NONSUCH PARK JOINT MANAGEMENT COMMITTEE

BYELAWS

with respect to

the pleasure ground known as

NONSUCH PARK, EWELL

made under Section 164 of the

Public Health Act, 1875,

by

THE MAYOR, ALDERMEN AND BURGESSES OF THE BOROUGH OF EPSOM AND EWELL

and

THE MAYOR, ALDERMEN AND BURGESSES OF THE BOROUGH OF SUTTON AND CHEAM

acting by the Councils of the said Boroughs

EDWARD MOORE, M.A., LL.B.,
Town Clerk,
Epsom and Ewell.

ARTHUR PRIESTLEY,
Town Clerk,
Sutton and Cheam.

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BYELAWS

made under section 164 of the Public Health Act, 1875 by the Mayor Aldermen and Burgesses of the Borough of Epsom and Ewell acting by the Council and the Mayor Aldermen and Burgesses of the Borough of Sutton and Cheam acting by the Council with respect to the PLEASURE GROUND known as "NONSUCH PARK" EWELL.

1. Throughout these Byelaws the expression "the Committee" means the Committee appointed by the Council of the Borough of Epsom and Ewell and the Council of the Borough of Sutton and Cheam under section 91 of the Local Government Act, 1933, and known as the Nonsuch Park Joint Management Committee, and the expression "the pleasure ground" means the pleasure ground known as "Nonsuch Park," Ewell.

2. An act necessary to the proper execution of his duty in the pleasure ground by an officer of the Committee, or by any person or servant of any person employed by the Committee, shall not be deemed an offence against these Byelaws.

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) 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.

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 Committee, or otherwise in the exercise of any lawful right or privilege, he is authorised to do so.

5. A person shall not in any part of the pleasure ground, except in the exercise of any lawful right or privilege, drive or wheel any barrow, truck, machine, or vehicle other than

(*a*) a wheeled bicycle, tricycle, or other similar machine;

(*b*) a wheeled chair, perambulator or chaise drawn or propelled by hand and used solely for the conveyance of a child or children or an invalid.

Provided that where a notice is conspicuously exhibited by the Committee at the entrances to the pleasure ground that vehicles or machines of a specified class may be driven or ridden upon any road or pathway specified in the notice, this Byelaw shall not be deemed to prohibit the driving or riding of any such vehicle or machine upon any such road or pathway.

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 Committee 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 shall be placed:

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) remove, cut, or displace any soil, turf, or plant;

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

9. 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.

10. 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 be effectually restrained from causing annoyance to any person, and from worrying or disturbing any animal or water fowl, and from entering any ornamental water.

11. 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 Committee 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) 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.

12. 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 Committee in the proper execution of his duty, or any person or servant of any person employed by the Committee in the proper execution of any work in connexion with the laying out or maintenance of the pleasure ground.

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

14. Every person who shall infringe any Byelaw for the regulation of the pleasure ground may be removed therefrom by any officer of the Committee, 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 of the person infringing 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.

The Common Seal of the Mayor Aldermen and Burgesses of the Borough of Epsom and Ewell was hereunto affixed in pursuance of a resolution passed at a meeting of the Council duly convened and held on the day of , 1951, in the presence of

Mayor.

Town Clerk.

The Common Seal of the Mayor Aldermen and Burgesses of the Borough of Sutton and Cheam was hereunto affixed in pursuance of a resolution passed at a meeting of the Council duly convened and held on the day of , 1951, in the presence of

Mayor.

Town Clerk.