



1. Simmons Park is managed by Okehampton Town Council's Parks Committee. The Council has a policy of letting its facilities for the benefit of the community and only charges profit making organisations on a case-by-case basis.
2. The Park shall be open to all members of the community regardless of race, gender, sexual orientation, age, disability, religious or political beliefs or marital status.
3. Okehampton Town Council does, however, reserve the right to refuse, at its absolute discretion, to let facilities particularly where the letting may be to the detriment of the park, its staff and local community.
4. The management and bookings of all external lettings is the responsibility of the Town Clerk. The fee to be charged for hire by commercial/profit making organisations will be approved by the Parks Committee. The use of the park may be subject to restrictions (eg if it is booked for the travelling fair).
5. **A £50 refundable deposit for all bookings is required at least 14 days prior to the date of hire.** The deposit may be retained in full or in part in the event of any damage caused to Council property or if waste/rubbish is not removed from the site following the hire in accordance with Clause 6.
6. If any rubbish is left on site a fee of up to £100 will be charged depending on the amount and type of waste left on site.
7. All users and hirers must comply with health and safety regulations, complete a site-specific risk assessment form, and provide a copy of their public liability insurance with cover of £10 million as a minimum. The full requirements must be discussed with the Town Clerk prior to the event. The details of the event to include the appointment of qualified stewards where necessary, the park left in a clean and tidy condition at the close of the event.
8. Fine details of the event will be determined with the park-keeper on a site meeting to be arranged with him in good time prior to the event.
9. Vehicle access will be prohibited across the park except by permission granted by the Town Clerk or Park-Keeper or for the use of emergency vehicles.
10. The Council will issue a booking form identifying the requirements of the hirer and will maintain a diary of events taking place in Simmons Park.
11. All bookings must comply with the requirements of any other licences that may be needed, for example a Temporary Event Notice (TEN) from WDBC for the holding of one-off events where there will be entertainment, alcohol, hot food or drink for sale. In the event of a requirement for an extended or additional licence cover, a minimum of 6 weeks' notice must be given in order for statutory approval to be sought.
12. The Simmons Park Bylaws appended to this policy must be adhered to.

Byelaws

Borough of Okehampton - Byelaws

Made under section 164 of the Public Health Act, 1875 and sections 12 and 15 of the Open Spaces Act, 1905, by the Mayor, Aldermen and Burgesses of the Borough of Okehampton acting by the Council with respect to the PLEASURE GROUND known as "Simmons Park", Okehampton.

1 Throughout these byelaws the expression "the Council" means the Mayor, Aldermen and Burgesses of the Borough of Okehampton, acting by the Council, and the expression "the pleasure ground" means the pleasure ground known as "Simmons Park", Okehampton.

2 An act necessary to the proper execution of his duty in the pleasure 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 byelaws.

3 Any part of the pleasure ground which is so enclosed that persons can be excluded therefrom shall be opened at the hour of six-thirty in the forenoon and shall be closed at the hour of ten in the afternoon of every day during the months of April, May, June, July, August, and September, and shall be opened at the hour of seven in the forenoon and shall be closed at the hour of seven in the afternoon of every day during the months of January, February, March, October, November and December. Provided always that this byelaw shall not be deemed to require any such part of the pleasure ground to be opened and closed at the hours hereinbefore prescribed on any day when, in pursuance of any statutory provision in that behalf, the Council close the pleasure ground to the public.

4 On any day on which any part of the pleasure ground to which the foregoing byelaw applies is open to the public a person shall not enter that part before the time or enter or remain in that part after the time appointed in the foregoing byelaw.

5 A person shall not in the pleasure ground:

- (i) wilfully, carelessly or negligently soil or defile any wall or fence in or enclosing the pleasure ground, or any building, barrier, railing, post or seat, or any erection or ornament;
- (ii) climb any wall or fence in or enclosing the pleasure 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 the pleasure ground.

6 A person shall not bring or cause to be brought into the pleasure ground any cattle, sheep, goats or pigs, or any beast of draught or burden, unless in pursuance of an agreement with the Council or otherwise in the exercise of any lawful right or privilege, he is authorised to do so.

7 (i) A person shall not, except in the exercise of any lawful right or privilege, bring or cause to be brought into the pleasure ground any barrow, truck, machine or vehicle other than:

- (a) a wheeled bicycle, tricycle or other similar machine;
- (b) a wheelchair, perambulator or chaise drawn or propelled by hand and used solely for the conveyance of a child or children or an invalid.

Provided that where the Council set apart a space in the pleasure ground for the use of any class of vehicle, this byelaw shall not be deemed to prohibit the driving in or to that space by a direct route from the entrance to the pleasure ground of any vehicle of the class for which it is set apart.

- (ii) 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 the pleasure ground.

8 A person who brings a vehicle into the pleasure ground shall not wheel or station it over or upon:

- (i) any flower bed, shrub or plant, on any ground in course of preparation as a flower bed, or for the growth of any tree, shrub or plant;

- (ii) any part of the pleasure ground where the Council by a notice board affixed or set up in some conspicuous position in the pleasure ground prohibit its being wheeled or stationed.
- 9 A person shall not affix any bill, placard or notice to or upon any wall or fence in or enclosing the pleasure ground, or to or upon any tree or plant, or to or upon any part of any building, barrier or railing, or to any seat, or of any erection or ornament in the pleasure ground.
- 10 A person shall not in the pleasure 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:
Provided that such notice shall not apply to more than one-fifth of the area of the pleasure ground;
 - (ii) any flower bed, shrub or plant, or any ground in course of preparation as a flower bed, or for the growth of any tree, shrub or plant.
- 11 A person shall not wilfully, carelessly or negligently throw or discharge in the pleasure ground any missile to the damage or danger of any person.
- 12 A person shall not in the pleasure 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 any such water, or wilfully disturb or worry any water fowl.
- 13 A person shall not cause or suffer any dog belonging to him or in his charge to enter or remain in the pleasure ground, unless such dog be, and continue to be, under proper control and effectually restrained from causing annoyance to any person and from worrying or disturbing any animal or water fowl and from entering any ornamental water.
- 14 Where the Council set apart any such part of the pleasure ground as may be fixed by the Council, and described in a notice board affixed or set up in some conspicuous position in the pleasure ground, 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 in the pleasure ground 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 pleasure ground - a person shall not in any space elsewhere in the pleasure ground play or take any part in any game so specified in such a manner as to exclude persons not playing or taking part in the game from the use of such a space.
- 15 A person resorting to the pleasure ground and playing or taking part in any game for which exclusive use of any space in the pleasure ground 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 pleasure ground 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 the 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;
 - (v) except where the exclusive use of the space has been granted by the Council for the playing of a match in which he is taking part, not use the space for a longer time than two hours continuously, if any other players make known to him a wish to use the space.
- 16 A person shall not in any part of the pleasure 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 cause makes it unfit for use and a notice is set up in some conspicuous position prohibiting play in that part of the pleasure ground.
- 17 A person shall not in the pleasure ground:
 - (i) except as hereinafter provided, erect any post, rail, fence, pole, tent, booth, stand, building or other structure:

Provided that this prohibition shall not apply where upon application to the Council they grant permission to erect any post, rail, fence, pole, tent, booth, stand, building or other structure, upon such occasion and for such purpose as are specified in the application;

- (ii) beat, shake, sweep, brush or cleanse any carpet, drugget, rug or mat, or any other fabric retaining dust or dirt;
- (iii) hang, spread or deposit any linen or other fabric for drying or bleaching;
- (iv) sell, or offer or expose for sale, or let to hire, or expose for letting to hire, any commodity or article, unless, in pursuance of an agreement with the Council, or otherwise in the exercise of any lawful right or privilege, he is authorised to sell or let to hire in the pleasure ground such commodity or article.

18 A person shall not in the pleasure ground wilfully obstruct, disturb, interrupt or annoy any other person in the proper use of the pleasure ground, or wilfully obstruct, disturb or interrupt any officer of the Council in the proper execution of his duty, or any person or servant or any person employed by the Council in the proper execution of any work in connection with the laying out or maintenance of the pleasure ground.

19 A person shall not in the pleasure ground, use any obscene language to the annoyance of any person.

20 Every person who shall offend against these byelaws shall be liable on summary conviction to a fine not exceeding twenty pounds.

21 Every person who shall infringe any byelaw for the regulation of the pleasure ground may be removed by an officer of the Council, or by any constable, in any one of the several cases hereinafter specified: that is to say:

- (i) 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 be readily ascertained by such officer or constable;
- (ii) 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 in the pleasure ground of the person infringing the byelaw may result in another infraction of a byelaw, or that the removal of such person from the pleasure ground is otherwise necessary as a security for the proper use and regulation thereof.

Repeal of Byelaws

22 The byelaws relating to the pleasure ground which were made by the Council on the Sixteenth day of January, 1911, and were allowed by the Local Government Board on the Eighth day of March, 1911, are hereby repealed.

The COMMON SEAL of the Mayor, Aldermen and Burgesses of the BOROUGH OF OKEHAMPTON was hereunto affixed this Twenty-first day of February, One thousand nine hundred and Seventy two in the presence of:

H.R. Horne Mayor A.E.F. Dear Town Clerk

The Secretary of State this day confirmed the foregoing byelaws and fixed the date on which they are to come into operation as the first day of July, 1972.

K.P. Witney An Assistant Under Secretary of State
HOME OFFICE, WHITEHALL 23 May 1972

It is hereby confirmed that the foregoing printed copy of the Byelaws is a true copy of the Byelaws as confirmed.

A.E.F. Dear Town Clerk TOWN HALL, OKEHAMPTON