

**WARWICK DISTRICT COUNCIL**

**BYELAWS**

for

**GOOD RULE AND GOVERNMENT**

and for the

**PREVENTION OF NUISANCES**

made under Section 235 of the  
Local Government Act 1972



BYELAWS for the Good Rule and Government of the District of Warwick and for the Prevention of Nuisances made by the Warwick District Council in pursuance of Section 235 of the Local Government Act, 1972.

1. Extent of Byelaws These byelaws shall extend to all parts of the Warwick District.
2. Music near Houses – No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 metres of any dwellinghouse or office, after being requested to desist by any resident or occupant thereof, either personally or through any person acting on his behalf, or through a police officer, on account of the interruption of the ordinary occupations or pursuits of any such resident or occupant or for other reasonable and sufficient cause: Provided that this byelaw shall not apply to properly conducted religious services, except where the request to desist is made on the ground of the serious illness of any resident of the house.
3. Music near Churches etc. – No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 metres of any place of public worship or public entertainment or other place of public assembly in which person or persons so assembled, after being requested to desist by any police officer, or by any person so annoyed or disturbed, or by any person acting on his behalf.
4. Music near Hospitals – No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 metres of any hospital, infirmary, convalescent home, or other place used for the reception or treatment of the sick, after being requested to desist by any police officer, or by any patient or officer of such hospital or other place, or by any person acting on his behalf.
5. Noisy Conduct at Night – No person shall in any street or public place between the hours of 23.00 and 06.00 wantonly and continuously shout or otherwise make any loud noise to the disturbance or annoyance of residents.
6. Noisy Hawking – No person shall, for the purpose of hawking, selling, distributing, or advertising any article, shout or use any bell, gong, or other noisy instrument in any street or public place so as to cause annoyance or obstruction of passengers.
7. Touting – No person shall in any street or public place for the purpose of selling or advertising any article or obtaining custom tout or importune to the annoyance or obstruction of passengers.
8. (1) Spitting – No person shall spit on the floor, side, or wall of any public carriage or of any public waiting room or place of public entertainment, whether admission thereto be obtained upon payment or not.  
(2) Spitting on Footways – No person shall spit on the paved area of any highway or public place. In this byelaw the expression “paved” includes concrete, asphalt or other made-up surfaces.

9. Shooting Galleries, etc. – No person shall in any street or public place, or on any land adjoining or near to any street or public place, keep or manage or cause to be kept or managed, a shooting-gallery, swing-boat, roundabout, or any other construction of a like character, so as to cause obstruction or danger to the traffic in such street or public place.
10. Dangerous Games near Streets – No person shall on any land\* adjoining a street play any offensive or dangerous game in such a manner as to cause obstruction to the traffic or danger to any person in such street.

\*The playing of games in streets is dealt with by section 161 of the Highway Act 1980.

11. Fireworks etc in Places of Entertainment – No person shall, with intent to cause annoyance or inconvenience to any person in any place of entertainment to which the public are admitted with or without the payment of money, while the public are on the premises, throw or let off any firework, stink-bomb or similar article, or squirt, spray or otherwise throw or scatter any offensive liquid, powder or substance in any such place as aforesaid.
12. Preservation of Road Margins, etc.
  - (1) No person shall without lawful authority drive or place a vehicle, or cause a vehicle to be driven or placed, upon any road margin to which this byelaw applies.
  - (2) This byelaw applies to any road margin which is:-
    - (i) in or beside a public road other than a trunk road vested in the Secretary of State;
    - (ii) laid or sown with grass or planted with trees, shrubs or plants, for ornamental or environmental purposes; and
    - (iii) indicated to be a margin to which this byelaw applies by means of notices conspicuously displayed on or near the said margin by the Council with the consent where necessary of the highway authority.

13. Mud, etc, falling from vehicles to the highway
  - (1) When, to the knowledge of a person in charge of a vehicle, any mud, clay, lime or similar material has fallen on a highway from the vehicle, such person shall, if such fallen material is likely to cause obstruction or danger to persons using the highway or injury to the surface of the highway, remove or cause to be removed all such fallen materials from the highway as completely and as soon as is reasonably practicable.
  - (2) The persons in charge of a vehicle shall not bring the vehicle or permit it to be brought upon a highway unless there has been removed from the wheels thereof as completely as is reasonably practicable all mud, clay, lime and similar materials which is likely, if not so removed, to cause obstruction or danger to persons using the highway or injury to the surface of the highway.

(3) In this byelaw –

“Person in charge of a vehicle” means the person who whether as owner or otherwise has the charge or control of a vehicle or being present is entitled to give orders to the person having charge or control;

“vehicle” includes any trailer and any agricultural implement or machine;

“wheels” includes axles, runners and tracks.

14. Roller-skating in streets – No person shall on any public carriageway or footway skate on rollers, wheels or other mechanical contrivances to the annoyance or danger of other persons.
15. Dogs Fouling Footways and Grass Verges
- (1) No person in charge of a dog shall allow the dog to foul a footway or grass verge (being a footway or grass verge to which this byelaw applies) by depositing its excrement thereon: Provided that in proceedings for an offence against this byelaw it shall be a defence for the person charged to prove that he took all reasonable precaution and exercised all due diligence to avoid the commission of the offence.
- (2) This byelaw applies to:-
- (a) the footway of any highway or of any public place; and
- (b) a grass verge which is not more than 3 metres wide and is:-
- (i) adjacent to the carriageway or footway of a highway; and
- (ii) managed by a local authority.
- (3) For the purposes of this byelaw the owner of the dog shall be deemed in charge thereof, unless the Court is satisfied that at the time when the dog fouled the footway or grass verge it had been placed in or taken into the charge of some other person.
16. Removal of lifebuoys No person shall knowingly or intentionally remove or displace any lifebuoy or other lifesaving equipment or stands, cases or brackets or any other fittings by which the same are secured or protected and which are provided by or on behalf of the Council, other than to facilitate the rescue of a person in distress.
17. Repeal Clause – All existing byelaws with the exception of byelaws relating to straw and stubble burning for the good rule and government and suppression of nuisances in force in the District of Warwick are hereby repealed.

18. Penalty Clause – Any person offending against any of the foregoing byelaws shall be liable on summary conviction to a fine not exceeding one hundred pounds.

GIVEN under the Common seal of the Council this twenty fifth  
Day July 1985

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

347/85

J. WALTON  
Secretary and Solicitor

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the 25 day of September 1985.

Signed by authority of  
the Secretary of State

10 September, 1985

(M. E. HEAD)  
An Assistant Under Secretary of State

I certify that this is a true copy of the original  
Byelaws.

Secretary and Solicitor