STINCHCOMBE HILL.

The Recreation Grounds Act,
1859.

BYELAWS.

STINCHCOMBE HILL

THE RECREATION GROUNDS ACT, 1859.

Whereas the recreation ground consisting of several pieces or parcels of pasture land and wood situate on Stinchcombe Hill in the parishes of Stinchcombe and Cam in the county of Gloucester, containing 185 acres, or thereabouts, is vested in Sir Stanley William Tubbs, Baronet, The Right Honourable Randal Thomas Mowbray, Earl of Berkeley, F.R.S., The Right Honourable Capel Henry Berkeley Moreton Earl of Ducie, Henry Stafford Burnell Tubbs, Ralph Ernest Harrold, Herbert William Prout, James Niebuhr Tod, George Lister, Charles William Hicks, and John Morris Ball (hereinafter referred to as "the Trustees") by a Conveyance dated the 1st day of January, 1930, and made between the said Sir Stanley William Tubbs of the one part and the Trustees of the other part;

And Whereas the undersigned are the managers and directors of the said recreation ground under the provisions of the statute above-mentioned and the said conveyance for the time being;

Now the Trustees as managers and directors and in pursuance of the powers vested in them by the Recreation Grounds Act, 1859, hereby make the following byelaws for the regulation of the recreation ground and hereby impose the following penalties, that is to say :-

1. In the construction of these byelaws :-

   The expression "the recreation ground" means the lands situate on Stinchcombe Hill in the parishes of Stinchcombe and Cam comprised in the said conveyance and now vested in the Trustees and includes any part of such lands.

   The expression "unauthorised person" means any person other than a person for the time being duly authorised in writing by, or an officer of, or a person, or a servant of a person employed by the Trustees, or by the Tenants for the time being of any part of the recreation ground, in or about any work in connection with laying-out, planting, improving or maintaining the recreation ground.

2. No unauthorised person shall do any of the following acts on the Recreation Ground that is to say :-

   (1) Cut, injure, or destroy any tree or bush growing thereon.

   (2) Dig, cut, or remove any sod, turf, loam, sand, gravel, or other substance thereon or therefrom.

   (3) Light any fire, or wilfully, carelessly, or negligently do any act which may cause, or be likely to cause, damage by fire to anything growing or being thereon.

(4) Deposit or leave thereon, or on any part thereof, any rubbish, bricks, manure, timber, or other substance or material whatsoever.

(5) Cause or suffer any horse, pony, mule, ass, bull, ox, cow, calf, heifer, steer, sheep, lamb, goat, hog, or sow belonging to him, or in his charge to enter or graze thereupon except in pursuance of some lawful right or privilege.

(6) Encamp thereon, or erect or place thereon, any booth, tent, shed, stand, platform, screen, post, rail, fence, or swing, or other erection or obstruction of any kind whatsoever, or make any enclosure on any part thereof.

(7) Carelessly, negligently, or wilfully injure, deface, or remove any seat, notice, or notice-board, post, railing, fence, or other thing which may be from time to time lawfully erected or placed thereon.

(8) Post or paint any bill, placard, or notice thereon or on any fence, erection, or tree thereon.

(9) Paint, write, cut, or in any manner inscribe letters. figures, or marks upon, or otherwise disfigure any tree, or any wall or fence, or seat, or other structure or erection on the recreation ground, or the turf being or growing thereon.

(10) Drive any vehicle save along any stoned, metalled, gravelled, or otherwise defined road or other public highway dedicated for vehicular traffic.

(11) Break in any horse, or exercise or ride any horse so as to injure the turf of the recreation ground, except on such part or parts thereof as may from time to time be appropriated for that purpose.

(12) Brawl, fight, use indecent, insulting or threatening language, or act in an indecent, disorderly, or offensive manner, to the obstruction, annoyance, or danger of persons resorting to the recreation ground.

(13) Fire or discharge any fire-arm on the recreation ground.

(14) Cause or permit any aircraft or airship to be on any part of the recreation ground.

(15) Wilfully interfere with or obstruct the authorised user of the recreation ground for games, recreation, or otherwise, or wilfully obstruct any officer of the Trustees in the execution of his duty.

Provided that nothing in this byelaw shall be deemed to prohibit the members of any recognised Hunt their friends and servants from riding over the recreation ground in the course or for the purpose of fox hunting but only so long as such persons respectively shall do no avoidable or unnecessary damage to the recreation ground or the property of the lessees, tenants, licensees or other persons lawfully in occupation or enjoyment thereof which may be thereon.

3. Where by a notice or notices which shall be conspicuously exhibited on the recreation ground the Managers shall from time to time set apart any portion of the recreation ground for any game or athletic sport, or generally for the assemblage of persons for any purpose, no person shall on any part of the recreation ground so set apart as aforesaid :-

   (a) Subject as in byelaw 2 (15) is provided drive, ride, or pass over the ground with any vehicle or upon horseback.

   (b) Drive or ride among or to the danger or annoyance of persons assembled for any of the purposes aforesaid.

   (c) Obstruct, interfere with, or annoy any person who is taking part or has made preparation to take part in, or is lawfully present at any gathering for any of the purposes aforesaid.

4. Every person who shall offend against the provisions of the foregoing byelaws shall be liable for every such offence to a penalty not exceeding £2.

5. Nothing in these byelaws shall interfere with the powers of the police or any authority legally existing for preventing or punishing offences.

6. Nothing in or done under any of the provisions of the foregoing byelaws shall in any respect prejudice or injuriously affect the rights of any person acting legally by virtue of some estate, right or interest in or over or affecting the recreation ground or any part thereof or be deemed to confer on the Trustees any greater estate, right or power than they possess under the above-mentioned conveyance.

The above Byelaws are made by the Trustees of the said recreation ground this 11th day of August, 1930.

Witness to the signature of the said Sir Stanley William Tubbs, Charles William Hicks, Ralph Ernest Harrold, John Morris Ball, James Niebuhr Tod, Henry Stafford Burnell Tubbs and George Lister:
R. H. Penley, Dursley, Solicitor.

Witness to the signature of the said Herbert William Prout:
C. Dale Roberts, Physician, Dursley.

Witness to the Signature of the within named The Right Honourable Capel Henry Berkeley Moreton, Earl of Ducie:
Claude de Lisle Bush, Major.

Witness to the signature of the within named The Right Honourable Randal Mowbray, Earl of Berkeley:
Gerald O'Flynn.

Berkeley
Stanley W. Tubbs
C. W. Hicks
R. E. Harrold
J. M. Ball
J. N. Tod
H. S. B. Tubbs
George Lister
H. W. Prout
Ducie

APPROVED BY THE CHARITY COMMISSIONERS FOR ENGLAND AND WALES this 5th day of December, 1930.