 2nd April 1884 and confirmed on the 12th August 1884.
- (l) Those Byelaws relating to Belle Vue Park made by the Mayor Aldermen and Burgesses of the County Borough of Halifax on the 17th September 1897 and confirmed on the 6th December 1897.

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the 7th day of September 1992.

Signed by authority of the Secretary of State

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M. E. HEAD  
An Assistant Under-Secretary of State

7 August 1992  
Home Office  
London, SW1

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