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BYLAWS MADE UNDER [SECTION 164 OF THE PUBLIC HEALTH ACT 1875/SECTION 15 OF THE OPEN SPACES ACT 1906/SECTIONS 12 AND 15 OF THE OPEN SPACES ACT 1906] BY LLANDEGLA COMMUNITY COUNCIL WITH RESPECT TO CAE MAIR (TOP FIELD), THE PICNIC AREA AND THE ENVIRONMENTAL AREA

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***Cyngor Cymuned Llandegla /  
Llandegla Community Council***

**BYELAWS FOR PLEASURE GROUNDS, PUBLIC  
WALKS AND OPEN SPACES**

**ARRANGEMENT OF BYELAWS**

**PART 1  
GENERAL**

**General Interpretation**

1. In these byelaws:

“the Council” means *Cyngor Cymuned Llandegla / Llandegla Community Council*;

“the ground” means any of the grounds listed in Schedule 1;

“designated area” means an area in the ground which is set aside for a specified purpose, that area and its purpose to be indicated by notices placed in a conspicuous position;

“invalid carriage” means a vehicle, whether mechanically propelled or not,

- (a) the unladen weight of which does not exceed 150 kilograms,
- (b) the width of which does not exceed 0.85 metres, and
- (c) which has been constructed or adapted for use for the carriage of a person suffering from a disability and used solely by such a person.

2. These byelaws apply to all of the grounds listed in Schedule 1 unless otherwise stated.

3. **Opening times** – the Picnic Area and the Environmental Area are not necessarily enclosed on all sides and are not secured with lockable gates. Cae Mair is

enclosed on all sides and is secured by a lockable double gate, which allows vehicular access. There are two pedestrian access gates to Cae Mair, which are accessible at all times. Full vehicular access can be arranged for suitable local events and is granted by permission of the Community Council, subject to type of event and prevailing weather and ground conditions as a minimum.

## **PART 2**

### **PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC**

#### **Interpretation of Part 2**

In this Part:

“Sky lantern” means any unmanned device which relies on an open flame or other heat source to heat air within it with the intention of causing it to lift into the atmosphere.

#### **4. Protection of structures and plants**

(1) No person shall without reasonable excuse remove from or displace within the ground:

- (a) any barrier, post, seat or implement, or any part of a structure or ornament provided for use in the laying out or maintenance of the ground; or
- (b) any stone, soil or turf or the whole or any part of any plant, shrub or tree.

(2) No person shall walk on or ride, drive or station a horse or any vehicle over:

- (a) any flower bed, shrub or plant;
- (b) any ground in the course of preparation as a flower bed or for the growth of any tree, shrub or plant; or
- (c) any part of the ground set aside by the Council for the renovation of turf or for other landscaping purposes and indicated by a notice conspicuously displayed.

5. **Unauthorised erection of structures.** No person shall without the consent of the Council erect any barrier, post, ride or swing, building or any other structure.

6. **Climbing.** No person shall without reasonable excuse climb any wall or fence in or enclosing the ground, or any tree, or any barrier, railing, post or other structure.

7. **Grazing.** No person shall without the consent of the Council turn out or permit any animal for which they are responsible to graze in the ground.

8. **Protection of wildlife.** No person shall kill, injure, take or disturb any animal, or engage in hunting or shooting or the setting of traps or the laying of snares.

9. **Gates.** (1) No person shall leave open any gate to which this byelaw applies and which that person has opened or caused to be opened.
- (2) Byelaw 9(1) applies to any gate to which is attached, or near to which is displayed, a conspicuous notice stating that leaving the gate open is prohibited.
10. **Camping.** No person shall without the consent of the Council erect a tent or use a vehicle, caravan or any other structure for the purpose of camping.
11. **Fires.** (1) No person shall:
- (a) light a fire; or
  - (b) place, throw or drop a lighted match or any other thing likely to cause a fire; or
  - (c) release a lighted sky lantern into the atmosphere.
- (2) Byelaw (1) shall not apply to:
- (a) the lighting of a fire at any event for which the Council has given permission that fires may be lit.
12. **Missiles.** No person shall throw or use any device to propel or discharge in the ground any object which is liable to cause injury to any other person.
13. **Interference with life-saving equipment.** No person shall except in case of emergency remove from or displace within the ground or otherwise tamper with any life-saving appliance provided by the Council.
14. **Dogs.** Section 6 of the Clean Neighbourhoods and Environment Act 2005 and the Dog Control Orders (Miscellaneous Provisions) (Wales) Regulations 2007 provides that Local Authorities and Community Councils can use dog control orders to cover the five offences below –
- Failing to remove dog faeces
  - Not keeping dogs on a lead
  - Not putting, and keeping a dog on a lead when directed to do so by an authorised officer
  - Permitting a dog to enter land from which dogs are excluded, and
  - Taking more than a specified number of dogs onto land.

Llandegla Community Council have established, through the adoption of these Byelaws, a Dog Control Order to cover the offence of failing to remove dog faeces from any of the grounds as detailed in Schedule 1.

For contravention of this Order, a fixed penalty of £75 will be imposed. If prosecuted for the offence, a person is liable to a fine not exceeding level 3, which is £1000.

**PART 3**  
**HORSES, CYCLES AND VEHICLES**

**Interpretation of Part 3**

In this Part:

“designated route” means a route in or through the ground which is set aside for a specified purpose, its route and that purpose to be indicated by notices placed in a conspicuous position;

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

“motor vehicle” means any mechanically-propelled vehicle other than a motor cycle or an invalid carriage;

“trailer” means a vehicle drawn by a motor vehicle and includes a caravan.

- 15. Horses.** (1) No person shall ride a horse except:
- (a) on a designated route for riding; or
  - (b) in the exercise of a lawful right or privilege.
- (2) Where horse-riding is permitted by virtue of byelaw 14 (1)(a) or a lawful right or privilege, no person shall ride a horse in such a manner as to cause danger to any other person.

**16. Cycling.**

(1) No person shall without reasonable excuse ride a cycle in the ground except in any part of the ground where there is a right of way for cycles.

(2) Outside the designated areas, no person shall cycle on any footway or carriageway in such a manner as to cause danger or give reasonable grounds for annoyance to other persons using the footway or carriageway.

**17. Motor vehicles.**

(1) No person shall without reasonable excuse or without the permission of the Council bring into or drive in the ground a motorcycle, motor vehicle or trailer except in any part of the ground where there is a designated route for that class of vehicle.

(2) Where there is a designated route for motorcycles, motor vehicles or trailers, it shall not be an offence under this byelaw to bring into or drive in the ground a vehicle of that class for the sole purpose of transporting it to the route.

- 18. Overnight parking.** No person shall without the consent of the Council leave or cause or permit to be left any motor vehicle in the ground between the hours of 10 p.m. and 6 a.m.

**PART 4**  
**PLAY AREAS, GAMES AND SPORTS**

**Interpretation of Part 4**

In this Part:

“ball games” means any game involving throwing, catching, kicking, batting or running with any ball or other object designed for throwing and catching, but does not include cricket;

“golf course” means any area within the ground set aside for the purposes of playing golf and includes any golf driving range, golf practice area or putting course;

“self-propelled vehicle” means a vehicle other than a cycle, invalid carriage or pram which is propelled by the weight or force of one or more persons skating, sliding or riding on the vehicle or by one or more persons pulling or pushing the vehicle.

19. **Children’s play areas.** No person aged 14 years or over shall enter or remain in a designated area which is a children’s play area unless in charge of a child under the age of 14 years.
20. **Children’s play apparatus.** No person aged 14 years or over shall use any apparatus stated to be for the exclusive use of persons under the age of 14 years by a notice conspicuously displayed on or near the apparatus.
21. **Skateboarding, etc.**
- (1) No person shall skate, slide or ride on rollers, skateboards or other self-propelled vehicles except in a designated area for such activities.
- (2) Where there is a designated area for skating, sliding or riding on rollers, skateboards or other self-propelled vehicles, no person shall engage in those activities in such a manner as to cause danger or give reasonable grounds for annoyance to other persons.
22. **Ball games.** No person shall play ball games in such a manner:
- (a) as to exclude persons not playing ball games from use of that part;
  - (b) as to cause danger or give reasonable grounds for annoyance to any other person in the ground; or
  - (c) which is likely to cause damage to any tree, shrub or plant in the ground.
23. **Cricket.** No person shall throw or strike a cricket ball with a bat except in a designated area for playing cricket
24. **Archery.** No person shall engage in the sport of archery except in connection with an event organised by or held with the consent of the Council.

25. **Field sports.** No person shall throw or put any javelin, hammer, discus or shot except in connection with an event organised by or held with the consent of the Council.
26. **Golf.** No person shall drive, chip or pitch a hard golf ball.

## **PART 5 WATERWAYS**

### **Interpretation of Part 5**

In this Part:

“boat” means any yacht, motorboat or similar craft but not a model or toy boat;

“power-driven” means driven by the combustion of petrol vapour or other combustible substances;

“waterway” means any river, lake, pool or other body of water and includes any fountain.

27. **Bathing.** No person shall without reasonable excuse bathe or swim in any waterway.
28. **Ice skating.** No person shall step onto or otherwise place their weight upon any frozen waterway.
29. **Model boats.** No person shall operate a power-driven model boat on any waterway.
30. **Boats.** No person shall sail or operate any boat, [dinghy, canoe, sailboard or inflatable] on any waterway without the consent of the Council.
31. **Fishing.** No person shall in any waterway cast a net or line for the purpose of catching fish or other animals.
32. **Blocking of watercourses.** No person shall cause or permit the flow of any drain or watercourse in the ground to be obstructed, diverted, open or shut or otherwise move or operate any sluice or similar apparatus.

## **PART 6**

### **MODEL AIRCRAFT**

#### **Interpretation of Part 6**

In this Part:

“model aircraft” means an unmanned aircraft which weighs not more than 7 kilograms without its fuel, including commercially purchased drone systems;

“power-driven” means driven by:

- (a) the combustion of petrol vapour or other combustible substances;
- (b) 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 2.54 centimetres in length; or
- (c) one or more electric motors or by compressed gas.

“radio control” means control by a radio signal from a wireless transmitter or similar device.

#### **General prohibition**

33. No person shall cause any power-driven model aircraft to:

- (a) take off or otherwise be released for flight or control the flight of such an aircraft in the ground; or
- (b) land in the ground without reasonable excuse.

## **PART 7**

### **OTHER REGULATED ACTIVITIES**

34. **Provision of services.** No person shall without the consent of the Council provide or offer to provide any service for which a charge is made.

35. **Excessive noise.**

- (1) No person shall, after being requested to desist by any other person in the ground, make 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 ground by:
  - (a) shouting or singing;
  - (b) playing on a musical instrument; or

- (c) by operating or permitting to be operated any radio, amplifier, tape recorder or similar device.
  - (2) Byelaw 34(1) does not apply to any person holding or taking part in any entertainment held with the consent of the Council.
36. **Public shows and performances.** No person shall without the consent of the Council hold or take part in any public show or performance.
37. **Aircraft, hang-gliders and hot air balloons.** No person shall except in case of emergency or with the consent of the Council take off from or land in the ground in an aircraft, helicopter, hang glider or hot air balloon.
38. **Kites.** No person shall fly any kite in such a manner as to cause danger or give reasonable grounds for annoyance to any other person.
39. **Metal detectors.** No person shall without the consent of the Council use any device designed or adapted for detecting or locating any metal or mineral in the ground.

## PART 8 MISCELLANEOUS

40. **Obstruction.**

No person shall obstruct:

- (a) any officer of the Council in the proper execution of his/her duties;
- (b) any person carrying out an act which is necessary to the proper execution of any contract with the Council; or
- (c) any other person in the proper use of the ground.

41. **Savings.**

- (1) It shall not be an offence under these byelaws for an officer of the Council or any person acting in accordance with a contract with the Council to do anything necessary to the proper execution of his duty.
- (2) Nothing in or done under these byelaws shall in any respect prejudice or injuriously affect any public right of way through the ground, or the rights of any person acting lawfully by virtue of some estate, right or interest in, over or affecting the ground or any part of the ground.

42. **Removal of offenders.** Any person offending against any of these byelaws may be removed from the ground by an officer of the Council or a constable.

43. **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.

## **SCHEDULE 1**

Grounds to which byelaws apply generally –

<b>Location</b>	<b>OS Grid Reference</b>
Cae Mair (Allt yr Efail)	SJ 521 199
Picnic Area (Allt yr Efail, adjacent to the River Alyn)	SJ 523 196
Environmental Area (adjacent to A525)	SJ 518 205

## **Revision Control**

Issue 1.3 – addition of drones to Part 6. Full adoption at February 2026 meeting  
05/02/26