



# Torridge District Council

## Northam Burrows Country Park - Bye-laws

By-laws made by the Devon County Council under section 41 of the Countryside Act 1968, with respect to Northam Burrows Country Park.

- Interpretation 1. In these byelaws 'the Council' means the Devon County Council;
- 'the golf links' means the area hatched in black on the plan attached on these byelaws;
- 'the Park' means the area of land designated as Northam Burrows Country Park (including all the common land known as Northam Burrows), as outlined on the plan attached to these byelaws.
- Vehicle 2. (1) No person shall, without reasonable excuse, ride or drive a cycle, motor cycle, motor vehicle or any other mechanically propelled vehicle in the Park, or bring or cause to be brought into the Park a motor cycle, motor vehicle, trailer or any other mechanically propelled vehicle (other than a cycle), except in any part of the Park where there is a right of way for that class of vehicle.
- (2) If the Council has set apart a space in the Park for use by vehicles of any class, this by-law shall not prevent the riding or driving of those vehicles in the space set apart, or on a route, indicated by signs placed in conspicuous positions, between it and the entrance to the Park.
- (3) This by-law shall not extend to invalid carriages.
- (4) In this by-law: 'cycle means a bicycle, a tricycle, or a cycle having four or more wheels, not being in any case a motor cycle or motor vehicle;
- 'invalid carriage' means a vehicle, whether mechanically propelled or not, the unladen weight of which does not exceed 150 kilograms, the width of which does not exceed 0.85 metres and which has been constructed or adapted for use for the carriage of one person, being a person suffering from some physical defect or disability and is used solely by such a person;
- 'motor cycle' means mechanically propelled vehicle, not being an invalid carriage. with less than four wheels and the weight of which unladen does not exceed 410 kilograms;
- 'motor vehicle' means a mechanically propelled vehicle, not being an invalid carriage, intended or adapted for use on roads;
- 'trailer' means a vehicle drawn by a motor vehicle, and includes a caravan.
- Parking 3. No person shall;
- (a) without reasonable excuse, park or knowingly cause to remain in the Park any motor vehicle, caravan or trailer, except in any area which is set apart and indicated by notice as a place where the parking of any motor vehicle, caravan or trailer is permitted; or
- (b) leave or cause or permit to remain in the Park any motor vehicle, caravan or trailer between the hours of 12 midnight and 6.00 am.
- Horse-riding 4. Where any part of the Park has, by notices place in conspicuous positions in the Park, been set apart by the Council as an area where horse-riding is permitted, no person shall ride a horse in any other part of the Park.
- Protection of Wildlife. 5. No person shall in the Park intentionally kill, injure, take or disturb any animal or fish, or engage in hunting, shooting or fishing, or the setting of traps or nets, or the laying of snares.
- Fires 6. (1) No person shall in the Park intentionally light a fire, or place, throw or let fall a lighted match or any other things so as to be likely to cause a fire.
- (2) This by-law shall not prevent the lighting or use of a properly constructed camping stove or cooker in any area set aside for the purpose, in such a manner as not to cause danger of or damage by fire.
- Camping 7. No person shall in the Park, without the consent of the Council, bivouac or erect a tent or use any vehicle, including a caravan, or any other structure for the purpose of camping, except on any area which may be set apart and indicated by notice as a place where camping is permitted
- Mooring and Placing of boats 8. No person shall place any boat in any part of the Park, provided that boats may temporarily be placed when necessary from stress of weather and for so long a time as shall be necessary.
- Erection of structures. 9. No person shall in the Park, without the consent of the Council, erect any post, rail, fence, pole, tent, booth, stand, building or other structure.
- Trading 10. No person shall in the Park, without the consent of the Council, sell, or offer or expose for sale, or let to hire, or offer or expose for letting to hire any commodity or article, or offer any service for reward.

- Noise. 11. (1) No person in the Park shall, after being requested to desist by an officer of the Council, or by any other person annoyed or disturbed, or by any person acting on his behalf:
- (a) by shouting or singing;
  - (b) by playing on a musical instrument; or
  - (c) by operating or permitting to be operated any radio, gramophone, amplifier, tape recorder or similar instrument;
  - (d) cause 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 Park.
- (2) This by-law shall not apply to any person holding or taking part in any entertainment held with the consent of the Council.
- Entertainments. 12. No person shall, without the consent of the Council, hold or take part in any public show or performance in the Park.
- Model Aircraft. 13. (1) No person in the Park shall, release any jet-propelled or rocket-propelled power -driven model aircraft for flight or control the flight of such an aircraft.
- (2) No person shall cause any jet-propelled or rocket-propelled power driven model aircraft to take off or land in the Park.
- (3) Where any part of the Park has, by notice conspicuously exhibited in the Park, been set apart by the Council for the flying of power-driven model aircraft, no person in any other part of the Park shall release any such aircraft for flight, or control the flight of such an aircraft, and no person shall:
- (a) cause such an aircraft to take off; or
  - (b) without reasonable excuse, cause such an aircraft to land in such other part of the Park.
- (4) In this by-law;
- ‘model aircraft’ means an aircraft which either weighs not more than 5 kilograms without its fuel or is for the time exempted (as a model aircraft) from the provisions of the Air Navigation Order;
- ‘power-driven’ means driven by the combustion of petrol vapour or other combustible vapour or other combustible substances or by one or more electric motors or by compressed gas;
- ‘jet-propelled’ or ‘rocket-propelled’ means driven by jet propulsion or by means of a rocket, other than by means of a small reaction motor powered by a solid fuel pellet not exceeding 2.5 cm in length.
- Model boats. 14. No person shall in the Park, without the consent of the Council, place on any ornamental lake or pond any boat other than a model yacht or toy boat.
- Watercourses. 15. No person shall knowingly cause or permit the flow of any drain or watercourse in the Park to be obstructed or diverted, or open, shut or otherwise work or operate any sluice or similar apparatus in the Park.
- Missiles. 16. No person shall in the Park, to the danger or annoyance of any other person in the Park, throw or discharge any missile.
- Golf. 17. (1) No person shall in the Park drive, chip or pitch a hard golf ball so as to give reasonable grounds for annoyance to any other person in the Park.
- (2) This by-law shall not apply to the playing of golf on the golf links referred to in by-law 1 above.
- Removal of substances. 18. No person shall remove from or displace in the Park any stone, soil, sand or turf, or the whole or any part of any plant or tree.
- Aircraft. 19. No person shall, except in the case of an emergency or with the consent of the Council, take off from or land in the Park in an aircraft, helicopter, hand-glider or hot-air balloon.
- Grazing . 20. No person shall turn out or permit any animal to graze in the Park.
- Obstruction 21. No person shall in the Park;
- (a) intentionally obstruct any officer of the Council in the proper execution of his duties;
  - (b) intentionally obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Council; or
  - (c) intentionally obstruct any other person in the proper use of the Park, or behave so as to give reasonable grounds for annoyance to other persons in the Park.
- Savings. 22. (1) An act necessary to the proper execution of his duty in the Park by an officer of the Council, or any act which is necessary to the proper execution of any contract, shall not be an offence under these byelaws.
- (2) Nothing in or done under any of the provisions of these byelaws shall in any respect prejudice or injuriously affect any public right of way through the Park, or the rights of any person acting legally by virtue of some estate, right of interest in, over or affecting the Park or any part thereof.
- Penalty. 23. 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.