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Date Received 03/07/2006

B Y E L A W S
for the good rule and government
of the District of Dartford
and for the prevention of nuisances,
made by the Council of the
DISTRICT OF DARTFORD
under section 235 of the
Local Government Act, 1972

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BYELAWS for the good rule and government of the District of Dartford and for the prevention of nuisances, made by the Council of the District of Dartford under section 235 of the Local Government Act, 1972.

1. 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.

2. Shooting-Galleries, &c. - No person shall in any street or public place, or on any land adjoining or near to any street or public place, keep or manage, or cause to be kept or managed, a shooting-gallery, swing-boat, roundabout, or any other construction of a like character, so as to cause obstruction or danger to the traffic in such street or public place.

3. Fireworks &c. in Places of Entertainment - No person shall, with intent to cause annoyance or inconvenience to any person in any place of entertainment to which the public are admitted with or without the payment of money, while the public are on the premises, throw or let off any firework, stink-bomb or similar article, or squirt, spray or otherwise throw or scatter any offensive liquid, powder or substance in any such place as aforesaid.

4. Indecent Language, &c. - 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.

5. Violent Behaviour, &c., on School Premises - Any person other than a teacher, child, manager, or other duly authorised person, being in or on the buildings, playground or other premises of any county school or voluntary school, who after being requested to depart therefrom by the head teacher or the teacher acting as the head teacher of such school, refuses to depart therefrom and makes use of any violent, abusive, profane, indecent or obscene language or

otherwise behaves in a disorderly manner, shall be guilty of an offence, and shall be liable on conviction to the penalty hereinafter provided.

6. Indecent Bathing - No person shall within 200 metres of any street or public place, unless effectually screened from view, bathe from the bank or strand of any water, or from any boat thereon, without wearing a dress or covering sufficient to prevent indecent exposure of the person.

7. Indecent Shows - No person shall exhibit any indecent show in any street or public place, or in any place to which persons are admitted with or without the payment of money.

8. Loitering at Church Doors - No person shall wilfully and persistently loiter at or near the entrance of any church, chapel, or other place of public worship to the annoyance or obstruction of any persons going to, attending at, or returning from divine service in such church, chapel, or other place of public worship.

9. Spitting - No person shall spit on the floor, side, or wall of any public carriage or of any public hall, public waiting-room or place of public entertainment, whether admission thereto be obtained upon payment or not.

10. Carrying Soot, &c. - No person shall in any street or public place, to the inconvenience or danger of passengers, carry or convey along any footpath any bag of soot, lime, or other offensive substance, or any pointed or edged tools or implements not properly protected.

11. Dangerous Games near Streets - No person shall on any land adjoining a street play any offensive or dangerous game in such a manner as to cause obstruction to the traffic or danger to any person in such street.

12. Dogs Fouling Footways

(1) No person being in charge of a dog shall allow the dog to foul the footway of any street or public place by depositing its excrement thereon.

Provided that a person shall not be liable to be convicted of an offence against this byelaw if he satisfies the Court that the fouling of the footway by the dog was not due to culpable neglect or default on his part.

(2) For the purposes of this byelaw the owner of the dog shall be deemed to be in charge thereof, unless the Court is satisfied that at the time when the dog fouled the footway it has been placed in or taken into the charge of some other person.

13. Mud &c. Falling from Vehicles on to Highway

(1) When, to the knowledge of a person in charge of a vehicle, any mud, clay, lime or similar material has fallen on a highway from the vehicle, such person shall, if such fallen material is likely to cause obstruction or danger to persons using the highway or injury to the surface of the highway, remove or cause to be removed all such fallen material from the highway as completely and as soon as is reasonably practicable.

(2) The person in charge of a vehicle shall not bring the vehicle or permit it to be brought upon a highway unless there has been removed from the wheels thereof as completely as is reasonably practicable all mud, clay, lime and similar material which is likely, if not so removed, to cause obstruction or danger to persons using the highway or injury to the surface of the highway.

(3) In this byelaw -

"person in charge of a vehicle" means the person who whether as owner or otherwise has the charge or control of a vehicle or being present is entitled to give orders to the person having charge or control;

"vehicle" includes any trailer and any agricultural implement or machine;

"wheels" includes axles, runners and tracks.

14. Preservation of Road Margins Laid out for Ornamental Purposes

(1) No person shall without lawful authority drive or place a vehicle, or cause a vehicle to be driven or placed, upon any road margin to which this byelaw applies.

(2) This byelaw applies to any road margin which is:-

- (i) in or beside a public road other than a trunk road vested in the Secretary of State;
- (ii) laid or sown with grass or planted with trees, shrubs or plants, and maintained constantly in good order for ornamental purposes; and
- (iii) indicated to be a margin to which this byelaw applies by means of notices conspicuously displayed on or near the said margin by the Dartford District Council.

15. Straw and Stubble Fires

(1) No person shall on agricultural land commence to burn any straw or stubble remaining on such land after the harvesting of any crop which has been grown thereon, or cause or permit to commence the burning of such straw or stubble

(a) in a field or enclosure any part of which is within 15 metres of

- (i) any residential property
- (ii) any structure having a thatched roof
- (iii) any other building, fixed plant or machinery the greater part of which is constructed of combustible material
- (iv) any stack of hay or straw
- (v) any accumulation of combustible material
- (vi) any standing straw crops
- (vii) any woodland, hedgerow or nature reserve and
- (viii) any plant or apparatus of combustible material owned by any statutory undertaker

unless before any straw or stubble is burnt a fire-break is constructed by removing so far as is reasonable practicable all straw from a strip of land not less than 9 metres wide between any straw and stubble proposed to be burnt and any of the objects referred to in paragraph (a) of this byelaw and either cultivating the said strip of land or ploughing not less than 3 metres in width of the said strip of land;

(b) between the hours of sunset and sunrise;

(c) unless during the whole of the time the straw or stubble is burning the operation will be under the supervision of a responsible person present in the field or enclosure;

(2) In this byelaw:-

"combustible material" means material which fails to satisfy the test for non-combustibility prescribed in British Standard 476: Part 4: 1970

"nature reserve" has the same meaning as in section 15 of the National Parks and Access to the Countryside Act, 1949.

16. Sale of Contraceptives in Automatic Machines

(1) It shall be an offence to offer a contraceptive for sale by means of an automatic machine so placed that it can be used by persons who are in a street.

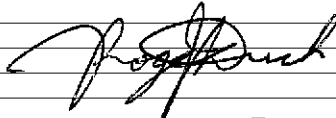
(2) In this byelaw the expression "street" includes a way or place over which the public have a right of passage, and also the forecourt of or entrance to a building, provided that such a forecourt or entrance is exposed to the view of persons passing along the street, and that the public have unrestricted access to such forecourt or entrance.

17. **PENALTY CLAUSE** Any person offending against any of the foregoing byelaws shall be liable on summary conviction to a fine not exceeding twenty pounds.

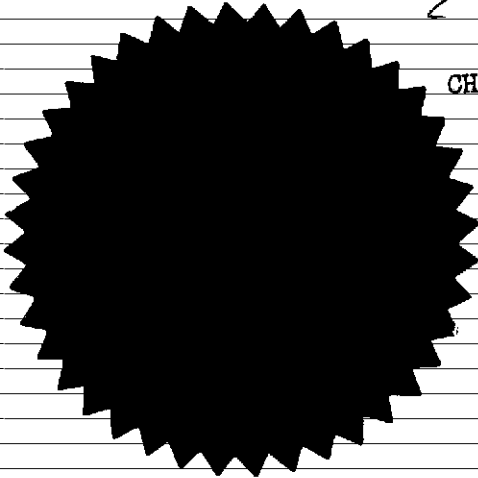
18. The following good rule and government byelaws are, only in so far as they are in force in the District of Dartford, hereby repealed:-

<u>When Made</u>	<u>By Whom Made</u>	<u>Date Confirmed</u>	<u>By Whom Confirmed</u>
17.5.1899	Kent County Council	4.7.1899	-
10.8.1910	" " "	24.9.1910	-
15.5.1929	" " "	8.7.1929	-
19.2.1930	" " "	15.4.1930	-
22.2.1950	" " "	18.4.1950	Secretary of State
15.11.1950	" " "	15.1.1951	" "
28.2.1951	" " "	24.4.1951	" "
19.5.1954	" " "	17.7.1954	" "
15.5.1957	" " "	8.7.1957	" "
18.11.1959	" " "	26.1.1960	" "
27.7.1961	" " "	16.10.1961	" "
27.2.1963	" " "	31.5.1963	" "
15.5.1968	" " "	22.7.1968	" "
23.10.1961	Borough of Dartford	21.12.1961	" "
8.6.1971	" "	19.8.1971	" "

The Common Seal of the)
Dartford District Council)
was hereunto duly affixed)
this 3rd day of December, 1976)

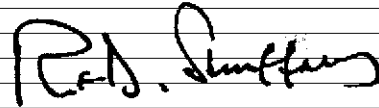


CHIEF EXECUTIVE



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The foregoing byelaws are hereby confirmed by the Secretary of
State and shall come into operation on the first day of April
1977.



Signed by authority of the
Secretary of State

(R F D SHUFFREY)
An Assistant Under Secretary
of State

Home Office
WHITEHALL.

28 February 1977.