

**BOROUGH OF GUILDFORD**

**BYELAW**

Made under Sections 12 and 15 of the Open Spaces Act 1906 by the Council of the  
Borough of Guildford

With respect to:

**THE GOOD RULE AND GOVERNMENT OF  
THOSE AREAS OF LAND KNOWN AS WEST HEATH PIRBRIGHT COMMON  
AND BULLSWATER COMMON**

1. Throughout this byelaw the expression "the Council" means the Council of the Borough of Guildford and the expression "the Land" means those areas of land known as West Heath, Pirbright Common and Bullswater Common.
2. No person shall:
  - (a) Climb any wall or fence on or enclosing the land, or any tree, or any barrier, railing, post or other erection
  - (b) without reasonable excuse 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 land.
3. No person shall affix or cause to be affixed any advertisement, bill, placard or notice upon any building, wall, fence, gate, door, pillar, post tree rock or stone on or enclosing the land.
4. (a) No person shall light a fire on the land, or place or throw or let fall a lighted match or any other thing so as to be likely to cause a fire.

- (b) This byelaw 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.
5. (a) No person shall ride or drive a mechanically propelled vehicle on any part of the land where there is no right of way for vehicles.
- (b) If the Council has set apart a space on the land for use by vehicles of any class, this byelaw shall not prevent the riding or driving of those vehicles in the space so set apart, or on the direct route between it and the entrance to the land.
6. Where the Council indicate by a notice conspicuously exhibited on or alongside any gate on the land that leaving that gate open is prohibited, no person having opened that gate or caused it to be opened shall leave it open.
7. No person shall without the consent of the Council erect a tent or use any vehicle, including a caravan, or any other structure for the purpose of camping on the land except on any area which may be set apart and indicated by notice as a place where camping is permitted.
8. No person shall except in the exercise of any lawful right or privilege have in his possession while he is on the land any firearm unless it is so covered with a securely fastened gun cover that it cannot be fired.

In this byelaw the expression "firearm" means any lethal barrelled weapon of any description from which any shot, bullet or other missile can be discharged. This byelaw shall apply to all parts of the land except any thereof which is a public right of way.

9. A person shall not on the land, 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 is exhibited; Provided that such notice shall not apply to more than one fifth of the land
- (ii) any shrub, or plant, or any ground in course of preparation for the growth of any tree, shrub or plant.
10. No person shall cause or suffer a dog belonging to him or in his charge to enter or remain on the land, 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 waterfowl.
11. (a) No person shall without lawful excuse or authority on the land kill, molest or intentionally disturb any animal, bird or fish or engage in hunting, shooting or fishing or the setting of traps or nets or the laying of snares.
- (b) This byelaw shall not prohibit any fishing which may be authorised by the Council.
12. No person shall, except in pursuance of a lawful agreement with the Council, turn out or permit any animal to graze on the land.

13. No person shall on the land sell, or offer or expose for sale, or let to hire, or offer or expose for letting to hire any commodity or article except in pursuance of an agreement with the Council.
14. No person shall (except in the case of a Fair held on the land in pursuance of an agreement with the Council) place on the land any show exhibition swing roundabout or other like thing.
15. No person shall on the land, except in case of accident or other sufficient cause, take off or land any glider, manned or unmanned weighing in total more than 5 kilogrammes or any other aircraft weighing more than 5 kilogrammes without its fuel.
16. No person on the land shall ride a horse except upon the bridleways and pathways that are clearly defined.
17. Where the Council set apart any such part of the land as may be fixed by the Council, and described in a notice board affixed or set up in some conspicuous position on the land for the purpose of any game specified in the notice board which, by reason of the rules or manner of playing, or for the prevention of damage, danger or discomfort to any person on the land may necessitate at any time during the continuance of the game, the exclusive use by the player or players of any space in such part of the land - a person shall not in any space elsewhere on the land play or take part in any game so specified in such manner as to exclude persons not playing or taking part in the game for the use of such a space.

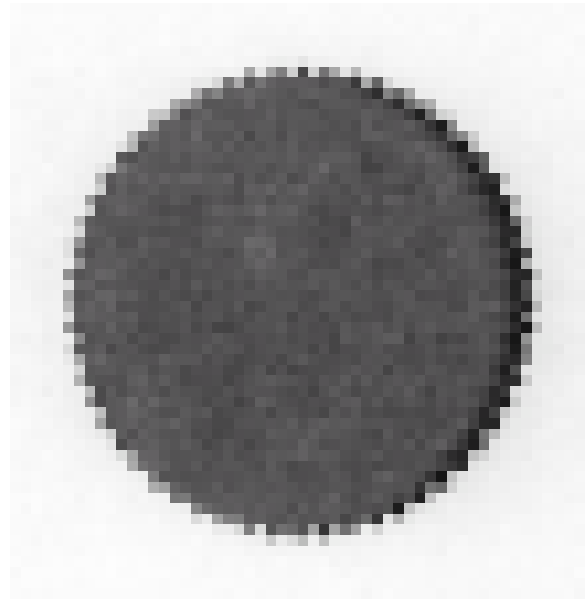
18. A person resorting to the land and playing or taking part in any game for which the exclusive use of any space on the land has been set apart shall:-
- (i) not play on the space any game other than the game for which it is set apart;
  - (ii) in preparing for playing and in playing, use reasonable care to prevent undue interference with the proper use of the land by other persons;
  - iii) when the space is already occupied by other players not begin to play thereon without their permission;
  - (iv) where the exclusive use of the space has been granted by the Council for playing of a match, not play on that space later than a quarter of an hour before the time fixed for the beginning of the match unless he is taking part therein.
19. A person shall not on any part of the land 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 cause makes it unfit for use and a notice is set up in some conspicuous position prohibiting play on that part of the land.
20. No person shall on the land intentionally obstruct, disturb, or annoy any other person in the proper use of the land or intentionally obstruct or disturb a warden or other 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 the land.

21. (a) An act necessary to the proper execution of his duty on the land 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 this byelaw
- (b) Nothing in or done under any of the provisions of this byelaw shall in any respect prejudice or injuriously affect any public right of way throughout the land or the rights of any person acting legally by virtue of some estate, right, or interest in, over, or affecting the land or any part thereof.
22. Every person who shall offend against any of these byelaws shall be liable on summary conviction to a fine not exceeding Fifty Pounds.
23. Every person who shall infringe any byelaw for the regulation of the land may be removed therefrom by any officer of the Council, or by any constable in any one of the several cases hereinafter specified; that is to say:-
- (a) 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 readily be ascertained by such officers or constable;
- (b) 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 on the land of the person infringing the byelaw 11

may result in another infraction of a byelaw or that the removal of such person from the land is otherwise necessary as a security for the proper use and regulation thereof.

THE COMMON SEAL of THE COUNCIL OF )  
THE BOROUGH OF GUILDFORD was hereunto )  
Affixed this 14<sup>th</sup> day of February )  
One thousand nine hundred and eighty-six in )  
the presence of:- )

*John E. Adell*  
Mayor  
*C. J. [unclear]*  
Clerk and Solicitor



The foregoing byelaw(s) are hereby confirmed by the Secretary of State and shall come into operation on the 15<sup>th</sup> day of June 1986.

*M. E. Head*  
M. E. HEAD  
An Assistant Under-Secretary of State  
10 JUN 1986  
Home Office  
LONDON SW1