



DISTRICT OF CARRICKFERGUS

BYE LAWS

made by the

BOROUGH OF CARRICKFERGUS

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with respect to the

- (1) PUBLIC PARKS
- (2) RECREATION GROUNDS
- (3) PLEASURE GROUNDS
- (4) OPEN SPACES
- (5) PLAYING FIELDS
- (6) MUNICIPAL GOLF COURSE
- (7) SKATE PARKS and
- (8) CHILDREN'S PLAYGROUNDS

CARRICKFERGUS BOROUGH COUNCIL

RECREATION GROUNDS — BYE-LAWS

BYE-LAWS as to recreation grounds made by the Borough Council of Carrickfergus in pursuance of section 10 of the Public Parks (Ireland) Act, 1869, section 36 of the Local Government (Ireland) Act 1898, section 15 of the Open Spaces Act 1906, section 90 of the Local Government Act (Northern Ireland) 1972 and Article 9 of the Recreation and Youth Service (Northern Ireland) Order 1973, for the use, government, control, regulation and management of the public parks, recreation grounds, pleasure grounds, open spaces, playing fields, skate parks and children's playgrounds, established and controlled by the Council under the said statutory provisions.

PART 1

- 1 In these bye-laws:—
“the Council” means the Borough Council of Carrickfergus.
“a recreation ground” means any public park, pleasure ground, recreation ground, children's playground, public walk, playing field, skate park or open space provided or controlled by the Council under any of the above-mentioned statutory provisions.
“a designated recreation ground” means a recreation ground known generally by the name shown in the first column of the schedule to these bye-laws.
- 2 These bye-laws shall apply only to a designated recreation ground and to the extent shown in the second column of the schedule to these bye-laws opposite the name of the designated recreation ground.
- 3 An act necessary to the proper execution of his duty in a designated recreation ground by an officer of the Council or by any person or servant of any person employed by the Council shall not be deemed an offence against these bye-laws.
- 4 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 a designated recreation ground.
- 5 A person shall not affix any bill, placard or notice, to or upon any wall or fence in or enclosing a designated recreation 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 any other erection or ornament in a designated recreation ground.
- 6 A person shall not in a designated recreation ground without the consent of the Council:—
 - i. deliver, or read, any public speech, lecture, prayer, sermon or address of any kind, or sing any song, whether sacred or secular, or enter into any public discussion, or hold, or cause, or take part in a public assemblage;
 - ii. play or make sounds on any musical instrument or operate or cause to be operated any wireless set, gramophone, amplifier or similar instrument as to give reasonable cause for annoyance to other persons, or make or cause to be made any noise which is so loud and so continuous or repeated as to give reasonable cause for annoyance to other persons.
- 7 A person shall not in a designated recreation ground wilfully obstruct, disturb, interrupt, or annoy any other person in the proper use of a designated recreation ground, or wilfully obstruct, disturb or interrupt 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 a designated recreation ground.

- 8 A person shall not in a designated recreation ground:—
- i. wilfully, carelessly, or negligently deface, injure, soil or defile any wall, or fence, in or enclosing a designated recreation ground; or any building, barrier, railing, post or seat, or any erection or ornament;
 - ii. climb any wall or fence in or enclosing a designated recreation 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 a designated recreation ground.
- 9 A person shall not in a designated recreation ground carry any firearm or air weapon within the meaning of the Firearms (Northern Ireland) Order 1981 or wilfully, carelessly, or negligently throw or discharge any missile to the damage or danger of any person.
- 10 A person shall not in a designated recreation ground use any obscene language so as to give reasonable cause for annoyance to other persons.
- 11 No alcoholic beverages shall be consumed in a designated recreation ground without the prior permission of the Council.
- 12 A male person above the age of seven shall not, in a designated recreation ground, go or attempt to go into any building, convenience or place set apart exclusively for the use of female persons and indicated by a notice affixed thereto, and a female person shall not go or attempt to go into any buildings, convenience, or place set apart exclusively for the use of male persons, and indicated by a notice affixed thereto.
- 13 A person shall not enter or quit a designated recreation ground otherwise than through one of the gates, wickets, passages or openings appointed by the Council as the authorised means of entrance to or egress from a designated recreation ground.
- 14 A person shall not cause or suffer any dog belonging to him or in his charge to enter or remain in a designated recreation ground, unless such dog be and continue to be under proper control, and be effectively restrained from causing annoyance to any person and from worrying or disturbing any animal or water fowl and from entering any ornamental lake.
- 15 A person shall not in a designated recreation ground without the consent of the Council:—
- i. erect any post, rail, fence, pole, tent, booth, stand, building, or other structure;
 - ii. sell or offer or expose for sale or let to hire or offer or expose for letting to hire any commodity or article.
- 16 A person shall not bring or cause to be brought into a designated recreation ground any cattle, sheep, goats, pigs, horse, pony, ass or mule, unless in pursuance of an agreement with the Council, or otherwise in the exercise of any lawful right of privilege.
- 17 Where the Council set apart any part of a designated recreation ground for a children's playground, a person shall not:
- i. if he is over the age of 15 years, use the apparatus provided therein except for the purpose of assisting a person who is not over the said age;
 - ii. use the playground for any other purpose than the playing of games provided therein.

PART II

- 18 A person resorting to a designated recreation ground and playing or taking part in any game for which the exclusive use of any space in a designated recreation ground has been set apart shall:—
- i. not play on the space any game other than the game for which it is set apart without prior approval of the Council;
 - ii. in preparing for playing or in playing, use reasonable care to prevent undue interference with the proper use of the designated recreation ground by other persons;
 - iii. when the space is already occupied by other players not begin to play thereon without their permission.

PART III

- 19 A person shall not in any part of a designated recreation 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 causes make it unfit for use or a notice is set up in some conspicuous position prohibiting play in that part of a designated recreation ground.

PART IV

- 20 A person shall not except in the exercise of any lawful right or privilege bring or cause to be brought into a designated recreation ground any barrow, truck, machines or vehicles other than:—
- i. a wheeled bicycle, tricycle or other similar machine;
 - ii. a wheelchair, perambulator, or a chaise drawn or propelled by hand and used solely for the conveyance of a child or children or an invalid;
 - iii. a mechanically propelled chair, carriage or vehicle designed and used solely for the conveyance of an invalid.
- provided that where the Council set apart a space in a designated recreation ground for the use of any class of vehicle, this bye-law shall not be deemed to prohibit the driving in or to that space by a direct route from the entrance to a designated recreation ground, of any vehicle of the class for which it is set apart.
- 21 A person who brings a vehicle into a designated recreation 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, plant or shrub;
 - ii. any part of a designated recreation ground where the Council by a notice board affixed or set up in some conspicuous position in a designated recreation ground prohibits it being wheeled or stationed.
- 22 A person shall not in a designated recreation 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;
 - ii. any flower bed, shrub or plant, or any ground in the course of preparation as a flower bed, or for the growth of any tree, shrub or plant.

- 23 A person shall not in a designated recreation ground:—
- i. remove, cut, deface, or displace any soil, turf or plant;
 - ii. pluck any bud, blossom, flower, or leaf from any tree, shrub or plant.
- 24 A person shall not in a designated recreation 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 such water, or wilfully disturb or worry any waterfowl.

PART V

- 25 Every person who shall infringe any bye-law for the regulation of a designated recreation ground may after due warning be removed therefrom by an officer or servant of the Council, or by a constable, after due warning, in any one of the several cases hereinafter specified; that is to say:—
- i. where the infraction of the bye-law is committed within the view of such an officer, servant or constable, the name and residence of the person infringing the bye-law are unknown to an cannot be readily ascertained by such an officer, servant, or constable;
 - ii. where the infraction of the bye-law is committed within the view of such an officer, servant, or constable, and, from the nature of such infraction, or from any other fact of which such officer, servant or constable may have knowledge, or of which he may be credibly informed, there may be reasonable grounds for belief that the continuance in a designated recreation ground of the person infringing the bye-law may result in an other infraction of a bye-law or that the removal of such person from a designated recreation ground is otherwise necessary as a security for the proper use and regulation thereof.
- 26 From and after the date on which these bye-laws shall come into operation the bye-laws relating to the pleasure grounds which were made by the Council on 3rd May, 1965, and were confirmed by the Ministry of Development for Northern Ireland on 19th May, 1965, shall be and are hereby revoked.

PRESENT when the CORPORATE SEAL of
CARRICKFERGUS BOROUGH COUNCIL was
affixed hereto this fifth day of August,
1985.

(Sgd.) C. Johnston, Mayor.

(Sgd.) R. Boyd, Town Clerk

The foregoing bye-laws which will come into operation on 1st day of January, 1986, are hereby confirmed by the Department of Education for Northern Ireland this 15th day of November, 1985.

(Sgd.) T. Johnston
Assistant Secretary

(Sgd.) Angela Dalzell
Department of Education
Rathgael House
Bangor

The foregoing bye-laws which will come into operation on 1st day of January, 1986, are hereby confirmed by the Department of the Environment for Northern Ireland this 27th day of November, 1985.

(Sgd.) N. Hamilton
Assistant Secretary

NOTE:

In Accordance with section 92(1) of the Local Government Act (Northern Ireland) 1972, as amended by Article 6(5) of the Fines and Penalties (Northern Ireland) Order 1984 and Article 2(4) and Schedule 4 of the Criminal Penalties, etc. (Increase) Order (Northern Ireland) 1984, every person who shall offend against any of the foregoing bye-laws shall be liable on summary conviction to a fine not exceeding £100 (One hundred pounds) and in the case of a continuing offence to a further fine not exceeding £2 (Two pounds) for each day during which the offence continues after conviction therefor.

SCHEDULE

COLUMN 1	COLUMN 2
	Parts of bye-laws applicable
1. Bentra Golf Course	I, II, III, IV, V
Greenisland Recreation Grounds	- do -
Knockleigh Amenity Area	- do -
Legg Park	- do -
Leisure Centre Outdoor Facilities	- do -
Marine Gardens	- do -
Prospect Park	- do -
Rosganna Park	- do -
Salthill Park	- do -
Shaftesbury Park	- do -
Whitehead Recreation Grounds	- do -
Woodburn Playing Fields	- do -
2. Alexandra Place Amenity Area	I, II, III, V
Windmill Hill Play Area	- do -
Windsor Avenue Play Area	- do -
Eden Playing Fields	- do -
3. Elizabeth Avenue Play Area	I, II, V
4. Beach Road Amenity Area	I, IV, V
Blackhead Path	- do -
Boneybefore Amenity Area	- do -
Castle Green	- do -
Irish Gate Amenity Area	- do -
Market Place Amenity Area	- do -