

**CROWBOROUGH TOWN COUNCIL
CROWBOROUGH COUNTRY PARK**

BYELAWS

The Town Council in exercise of the powers conferred upon them by sections 20¹, 21(4)² and 106³ of the National Parks and Access to the Countryside Act 1949² In accordance with section s236_(4) of the Local Government Act 1972³and Environment Protection Act³, hereby make the following byelaws for the protection of the Nature Reserve at Crowborough Country Park in the Town of Crowborough, in the County of East Sussex.

1. In these byelaws

- a. "The Reserve" shall mean the pieces or parcels of land containing in the whole 6.2 hectares or thereabouts and situated in the community of Crowborough in the County of East Sussex declared to be managed as a Nature Reserve by the declaration dated the 30th day of July 2008 made by the Town Council in pursuance of section 21 of the National Parks and Access to the Countryside Act 1949, and the Reserve is for the purposes of identification shown as nearly as may be on the map annexed to these byelaws and therein edged red.
- b. "The Council" shall mean Crowborough
- c. "Firearm" shall have the same meaning as in section 57 of the Firearms Act 1968.

2. Within the Reserve the following acts are hereby prohibited except insofar as they may be authorised by a permit issued by the Council in accordance with Byelaw 5, or are necessary to the proper execution of his duty by an officer of the Council or by any person, or servant of any person, employed or authorised by the Council.

Restriction of Access

- (i) Entering at any time those parts of the reserve where notice to keep out has been posted by order of the Council.

***Footnotes Notes for Guidance**

1. Amended by Natural Environment and Rural Communities (NERC) Act 2006.
Telecommunications Act 1884, Water Act 1988, Communications Act 2003.
2. Amended by (NERC) Act 2006
3. Amended by the (NERC) Act 2006 and the Environmental Protection Act 1990
4. A dog control order made under the Dog Control Order (Prescribed Offences and Penalties Regulations 2006 (S.I. 2006/1059 is in effect for Crowborough Country Park Local Nature Reserve.)

Damage to or disturbance of things in the Reserve

(iii) Spreading or using any net, or setting or using any lamp or other instrument, or any snare or lure, for the taking, injury or destruction of any living creature.

(iv) Taking, molesting or intentionally disturbing, injuring or killing any living creature.

(v) Taking or intentionally disturbing or destroying the eggs, larvae, pupae or other immature stages, or the place used for shelter or protection of any living creature.

(vi) Intentionally removing or displacing any tree, shrub, plant, fungus or part thereof, or any unfashioned mineral thing including water.

(vii) Climbing or ascending any tree or climbing or placing a ladder or steps against any tree.

Bringing Animals into the Reserve

(viii) Intentionally bringing, or permitting to be brought, into the Reserve any living creature⁴, or the egg of any living creature, or any plant, or any seed or other part of any plant, in such circumstances that it is likely that such creature or plant will reproduce or propagate itself, or such egg will hatch, or such seed will germinate.

(ix) Bringing into the reserve, or permitting to remain within the Reserve any animal other than a dog⁴ unless it is kept under proper control and is prevented from worrying or disturbing any animal or bird.

(x) Permitting any dog to disturb or worry any wild animal or bird.

(x) Turning out any animal or poultry to feed or graze.

Areas of Water

(xi) Committing any act which pollutes or is likely to cause pollution of any water.

(xii) Bathing or wading in any water.

(xiii) Ice skating.

(xiv) Sailing model boats.

(xv) Propelling (by any means whatever) any boat on a stretch of water.

(xvi) Obstructing any flow of any drain or watercourse.

Use of Vehicles

(xvii) Driving, riding, propelling or leaving any mechanically propelled vehicle or launching or landing any aircraft or hang glider except in the case of an emergency.

Use of Certain Equipment

(xxi) Using any device designed or adapted for detecting or locating any metal or mineral in the Reserve.

Use of Firearms etc.

(xxii) Being in possession of a firearm (with ammunition suitable for use in that firearm), or discharging a firearm or lighting a firework.

(xxiii) Projecting any missile manually or by artificial means.

General Prohibitions

(xxv) Camping or erecting, occupying or using any tent, shed, caravan or other structure for habitation.

(xxvi) Flying any kite or model aircraft.

(xxvii) Erecting any post, rail, fence, pole, booth, stand, building or other structure.

(xxviii) Neglecting to shut any gate or to fasten it if any means of doing so are provided.

(xxix) Posting or placing any notice or advertisement.

(xxx) Selling or offering or exposing for sale, or letting for hire or offering or exposing for letting for hire, any commodity or article, or selling or offering for sale any service.

(xxxi) (a) Engaging in any activity which is causing or likely to cause a disturbance.
(b) Holding any show, performance, public meeting, exhibition or sports or the playing of any organised games.

(xxxii) Cycling, roller skating, or skate boarding.

(xxxiii) Lighting any fire, stove, heater or other appliance capable of causing a fire,.

(xxxiv) Letting fall or throwing any lighted match or lighted substance in a manner likely to cause a fire.

(xxxv) Intentionally leaving items in a place other than a receptacle provided by the Council for deposit of litter or refuse.

4. INTERFERENCE WITH DULY AUTHORISED OFFICER

Intentionally obstructing any officer of the Council or any person, or the servant of a person, employed or authorised by the Council in the execution of any works including research or scientific work connected with the laying out, maintenance or management of the Reserve.

5. PERMITS

(i) The Council may issue permits authorising any person to do any act or class of acts within the Reserve or any part thereof which would otherwise be unlawful under these byelaws.

(ii) Any such permit shall be issued subject to the following conditions:

- (a) That it must be carried whenever a visit is made to the Reserve, and produced for inspection when required by a person duly authorised by the Council in that behalf; and
- (b) that it may be revoked by the Council at any time.

6. BYELAWS

These byelaws shall not operate so as to interfere with the exercise –

- (i) Of any functions of a local authority, statutory undertaker or drainage authority.
- (ii) By a constable or a member of the armed forces or of any fire brigade or ambulance service of the performance of his duty.

7. PENALTY

Any person who offends against any of these byelaws shall be liable on summary conviction to a fine on level 2 as laid down in the Criminal Justice Act 1982 and in the case of a continuing offence to a further fine for each day during which the offence continues after the said conviction.

Councillor

Councillor

CROWBOROUGH



TOWN COUNCIL

Town Hall ▪ The Broadway ▪ Crowborough ▪ East Sussex TN6 1DA
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**THE CROWBOROUGH TOWN COUNCIL
CONFIRMATION OF BYELAWS**

Notice is hereby given that the Crowborough Town Council intends after the expiry of the period mentioned below, to apply to the Secretary of State for the Environment, Food and Rural Affairs for confirmation of byelaws made by the Council for the protection of the *Crowborough Country Park, Crowborough*.

Copies of these byelaws will be kept at the offices of the Council at *Town Hall, The Broadway, Crowborough, East Sussex TN6 1DA* and will be open to public inspection without payment on any week day during the usual office hours, for one month from the date of the publication of this notice. Copies of the byelaws or any part thereof will be supplied at a fee of £1.

Any representations about the confirmation of the byelaws should be made by letter addressed to the Secretary of State, Department for the Environment, Food and Rural Affairs, International Protected Areas, 1/16 Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6EB, and should quote the reference: **NSBY38**.

Signed:

Town Clerk

Date: 22nd December 2011



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Operations Manager - david@crowboroughtowncouncil.gov.uk
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Twin Towns: Montargis (France) • Horwich (Lancashire)