

ROTHER DISTRICT COUNCIL
BYELAWS FOR PROMENADES
ARRANGEMENT OF BYELAWS

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SCHEDULE

Byelaws made under Section 83 of the Public Health Acts Amendment Act 1907 by Rother District Council for the prevention of danger, obstruction, or annoyance to persons using the esplanades or promenades.

Interpretation

1. In these byelaws:

"Central Parade", "East Parade" and "West Parade" each mean the areas described individually in the Schedule to these byelaws;

"the Council" means Rother District Council;

"designated" in relation to a route or area means made available for a specified purpose, the route or area and the purpose to be indicated by notices placed in a conspicuous position;

"invalid carriage" means a vehicle, whether mechanically propelled or not;

- (a) the unladen weight of which does not exceed 150 kilograms,
- (b) the width of which does not exceed 0.85 metres; and
- (c) which has been constructed or adapted for use for the carriage of a person suffering from a disability, and used solely by such a person;

"promenade" means each of the esplanades and promenades described in the Schedule to these byelaws;

"motor vehicle" means a mechanically propelled vehicle other than an invalid carriage;

"self-propelled vehicle" means a vehicle other than a cycle, invalid carriage or pram which is propelled by the weight or force of one or more persons skating, sliding or riding on the vehicle or by one or more other persons pulling or pushing the vehicle.

Application

2. These byelaws apply to the promenades and esplanades listed in the Schedule.

Cycling

3. (1) No person shall without reasonable excuse ride a cycle on the promenade except where there is a designated route for cycles.
- (2) Where cycling is permitted on any part of the promenade by byelaw 3 (1) cyclists shall give way to pedestrians.

Motor Vehicles, Animals and Invalid Carriages

4. (1) No person shall without the consent of the Council drive or bring a motor vehicle or trailer onto the promenade except-
 - (a) on any part of the promenade where there is a right of way for that class of vehicle; or
 - (b) for the purposes of direct access to any slipway set aside by the Council for the launching or recovery of any boat or vessel.
- (2) No person shall without reasonable excuse drive a motor vehicle or invalid carriage on the promenade at a speed exceeding four miles per hour or in such a manner as to cause danger or give reasonable grounds for annoyance to other persons using the promenade.
- (3) No person shall without reasonable excuse ride, drive, bring or cause to be ridden, driven or brought onto the promenade any beast of draught or burden.

Trading

5. No person shall-
 - (a) sell or hawk any article or any food or drink;
 - (b) advertise or solicit custom for any service; or
 - (c) distribute handbills, circulars or advertisements, in such a manner as to cause obstruction or annoyance to any person on the promenade.

Skateboarding, Wheel-based Activities etc.

6. No person shall jump, skate, slide or ride on rollers, skateboards or other self-propelled vehicles or wind-propelled vehicles on the Promenade:
 - (1) in such a manner as to cause danger or give reasonable grounds for annoyance to other persons using the Promenade, or
 - (2) upon steps walls or architectural features..

Kites and Kite-Buggies

7. No person shall on the Promenade:

- (1). fly any kite in such a manner as to cause danger, nuisance or annoyance to any other person on the promenade; or
- (2). ride or drive any vehicle powered by a kite.

Protection of Flower Beds and Planting

8. No person shall walk on or ride over-
 - (a) any flower bed, shrub or plant;
 - (b) any ground in the course of preparation as a flower bed or for the growth of any tree, shrub or plant; or
 - (c) any area of the promenade set aside by the Council for the renovation of turf or for other landscaping purposes and indicated by a notice conspicuously displayed.

Unauthorised Erection of Structures, Apparatus etc.

9. No person shall without the consent of the Council erect or place any barrier, post, ride or swing, building or any other structure or equipment or apparatus or tent or gazebo on the promenade.

Removal of Signs and Structures

10. No person shall, without reasonable excuse, remove from or displace any barrier, post or seat or any part of any structure or ornament or any notice or flag displayed by or on behalf of the Council or any other competent authority on the promenade.

Interference with Life-Saving Appliances

11. No person shall, except in the case of emergency, remove from or displace any life-saving appliance provided by or on behalf of the Council or other competent authority on the promenade.

Public Shows and Performances

12.
 - (1) No person shall deliver any lecture, sermon or speech or perform any music, or hold any entertainment except in a designated area for such performances.
 - (2) No person shall use any designated area for performances in such a manner as to cause obstruction or annoyance to any person using it for any purpose for which it has been set apart.

Games

13. No person shall on the promenade play or participate in any game or sport so as to cause danger, obstruction or annoyance to any person.

Obstruction

14. No person shall on the promenade-
 - (a) obstruct any officer of the Council in the proper execution of his duties; or
 - (b) obstruct any person carrying out an act which is necessary to the proper execution of a contract with the Council.

Savings

15. It shall not be an offence under these byelaws for an officer of the Council to do anything necessary to the proper execution of his duty or for any person acting in accordance with a contract with the Council to do anything necessary to the proper execution of that contract.

Penalty

16. 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.

Revocation of Byelaws

17. The byelaws relating to the promenade (West Parade and Central Parade) which were made by Bexhill Borough Council on 22 April 1912 and confirmed by the Local Government Board on 9 July 1912 and the byelaws relating to the promenade (East Parade) which were made by Bexhill Borough Council on 25 May 1914 and confirmed by the Local Government Board on 31 July 1914 are revoked.

SCHEDULE

The promenades and esplanades referred to in byelaw 2 are as follows:

West Parade (at Bexhill-on-Sea from Richmond Road to the Western edge of the Metropole Lawn);

Central Parade (at Bexhill-on-Sea from the Western edge of the Metropole Lawn to the Sailing Club Building); and

East Parade (at Bexhill-on-Sea from the Sailing Club Building to the Sea Angling Club Building at the foot of Galley Hill).

GIVEN under the Common Seal of the Rother District Council this 20
December 2011

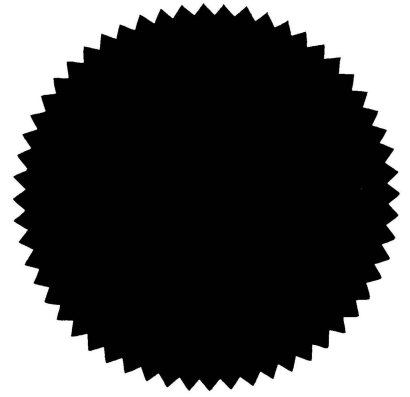
THE COMMON SEAL of ROTHER DISTRICT)
COUNCIL was hereunto affixed in the)
presence of:-)



~~Member~~
Chairman of the Council



Chief Executive



No. in Seal Register
9656

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation one calendar month after the date of confirmation.

Signed by authority of the Secretary of State



Paul Rowsell
A senior civil servant in the Department for Communities and Local Government

Date: 9 May 2013