

**BYELAWS MADE BY THE CHILTERN DISTRICT COUNCIL IN
PURSUANCE OF A SCHEME MADE BY CHILTERN DISTRICT
COUNCIL UNDER SECTION 1 (1) OF THE COMMONS ACT 1899
WITH RESPECT TO CHESHAM BOIS COMMON IN THE PARISH
OF CHESHAM BOIS AND THE TOWN OF AMERSHAM IN THE
DISTRICT OF CHILTERN IN THE COUNTY OF BUCKINGHAMSH**

1. Throughout these byelaws the expression "the Council" means the Chiltern District Council and the expression "the Common" means the pieces of land with the pond and paths thereon, commonly known as "the Chesham Bois Common", situate in the Parish of Chesham Bois and the town of Amersham in the County of Buckinghamshire and referred to as "the Common" in the Scheme made by the Council under the Commons Act 1899, on the Eighth day of November 1984 and the expression "the Scheme" means the aforesaid Scheme.

Chesham Bois Parish Council is the owner and manager of the Common.

2. An act necessary to the proper execution of his duty on the Common by an Officer of the Council or Chesham Bois Parish Council or by any person or servant of any person employed by the Council or Chesham Bois Parish Council shall not be deemed an offence against these byelaws.

3. Vehicles.

- 3.1 No person shall, without reasonable excuse, ride or drive a cycle, motor cycle, motor vehicle or any other mechanically propelled vehicle on the land, or bring or cause to be brought on to the land a motor cycle, motor vehicle, trailer, construction equipment or any other mechanically propelled vehicle (other than a cycle), except on any part of the land where there is a right of way for that class of vehicle, or where the Chesham Bois Parish Council has issued a temporary licence for that vehicle.

- 3.2 If the Chesham Bois Parish 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 a route indicated by signs placed in conspicuous positions, between it and the entrance to the land.

- 3.3 This byelaw shall not extend to invalid carriages.

- 3.4 In this byelaw:-

"cycle" means a bicycle, a tricycle, or a cycle having four or more wheels, not being in any case a motor cycle or motor vehicle;

"invalid carriage" means a vehicle, whether mechanically propelled or not, the unladen weight of which does not exceed 170 kilograms, the width of which does not exceed 0.85 metres and which has been constructed or adapted for use for the carriage of one person, suffering from some physical defect or disability and is used solely by such a person;

“motor cycle” means a mechanically propelled vehicle, not being an invalid carriage, with less than four wheels, and the weight of which unladen does not exceed 410 kilograms;

“motor vehicle” means a mechanically propelled vehicle, not being an invalid carriage, intended or adapted for use on roads;

“trailer” means a vehicle drawn by a motor vehicle or animal, and includes a caravan;

“construction equipment” means, but not exclusively, excavating equipment, bulldozer, tractors, concrete mixer, drilling or boring equipment.

4. No person shall, without lawful authority, dig or displace turf, sods, gravel, sand, clay or other substance on or from the Common or recklessly or negligently injure any gorse, heather, timber or other tree, shrub, brushwood or other plant growing on the Common.
5. No person shall in the exercise of any right of Common or any other right over the Common, to dig or displace turf, sods, gravel, sand, clay or other substance
 - (a) commit any unnecessary damage to the Common or the turf, trees, shrubs, brushwood, gorse, heather, ferns or other natural products thereon;
 - (b) nor shall they do so on any part of the Common which is enclosed temporarily for the revival of turf, trees, shrubs, or plants or set aside for games or for the parking of motor or other vehicles if similar substances as aforesaid can conveniently be dug or displaced from some other part of the Common.
6. No person shall tip, leave, place or drop rubbish, garden or household refuse or any other materials or vegetation or any skip or other container for the reception or conveyance of materials or rubbish on any part of the Common.
7. No person shall without lawful authority displace or remove any seat, shelter, pavilion, drinking fountain, sculptures, fence, rubbish receptacle, or any part of any structure or ornament, or any works erected or maintained by the Council or Chesham Bois Parish Council or their licensee in the Common.
8. No person shall without lawful authority affix or cause to be affixed, any bill, placard, advertisement or notice on
 - (a) any noticeboard on the Common;
 - (b) any tree or shrub on the Common;
 - (c) any stake on the Common.
9. No person shall, without lawful authority, 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.
10. No person shall on the land, without the consent of the Chesham Bois Parish Council, erect a tent, or use any vehicle, including a caravan, or any other structure for the purpose of camping, on the Common.

11. No person shall, without lawful authority, light any fire on the Common or place or throw or let fall a lighted match or any other thing so as to be likely to cause a fire.
12. No person shall, except in the case of a fair lawfully held, place on the Common any show, exhibition, swing, roundabout or other like thing, or by permission of Chesham Bois Parish Council.
13. No person shall, except in the exercise of any lawful right or privilege,
 - (a) have in his or her possession while he is on the Common any firearm unless it is so covered with a securely fastened gun cover that it cannot be fired;
 - (b) have in his or her possession while he is on the Common any bow and arrows or any other dangerous instrument, which could injure person or persons lawfully using the Common.
 - (c) In this byelaw:-

"firearm" means any lethal barrellled weapon of any description from which any shot, bullet or other missile can be discharged.
14. Where the Council or Chesham Bois Parish Council has set apart any such part of the Common as may be fixed by the Council or Chesham Bois Parish Council and described in a notice board affixed or set up in some conspicuous position on the Common 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 Common, 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 Common no person shall in any space elsewhere on the Common play or take 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 space.
15. No person shall:-
 - (a) without lawful authority break in any horse or donkey on the Common;
 - (b) in the Common ride a horse or donkey to the danger of any other person using the Common;
 - (c) in the Common ride a horse or donkey unless it is along specifically designated bridle paths;
 - (d) in the Common release for flight or control the flight, or to take off or land in the ground, any model aircraft be they jet-powered, rocket-powered, power-driven, including:-
 - (i) free flight models which are controlled by pre-set adjustments and/or devices and not by the operator after launch;
 - (ii) control-line models;
 - (iii) radio controlled models.

In these byelaws:-

“model aircraft” means an aircraft which either weighs not more than 7 kilograms without its fuel or for the time being exempted (as a model aircraft) from the provisions of the Air Navigation Order;

“power-driven” means driven by the combustion of vapour or other combustible vapour or other combustible substances (or by electric motors or by compressed gas);

“radio controlled” means controlled by a radio signal from a wireless transmitter or similar device;

“jet-propelled or rocket-propelled” means driven by jet propulsion or by means of a rocket, other than by means of a small reaction motor powered by a solid fuel pellet not exceeding one inch in length;

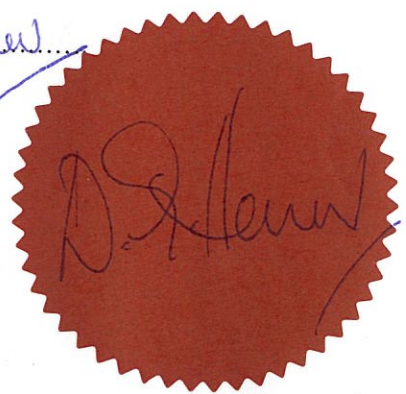
- (e) in the Common take off or (except in the case of accident or other sufficient cause) land any glider or any other aircraft or any hot air balloon;
 - (f) in the Common fly any glider or aircraft in such a manner so as to likely cause undue interference with the enjoyment of the Common by persons lawfully on it;
 - (g) in the Common sell or offer or expose for sale or let to hire or offer or expose for letting to hire, any commodity or article, unless in pursuance of an agreement with the Council or Chesham Bois Parish Council or otherwise in the pursuance of any lawful right or privilege;
 - (h) in the Common climb any wall or fence on or enclosing the land, or any tree or any barrier, railing, post or other structure;
 - (i) in the pond bathe, ice skate or use a boat or any other floating vessel capable of transporting people or goods;
 - (j) in the pond use motorised model boats or any other motorised vessel;
 - (k) in the pond intentionally, carelessly or negligently foul or pollute the water.
16. No person shall, without lawful authority, turn out to graze or permit to graze in the Common any cattle, sheep, or other animals.
17. No person shall allow their dog to foul in the Common.
18. No person shall, on any part of the Common, intentionally obstruct, disturb or annoy any person in the proper use of the Common.
19. No person shall in the Common:-
- (a) intentionally hinder or obstruct any Officer of the Council or Chesham Bois Parish Council in the exercise of his powers or duties under the Scheme or under any of the foregoing byelaws;
 - (b) intentionally obstruct any person carrying out an act which is necessary to the proper execution of any contract with the Council or Chesham Bois Parish Council;

20. If any person offends against any of the foregoing byelaws they shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.
21. It shall be lawful for any Officer of the Council or Chesham Bois Parish Council, after due warning has been given, to remove from the Common any vehicle or animal drawn, driven or placed thereon in contravention of any of the foregoing byelaws.

Given under our hands and seals this *First* day of *October* 1999

Signed *[Signature]*

Signed *[Signature]*



Members of Chesham Bois Parish Council

DETR 1748
The foregoing byelaws are hereby confirmed by the
Secretary of State for the Environment, Transport
and the Regions and shall come into force on 1 March 2000

[Signature]

Signed by authority of
 the Secretary of State
6 January 2000

Susan Carter
AGrade 5 in the
Department of the Environment,
Transport and the Regions

CHESHAM BOIS COMMON BYELAWS (AMENDMENT)

BYELAWS MADE BY THE CHILTERN DISTRICT COUNCIL IN PURSUANCE OF A SCHEME MADE BY CHILTERN DISTRICT COUNCIL UNDER SECTION 1 (1) OF THE COMMONS ACT 1899 WITH RESPECT TO CHESHAM BOIS COMMON IN THE PARISH OF CHESHAM BOIS AND THE TOWN OF AMERSHAM IN THE DISTRICT OF CHILTERN IN THE COUNTY OF BUCKINGHAMSHIRE

The Chiltern District Council in exercise of its powers under section 1(1) and section 9 of the Commons Act 1899 hereby makes the following amendment to the Chesham Bois Common Byelaws which came into force on 1 March 2000

For byelaw 6 there is substituted the following:

'No person shall, without the consent of the Chesham Bois Parish Council, tip, leave, place or drop rubbish, garden or household refuse or any other materials or vegetation or any skip or other container for the reception or conveyance of materials or rubbish on any part of the Common.'

Given under our hands and seals this *Eleventh* day of *September* 2000
Signed *[Signature]* Signed *[Signature]*



Members of Chesham Bois Parish Council

DETR 2041

The foregoing byelaws are hereby confirmed by the Secretary of State for the Environment, Transport and the Regions and shall come into force on 1 January 2001

[Signature]

Susan Carter

Signed by authority of the Secretary of State
29 November 2000
A Grade 5 in the Department of the Environment, Transport and Regions