

BYELAWS

for the

GOOD RULE AND GOVERNMENT OF THE BOROUGH OF BASINGSTOKE AND
DEANE

and for the

PREVENTION OF NUISANCES

I certify that this is a true copy of the Byelaws as confirmed by the Secretary of State

Signed
Borough Solicitor

BYELAWS

for the

GOOD RULE AND GOVERNMENT OF THE BOROUGH OF BASINGSTOKE AND DEANE

and for the

PREVENTION OF NUISANCES

made by the Borough of Basingstoke and Deane under Section 235 of the Local Government Act 1972 for the good rule and government of the Borough of Basingstoke and Deane and for the prevention and suppression of nuisances and under Section 60 of the Food Act 1984 with regard to Market Place and the immediate approaches to it

Extent

1. These byelaws apply throughout the Borough of Basingstoke and Deane unless otherwise indicated.

Noise in Streets and other Public Places

2. No person in a street or other public place shall, after being requested to desist by a constable, or by any person annoyed or disturbed, or by any person acting on his behalf:

- (a) by shouting or singing;
- (b) by playing on a musical instrument; or
- (c) by operating or permitting to be operated any radio, gramophone, amplifier, tape recorder or similar instrument;

cause or permit to be made any noise which is so loud or so continuous or repeated as to give reasonable cause for annoyance to other persons in the neighbourhood.

3. This byelaw shall not apply to properly conducted religious services.

4. **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.

5. **Indecent Language Etc**

No person shall in any street or public place, or in any place within view or hearing of any street or public place, use any indecent language or gesture, or commit or solicit, incite or provoke any other person to commit any indecent act to the annoyance of residents or passengers.

6. **Dangerous Games Near Streets**

No person shall on any land adjoining a street play any game in a manner likely to cause obstruction to any traffic or to cause danger to any person in such street.

7. **Skateboarding**

Extent

- (1) (i) Byelaw 7(3) applies throughout the Borough of Basingstoke and Deane but not to any designated areas.
- (ii) Byelaw 7(4) applies to all designated areas.

Interpretation

- (2) In this byelaw:-
 - “designated area” means any area named in the Schedule and shown hatched black on the plan attached to these byelaws;

“footway” means a way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only;

“carriageway” means a way constituting or comprised in a highway, being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;

“highway” means the whole or a part of a highway other than a ferry or waterway

- (3) No person shall on any footway or carriageway skate on rollers, skateboards, wheels or other mechanical contrivances in such a manner as to cause danger or nuisance or give reasonable grounds for annoyance to other persons lawfully using the footway or carriageway.
- (4) No person shall skate on rollers, skateboards, wheels or other mechanical contrivances in a designated area.

8. **Ball Games**

- (1) No person shall play any type of ball game in a designated area.
- (2) “designated area” has the same meaning as in Byelaw 7.

- (3) No person shall on any footway, carriageway or in any public place play any type of ball game in such a manner likely to cause danger or nuisance to persons using the footway, carriageway or other public place.
- (4) “carriageway”, “footway” and “highway” have the same meaning as in Byelaw 7.
- (5) Byelaw 8(3) applies throughout the Borough of Basingstoke and Deane but not to any designated area nor to The Malls and Walks in Basingstoke Town Centre.

9. **Urinating**

No person shall urinate or defecate in any public place.

10. **Penalty**

Any person offending against any of these byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the Standard Scale.

11. **Revocation**

- (1) The Byelaws in respect of nuisance made by the Mayor Aldermen and Burgesses of the Borough of Basingstoke on 27 February 1936 and confirmed by the Secretary of State on 20 April 1936 are hereby revoked.
- (2) The Byelaws for good rule and government and for the prevention of nuisance made by the Mayor Aldermen and Burgesses of the Borough of Basingstoke on 12 March 1964 and confirmed by the Secretary of State on 27 May 1964 are hereby revoked.
- (3) The supplemental Byelaw for good rule and government relating to the taking of bicycles without consent made by the Mayor Aldermen and Burgesses of the Borough of Basingstoke on 26 September 1967 and confirmed by the Secretary of State on 29 November 1967 is hereby revoked.

SCHEDULE OF DESIGNATED PLACES

BYELAW NUMBER (7, 8)

STREETS

- 1 Church Street
- 2 Cross Street
- 3 Hackwood Road
- 4 London Street
- 5 Market Place
- 6 New Road
- 7 Land, footpath and alleyway to the rear of Seal Road
- 8 Winchester Street
- 9 Wote Street

Section 60 of the Food Act 1984 applies to that part of Market Place on which and on the days and at the times when the market is held and in the immediate approaches to it.

ALLEYWAYS

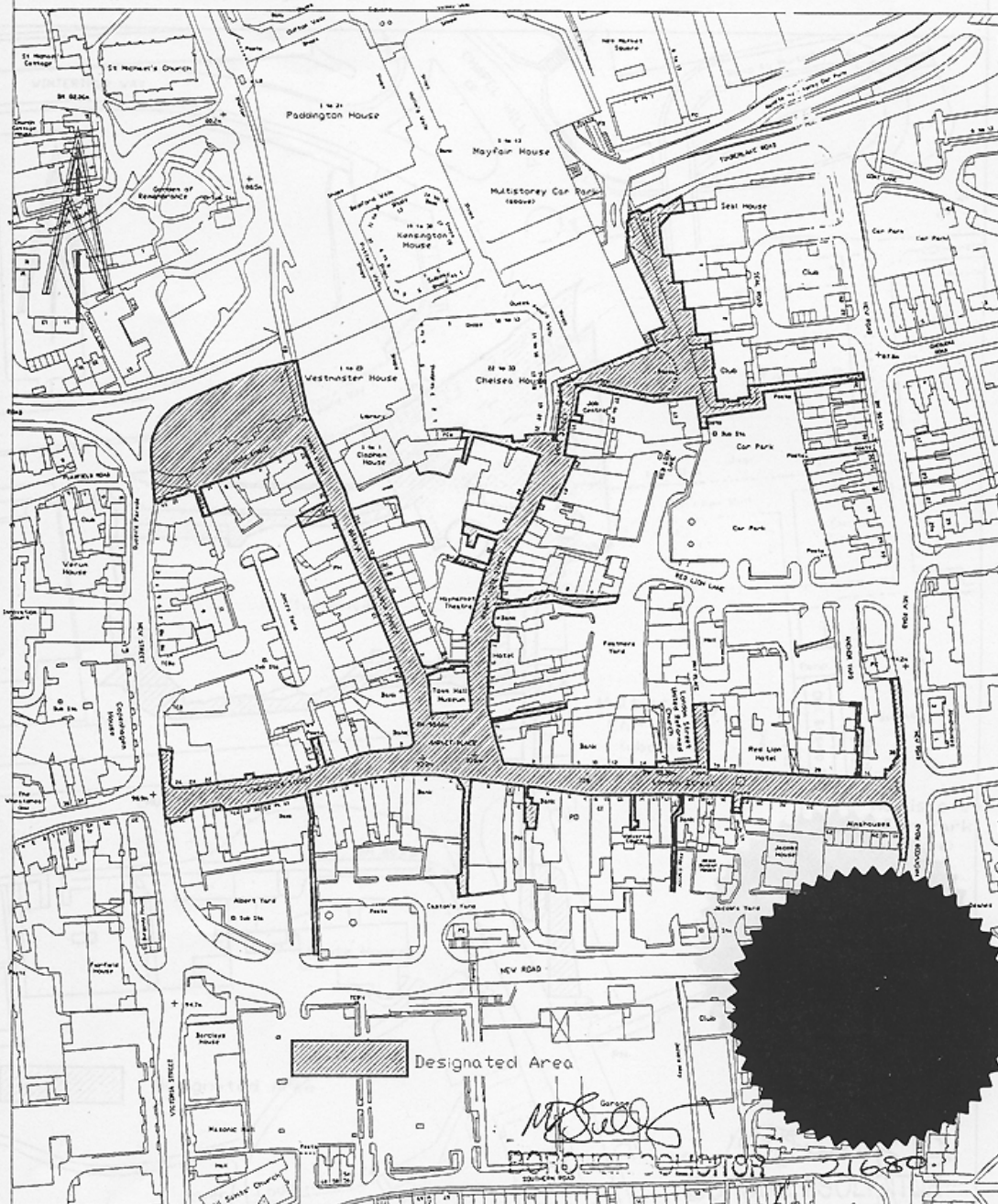
- 1 Off Church Street
Alleyway beside No.2 linking Church Street to Wote Street
Alleyway under 27 and 29 Church Street
- 2 Off Cross Street
Alleyway between 10 and 12
- 3 Off London Street
Jacobs Alley
May Place

- Anchor Court Alleyway next to No.36
- 4 Off Market Place
- Alleyway between No.1 and 2
- Castons Walk
- 5 Off Winchester Street
- Alleyway between 12 and 14
- Albert Walk
- 6 Off Wote Street
- Feathers Lane
- Alleyway between Haymarket Theatre and No.12
- Alleyway between 12 and 14
- Alleyway between 21 Queen Anne's Walk and No.20
- linking Wote Street to Potters Walk

LAND

Land around The Anvil Theatre.

Basingstoke and Deane Borough Council.
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Scale :- 1 : 2500

Date :- 15 March 1996

Drawing No :- Legal_005

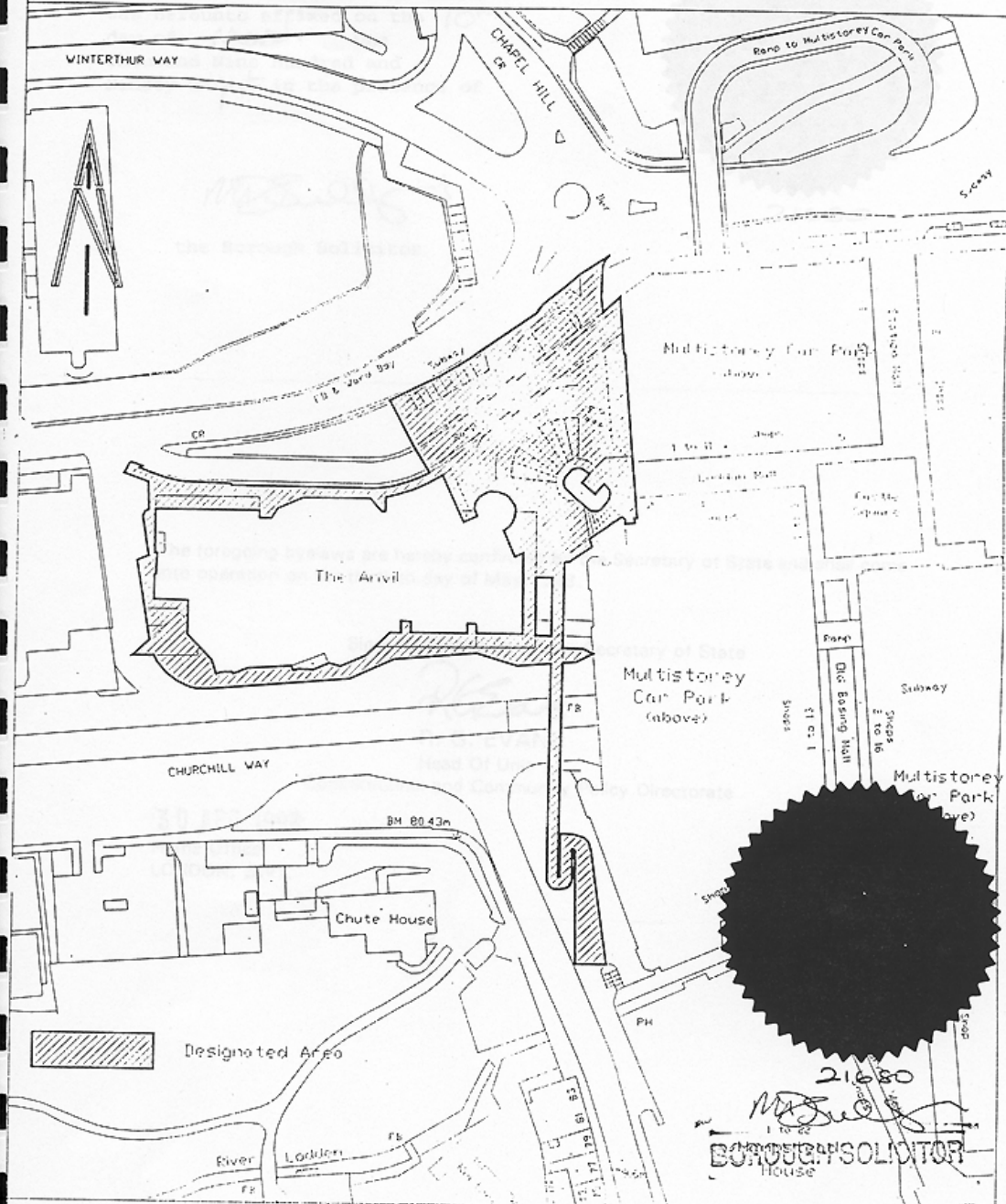
Produced by :- PRH - GEW using
 Assist Mapping Information Systems

Drawing Title :-

PLAN No1

Basingstoke & Deane
 Borough Council
 Development Department
 Civic Offices
 London Road
 Basingstoke
 Hampshire
 RG21 2 AJ
 0256 844844

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Scale :- 1 : 1,000

Date :- 16 October 1997

Drawing No :- Legal_006

Produced by :- PPA - 48 W. using
 Aerial Mapping Information Systems.

Drawing Title :-

PLAN No2

Basingstoke & Deane
 Borough Council
 Development Department
 Civic Offices
 London Road
 Basingstoke
 Hampshire
 RG21 2 AJ
 0756 844844

THE COMMON SEAL OF THE BOROUGH
COUNCIL OF BASINGSTOKE AND DEANE
was hereunto affixed on the 10th day
of March One Thousand
Nine Hundred and Ninety Eight in the presence
of:-

the Borough Solicitor

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come
into operation on the thirtieth day of May 1998.

Signed by authority of the Secretary of State

R G Evans

Head of Unit

Constitutional and Community Policy Directorate

30 Apr 1998

Home Office

London, SW1