

Meeting of the

GENERAL PURPOSES COMMITTEE

Thursday, 13 October 2011 at 7.30 p.m.

A G E N D A

VENUE

Committee Room, 1st Floor, Town Hall, Mulberry Place, 5 Clove
Crescent, London, E14 2BG

Members:	Deputies (if any):
Chair: Councillor Shiria Khatun	
Vice-Chair:	
Councillor Mizan Chaudhury	Councillor Craig Aston, (Designated
2 Vacancies	Deputy representing Councillor Md. Maium
Councillor Sirajul Islam	Miah)
Councillor Mohammed Abdul Mukit	Councillor Peter Golds, (Designated
MBE	Deputy representing Councillor Md. Maium
Councillor Gloria Thienel	Miah)
	Councillor David Edgar, (Designated
	Deputy representing Councillors Shiria
	Khatun, Mizan Chaudhury, Mohammed
	Abdul Mukit, MBE and Sirajul Islam)
	Councillor Marc Francis, (Designated
	Deputy representing Councillors Shiria
	Khatun, Mizan Chaudhury, Mohammed
	Abdul Mukit, MBE and Sirajul Islam)

[Note: The quorum for this body is 3 Members].

If you require any further information relating to this meeting, would like to request a large print, Braille or audio version of this document, or would like to discuss access arrangements or any other special requirements, please contact: Amanda Thompson, Democratic Services, Tel: 020 7364 4651, E-mail: amanda.thompson@towerhamlets.gov.uk

LONDON BOROUGH OF TOWER HAMLETS

GENERAL PURPOSES COMMITTEE

Thursday, 13 October 2011

7.30 p.m.

1. APOLOGIES FOR ABSENCE

To receive any apologies for absence.

2. RE-ELECTION OF VICE-CHAR

Since his election as Vice-Chair and the meeting of General Purposes Committee on 22nd June 2011, Councillor Shafique Haque has stood down from the Committee.

It is necessary therefore to re-elect a Vice-Chair of the General Purposes Committee for the Municipal Year 2011/2012.

3. DECLARATIONS OF INTEREST

1 - 2

To note any declarations of interest made by Members, including those restricting Members from voting on the questions detailed in Section 106 of the Local Government Finance Act, 1992. See attached note from the Chief Executive.

4. UNRESTRICTED MINUTES

3 - 30

To confirm as a correct record of the proceedings the unrestricted minutes of the meeting of the General Purposes Committee held on 22nd June 2012.

5. REPORTS FOR CONSIDERATION

PAGE NUMBERS	WARD(S) AFFECTED
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5 .1 Data Matching Pilot 2011

(To follow)

5 .2 Local Government Boundary Review 2012

(To follow)

5 .3 Local Government Boundary Proposals

(To follow)

5 .4 Byelaws for Parks and Open Spaces

31 - 82

To recommend to Council that New Byelaws for the borough's Parks and Open Spaces be made as attached at Appendix 1 ('New Byelaws'), and that the Existing Byelaws are revoked once the New Byelaws are confirmed.

5 .5 Outside Bodies

(To Follow)

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Agenda Item 3

DECLARATIONS OF INTERESTS - NOTE FROM THE CHIEF EXECUTIVE

This note is guidance only. Members should consult the Council's Code of Conduct for further details. Note: Only Members can decide if they have an interest therefore they must make their own decision. If in doubt as to the nature of an interest it is advisable to seek advice **prior** to attending at a meeting.

Declaration of interests for Members

Where Members have a personal interest in any business of the authority as described in paragraph 4 of the Council's Code of Conduct (contained in part 5 of the Council's Constitution) then s/he must disclose this personal interest as in accordance with paragraph 5 of the Code. Members must disclose the existence and nature of the interest at the start of the meeting and certainly no later than the commencement of the item or where the interest becomes apparent.

You have a **personal interest** in any business of your authority where it relates to or is likely to affect:

- (a) An interest that you must **register**
- (b) An interest that is not on the register, but where the well-being or financial position of you, members of your family, or people with whom you have a close association, is likely to be affected by the business of your authority more than it would affect the majority of inhabitants of the ward affected by the decision.

Where a personal interest is declared a Member may stay and take part in the debate and decision on that item.

What constitutes a prejudicial interest? - Please refer to paragraph 6 of the adopted Code of Conduct.

Your personal interest will also be a prejudicial interest in a matter if (a), (b) and either (c) or (d) below apply:-

- (a) A member of the public, who knows the relevant facts, would reasonably think that your personal interests are so significant that it is likely to prejudice your judgment of the public interests; AND
- (b) The matter does not fall within one of the exempt categories of decision listed in paragraph 6.2 of the Code; AND EITHER
- (c) The matter affects your financial position or the financial interest of a body with which you are associated; or
- (d) The matter relates to the determination of a licensing or regulatory application

The key points to remember if you have a prejudicial interest in a matter being discussed at a meeting:-

- i. You must declare that you have a prejudicial interest, and the nature of that interest, as soon as that interest becomes apparent to you; and
- ii. You must leave the room for the duration of consideration and decision on the item and not seek to influence the debate or decision unless (iv) below applies; and

- iii. You must not seek to improperly influence a decision in which you have a prejudicial interest.
- iv. If Members of the public are allowed to speak or make representations at the meeting, give evidence or answer questions about the matter, by statutory right or otherwise (e.g. planning or licensing committees), you can declare your prejudicial interest but make representations. However, you must immediately leave the room once you have finished your representations and answered questions (if any). You cannot remain in the meeting or in the public gallery during the debate or decision on the matter.

LONDON BOROUGH OF TOWER HAMLETS

MINUTES OF THE GENERAL PURPOSES COMMITTEE

HELD AT 7.30 P.M. ON WEDNESDAY, 22 JUNE 2011

**ROOM M72,7TH FLOOR TOWN HALL, MULBERRY PLACE, 5 CLOVE
CRESCENT, LONDON, E14 2BG**

Members Present:

Councillor Shiria Khatun (Chair)

Councillor Rofique U Ahmed
Councillor Shafiqul Haque
Councillor Md. Maium Miah

Other Councillors Present:

Councillor Joshua Peck
Councillor Kosru Uddin

Officers Present:

John S. Williams – Service Head, Democratic Services

Councillor Shiria Khatun in the Chair

1. ELECTION OF VICE-CHAIR

The Chair nominated Councillor Shafiqul Haque as Vice Chair of the General Purposes Committee. Councillor Rofique Ahmed seconded the nomination.

There being no other nominations it was:-

RESOLVED

That Councillor Shafiqul Haque be elected to serve as Vice – Chair of the General Purposes Committee for the remainder of the Municipal Year 2011-2012 or until a successor is appointed.

2. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Mizanur Chaudhury.

RESOLVED

That the apologies for absence be noted.

3. DECLARATIONS OF INTEREST

No declarations of interest were made.

4. UNRESTRICTED MINUTES

RESOLVED

That the unrestricted minutes of the meeting of the General Purposes Committee held on 23rd March 2011 be agreed as a correct record and the Chair be authorised to sign them accordingly.

5. REPORTS FOR CONSIDERATION

5.1 General Purposes Committee Terms of Reference, Quorum, Membership and Dates of Meetings (GPC001/011)

Mr John Williams (Service Head, Democratic Services) introduced the report detailing arrangements agreed by the full Council for the terms of reference, quorum, membership and dates of meetings of the General Purposes Committee for the current Municipal Year.

Mr Williams pointed out one typographical error in Appendix 3 to the report – the first meeting of the Committee during the year was on 22nd and not 23rd June 2011.

Members asked that the programme of meetings for the year be circulated for information to all Members and Deputy Members of the Committee.

The Chair **moved** and it was:-

RESOLVED

1. That the terms of reference, quorum, membership and dates of future meetings for the Committee be noted as set out in Appendices 1, 2 and 3 of the report.
2. That the programme of meetings for the year be circulated for information to all Members and Deputy Members of the Committee.

5.2 Appointments to External Bodies (GPC002/112)

Mr John Williams (Service Head, Democratic Services) introduced the report which set out the appointments to be made by the Committee to outside bodies for the current municipal year.

A schedule was tabled listing the organisations to which appointments were required and in each case, any nominations received prior to the meeting.

The Committee noted that the Annual Council Meeting on 18th May 2011 had agreed that responsibility for making appointments to external bodies shall be a Council function (delegated to the General Purposes Committee) and not a Mayoral/Executive function, with the exception of those appointments that, by law or at the request of the body and with the agreement of the Council, are for Executive Members, which shall be appointed by the Mayor. The Committee further noted that appointments to London Councils committees and forums were made by the Mayor prior to the Council meeting on 18th May.

In relation to the appointments and nominations listed in the tabled appendix, the Chair **moved** and the Committee **agreed** that where the number of nominations received was the same or fewer than the number of appointments required, those nominations be agreed en-bloc.

The Committee then went on to determine those appointments where the number of nominations exceeded the places available as follows:-

Bromley by Bow Centre

The Committee noted that an appointment to this organisation had been agreed in June 2010 for a three year period. Nevertheless two nominations had been received for consideration at the meeting. Councillor Rofique Ahmed felt that these nominations should not be considered and the existing appointment should be allowed to run its course. However this was not agreed by the Committee.

Councillor Shiria Khatun **moved** that Councillor Rachael Saunders be appointed as the Council's representative to the Bromley by Bow Centre for the municipal year 2011/12. This was **agreed** by the Committee.

East End Homes

Mr John Williams, Service Head, Democratic Services drew Members' attention to the discussion that had taken place at an East End Homes residents' meeting on 11th April 2011, at which a number of residents expressed a preference for cross-party representation of Councillors on the East End Homes Board. In response to a question from the Chair, Mr Williams stated that no official request had been received from the organisation itself on this matter.

The Chair **moved** that Councillor Helal Uddin and Councillor Motin Uz-Zaman be appointed as the Council's representatives on the Board of East End Homes for the municipal year 2011/12. This was **agreed** by the Committee.

Local Government Assembly (LGA)

Mr John Williams (Service Head, Democratic Services) informed the Committee that Councillor Kabir Ahmed had withdrawn as a nominee to the Local Government Assembly due to another commitment at the time of the LGA conference.

The Chair **moved** that Councillor Mizanur Chaudhury and Councillor Rachael Saunders be appointed to represent the Council at the Local Government Assembly, that the Labour Group be invited to nominate a replacement for Councillor Kabir Ahmed as the third representative, and that the Council's final allocated place at the Assembly remain vacant. This was **agreed** by the Committee.

London Accident Prevention Council

The Committee received a nomination for Councillor Shahed Ali to continue as the Council's representative on this organisation.

The Chair **moved** that Councillor Shahed Ali be appointed as the Council's representative, and Councillor Dr Emma Jones be appointed as the deputy representative, on the London Accident Prevention Council for the municipal year 2011/12. This was **agreed** by the Committee.

Mudchute Association (Park and Farm)

The Committee noted that two nominations (Councillor Marc Francis and Councillor David Snowdon) had been received for the single position available.

The Chair **moved** that Councillor Marc Francis be appointed as the Council's representative on the Mudchute Association (Park and Farm) for the municipal year 2011/12. This was **agreed** by the Committee on a vote of 3 votes for and 1 vote against.

Ocean Regeneration Trust Board

The Committee noted that three nominations (Councillor Bill Turner, Councillor Abdal Ullah and Councillor Oliur Rahman) had been received for the two positions available.

Councillor Rofique Ahmed wished it recorded that he was unhappy that, despite his close involvement in initiating and progressing the Ocean project, he had not been nominated to continue his membership of the Board.

The Chair **moved** that Councillor Bill Turner and Councillor Abdal Ullah be appointed as the Council's representatives on the Ocean Regeneration Trust Board. This was **agreed** by the Committee. Councillor Md. Maium Miah wished his abstention on this vote to be recorded.

Poplar Harca Boards

The Committee noted that six nominations (Councillor Khales Uddin Ahmed, Councillor Shiria Khatun, Councillor Anna Lynch, Councillor Kosru Uddin, Councillor Ohid Ahmed and Councillor Rania Khan) had been received for the four positions available.

The Chair **moved** that Councillor Khaled Uddin Ahmed, Councillor Shiria Khatun, Councillor Anna Lynch and Councillor Kosru Uddin be appointed to serve as the Council's representatives on the Poplar Harca Boards for the municipal year 2011/12. This was **agreed** by the Committee.

Reserve Forces and Cadets Association for Greater London

The Committee noted that two nominations (Councillor Stephanie Eaton and Councillor Peter Golds) had been received for the single position available.

Councillor Md. Maium Miah **moved** that Councillor Peter Golds be appointed as the Council's representative on the Reserve Forces and Cadets Association for Greater London for the municipal year 2011/12. This was **not agreed** by the Committee.

The Chair then **moved** that Councillor Stephanie Eaton be appointed as the Council's representative on the Reserve Forces and Cadets Association for Greater London for the municipal year 2011/12. This was **agreed** by the Committee on a vote of 3 votes for and 1 vote against.

Tower Hamlets/Canary Wharf Further Education Trust

The Committee noted that three nominations (Councillor Abdul Asad, Councillor Abdal Ullah and Councillor Zara Davis) had been received for the two positions available.

The Chair **moved** that Councillor Abdul Asad and Councillor Abdal Ullah be appointed as the Council's representatives on the Tower Hamlets/Canary Wharf Further Education Trust for the municipal year 2011/12. This was **agreed** by the Committee on a vote of 3 votes for and 1 vote against.

Tower Hamlets College Board

The Committee noted that three nominations (Councillor Kabir Ahmed, Councillor Bill Turner and Councillor Rania Khan) had been received for the two positions available.

The Chair **moved** that Councillor Kabir Ahmed and Councillor Bill Turner be appointed as the Council's representatives on the Board of Tower Hamlets College for the municipal year 2011/12. This was **agreed** by the Committee.

Tower Hamlets Community Housing

The Committee noted that five nominations (Councillor Helal Abbas, Councillor Kabir Ahmed, Councillor Carlo Gibbs, Councillor Sirajul Islam and Councillor Alibor Choudhury) had been received for the four positions available.

The Chair **moved** that Councillor Helal Abbas, Councillor Kabir Ahmed, Councillor Carlo Gibbs and Councillor Sirajul Islam be appointed as the Council's representatives to Tower Hamlets Community Housing for the municipal year 2011/12. This was **agreed** by the Committee.

RESOLVED

1. That appointments be made to external bodies for the Municipal Year 2011/2012 as listed in Appendix A to these minutes.
2. That the 'Guidance for Members representing the Council on external bodies' at Appendix B to the report be noted.

6. SECTION TWO (RESTRICTED) REPORTS FOR CONSIDERATION

6.1 RESTRICTED MINUTES

RESOLVED

That the restricted minutes of the meeting of the General Purposes Committee held on 23rd March 2011 be agreed as a correct record and the Chair be authorised to sign them accordingly.

The meeting ended at 7.52 p.m.

Chair, Councillor Shiria Khatun
General Purposes Committee

APPENDIX 'A'

**GENERAL PURPOSES COMMITTEE - 22nd JUNE 2011
AGENDA ITEM 5.2 - APPOINTMENTS TO EXTERNAL BODIES 2011/2012**

Name of Organisation & Term of Office	Number of representatives required (Member/Officer)	Representative(s) 2010/11	Information on Organisation	Nominations received for 2011/12	APPOINTMENT(S) AGREED AT GENERAL PURPOSES COMMITTEE 22.06.11
Action for Bow <i>Term: 1 year</i>	1 (Member)	Cllr Ann Jackson		Cllr Marc Francis	Cllr Marc Francis
Aldgate & Allhallows Barking Exhibition Foundation <i>Term: 3 years</i>	1 (Member)	Cllr Sirajul Islam – (appointed until March 2013)	Representative appointed as one of the six Governors of the Charity. The Foundation makes grants to benefit young people in Tower Hamlets and the City of London. First Governor meeting must be attended followed by two meetings per year. Special meetings can be convened with 4 clear days' notice.	<i>None required until March 2013</i>	<i>No new appointment required:</i> <i>Cllr Sirajul Islam previously appointed to March 2013</i>
Bromley by Bow Centre <i>Term: 3 years</i>	1 (Member)	Cllr Rania Khan (appointed until March 2013)	To promote the benefits of the inhabitants of LBTH & surrounding areas to advance education, protect and preserve health, relieve poverty, sickness and distress and provide recreational facilities. AGM and one General Meeting held each year.	<i>None required until June 2013 but nominations received:</i> Cllr Rachael Saunders Cllr Rania Khan .	Cllr Rachael Saunders

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**GENERAL PURPOSES COMMITTEE - 22nd JUNE 2011
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Central London Waste Disposal Joint Committee Term: 4 years (ends in June 2011)	3 (Members)	Cllr Shahed Ali Cllr Anwar Khan Cllr David Snowdon	To address problems and share technology on waste disposal, fly tipping, landfill, health & safety etc.	Cllr Zenith Rahman Cllr Motin Uz-Zaman	Cllr Zenith Rahman Cllr Motin Uz-Zaman 1 vacancy
Cultural Industries Development Agency Term: 1 year	1 (Member)	Cllr Denise Jones	CIDA support those working in the creative and cultural industries to encourage and promote its expansion and opportunities for training and employment. Meetings are held quarterly at the CIDA offices in Greatorex Street.	Cllr Denise Jones	Cllr Denise Jones
Docklands Sailing & Water Sports Centre Term: 1 year	1 (Member)	Cllr Carli Harper-Penman	Provides recreational water activities for all sections of the community living and working in the local area. Owned by Docklands Sailing & Watersports Centre Trust, and managed by a wholly owned subsidiary company. All directors and trustees are voluntary. Meetings are held 4 times a year at the Sailing Centre.	Cllr Maium Miah	Cllr Maium Miah

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East End Homes Term: 1 year [Note: At EEH residents' meeting 11.4.11 some residents expressed a wish for cross-party representation of Councillors on EEH Board]	2 (Members)	Cllr Rachael Saunders Cllr Motin Uz-Zaman	Registered Social Landlord. Provide housing, hostels and associated amenities. Meetings commence at 7pm with the venue to be confirmed before each meeting is held.	Cllr Helal Uddin Cllr Motin Uz-Zaman Cllr Alibor Choudhury	Cllr Helal Uddin Cllr Motin Uz-Zaman
East London Nursing Society Trust Term: 4 years	3 (May be Members, officers or lay persons)	Cllr Lutfa Begum Cllr Rachael Saunders Ms. Belle Harris (all in place to 25 th March 2013)	The object of the Charity is to relieve in cases of need persons resident in LBTH who are sick, convalescent, disabled, handicapped or infirm.	<i>None required this year.</i>	<i>No new appointment required:</i> <i>Cllr Lutfa Begum; Cllr Rachael Saunders; and Ms. Belle Harris all previously appointed to 25 March 2013</i>

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East London & The City University Mental Health NHS Trust Term: 1 year	1 (Member who must NOT be a member of the Health Scrutiny Panel)	Cllr Rachael Saunders	Mental health trust with university status. Mental health care services to the City of London, Hackney, Newham and Tower Hamlets and specialist services to a wider population. One AGM meeting and 9 Board meetings a year. Meetings held at Commercial Street, E1.	Cllr Bill Turner	Cllr Bill Turner
English Heritage – Historic Environment Champion Term: 1 year	1 (Member)	Cllr Judith Gardiner	English Heritage is the Government's statutory adviser on the historic environment, reporting to Parliament through the Secretary of State. Meetings are ad hoc.	Cllr Judith Gardiner	Cllr Judith Gardiner
Futures Charitable Trust Term: 2 years (in rotation with other London Boroughs)	1 (Member)	Cllr Ann Jackson (appointed until 31.12.2011)	The Trust gives practical and financial support, working to develop key workplace skills with 14 to 30-year-olds who have struggled at school, have been in care, are long-term unemployed or have been in trouble with the police. The other boroughs involved are Newham, Barking and Dagenham, Havering, Redbridge and Waltham Forest.	<i>None required until December 2011</i>	<i>No new appointment required:</i> <i>Cllr Ann Jackson previously appointed to 31 December 2011.</i>

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Gateway Housing Association Term: 1 year	1 (Member)	Cllr Anwar Khan	Registered Social Landlord. To provide housing, accommodation, and associated assistance and amenities. AGM held once yearly in September with Board meetings 6 times a year. Meetings are held at the GHA offices.	Cllr Gloria Thienel	Cllr Gloria Thienel
Green Candle Dance Company Term: 1 year	1 (Member)	Cllr Peter Golds	Dance company which creates productions & education programmes for specific communities and in educational, community and arts settings. Meetings are held quarterly.	Cllr Peter Golds	Cllr Peter Golds
Globe Town Trust Term: 1 year	1 (Member)	Cllr Amy Whitelock	Issues grants for the general benefit of the area without distinction of sex or of political, religious or other opinions. Information on frequency and time of meetings unavailable at time of printing.	Cllr Bill Turner	Cllr Bill Turner

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Greater London Enterprise Term: 1 year (as a ordinary member of the GLE Ltd)	2 (Members)	Cllr Khaled Uddin Ahmed Cllr Carlo Gibbs	GLE is wholly owned by all 33 London local authorities and is commercially and constitutionally independent. It uses its commercial skills and regeneration expertise to add value, deliver high quality goods and services and to help promote relevant policy issues for the benefit of London.	Cllr David Edgar	Cllr David Edgar 1 vacancy
Greenwich & Docklands Festival Term: 1 year	1 (Member)	Cllr Joshua Peck	Greenwich & Docklands Festivals is a festivals, projects and event producing organisation working across London and further afield. Information on frequency and time of meetings unavailable at time of printing.	Cllr Joshua Peck	Cllr Joshua Peck
Island Health Trust (formerly Island Health Charitable Trust) Term: 1 year	1 (Member)	Cllr Anna Lynch	Promotes and gives access to primary health care within the diverse communities of Newham and Tower Hamlets. Meetings held every 2 – 3 months at the Island Health Medical Centre.	Cllr Gloria Thienel	Cllr Gloria Thienel

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Island Sports Trust – Management Committee Term: 1 year	1 (Member)	Cllr Maium Miah	The Trust (at George Green School) is a voluntary organisation which aims to provide a service which is responsive to local needs and accessible to all groups and individuals in the Community. It provides leisure and learning opportunities that may lead to personal and social development. Six meetings per year – bi-monthly.	Cllr Maium Miah	Cllr Maium Miah
Isle of Dogs Community Foundation Term: 1 year	2 (Can be Members or officers)	Cllr Tim Archer Cllr David Edgar	Grant giving charity to people in LAP 7 and 8 at the current time but hoping to go borough wide. Meetings are bi-monthly.	Cllr Tim Archer Cllr David Edgar	Cllr Tim Archer Cllr David Edgar

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Jagonari – Women’s Education & Resource Centre – Board Member Term: 1 year	1 (Member)	Cllr Shelina Aktar	Committed to promoting race relations, equal opportunities for women and using the Jagonari Centre to provide facilities for recreational, educational, religious and cultural activities. Meetings normally bi-monthly on a Wednesday at the Centre in Whitechapel Road.	Cllr Lesley Pavitt	Cllr Lesley Pavitt
Leaside Regeneration Company Ltd Term: 1 year	2 (Members)	Cllr Helal Uddin Cllr David Edgar	Community-based social enterprise to develop & deliver a vision for regeneration of the Lower Lea Valley and surrounding area. Ambition to create a new Water City in East London. Meetings of the Strategy Sub Group, Corporate Board and Main Board held at Gillender Street, E14.	Cllr David Edgar Cllr Denise Jones	Cllr David Edgar Cllr Denise Jones

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Lee Valley Regional Park Authority Term: 4 years	1 + 1 deputy (Member)	Member – Cllr Denise Jones Deputy – Cllr Shahed Ali (both appointed until June 2013)	Remit covers leisure/sport/recreation including nature conservation and enhancement of natural environment. Mandatory duty to develop, improve, preserve and manage the park. Attendance required at approx 8 meetings p.a. - board & committee meetings on the 4 th Thursday of each month during the daytime, at Bulls Cross, Enfield.	<i>None required until June 2013</i>	<i>No new appointments required:</i> Member – Cllr Denise Jones (member) and Cllr Shahed Ali (Deputy) both previously appointed to June 2013
Local Government Group Annual Conference (LGA) Term: 1 year	4 (Members)	Cllr Joshua Peck Cllr Carli Harper-Penman Cllr Kabir Ahmed Cllr Peter Golds	The LGA promotes the interests of English & Welsh authorities. The LGA General Assembly meets once a year at the LGG Conference as the "parliament" for local government.	Cllr Kabir Ahmed (withdrawn) Cllr Mizanur Chaudhury Cllr Rachael Saunders Cllr Peter Golds Cllr Ohid Ahmed	Cllr Mizanur Chaudhury Cllr Rachael Saunders 1 vacancy (Labour Group to nominate replacement for Cllr Kabir Ahmed) 1 further vacancy

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LGA Urban Commission Term: 1 year	2 (Members)	Cllr Sirajul Islam Cllr Joshua Peck	A forum for urban authorities to discuss matters of common concern and exchange good practice.	-	2 vacancies
London Accident Prevention Council Term: 1 year	1 + 1 Deputy (Members)	Member – Cllr Shahed Ali Deputy – Cllr Dr Emma Jones	LPAC aim to reduce needless casualties by producing and promoting resources and publicity materials. AGM held in July with further meetings of Full Council, Executive and Project Sub held at the Guildhall.	Cllr Shahed Ali Cllr Dr. Emma Jones (as Deputy)	Cllr Shahed Ali (member) Cllr Dr. Emma Jones (deputy)
London City Airport Consultative Committee Term: 3 years	1 + 1 Deputy (Can be Members or officers)	Member – Cllr Carli Harper-Penman Deputy – Cllr Anwar Khan	An independent Consultative Committee established by London City Airport to discuss Airport issues, keep people informed and monitor the local environment. The Consultative Committee meets quarterly in January, April, July and October.	Cllr Joshua Peck	Cllr Joshua Peck (1 vacancy as deputy)

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**GENERAL PURPOSES COMMITTEE - 22nd JUNE 2011
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Name of Organisation & Term of Office	Number of representatives required (Member/Officer)	Representative(s) 2010/11	Information on Organisation	Nominations received for 2011/12	APPOINTMENT(S) AGREED AT GENERAL PURPOSES COMMITTEE 22.06.11
<p>London Housing Consortium</p> <p>Term: 1 year</p>	<p align="center">2 (Members)</p>	<p>Cllr Rabina Khan Cllr Marc Francis</p>	<p>LHC Network framework arrangements are available for use, free of charge, by any social landlord, local authority or other public sector organisation in the UK.</p> <p>Meets twice a year.</p>	<p>Cllr Judith Gardiner Cllr Rabina Khan</p>	<p>Cllr Judith Gardiner Cllr Rabina Khan</p>
<p>London Thames Gateway Development Corporation</p> <p>Term: normally 2 years or as determined by Minister</p>	<p align="center">1 (Member)</p> <p>N.B. – Ministerial appointment – alternative nominations required</p>	<p>Cllr Kosru Uddin (appointed until 31 March 2013)</p>	<p>LTGDC is the Government's lead regeneration agency for the Lower Lea Valley and London Riverside. Appointments are made by LTGDC on the basis of relevant knowledge and experience and are subject to ministerial approval. It is expected that borough representatives will be senior cabinet members.</p> <p>Information on frequency and time of meetings unavailable at time of printing.</p>	<p><i>None required this year</i></p>	<p><i>No new appointment required:</i></p> <p><i>Cllr Kosru Uddin previously appointed to 31 March 2013.</i></p>

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London Youth Games Ltd Term: 1 year	2 (Members)	Cllr Amy Whitelock Cllr Kabir Ahmed	London Youth Games are a free season of youth sports events involving all 33 London boroughs. The games are organised by LYG Ltd, a registered charity made up of representatives from the boroughs, major funding partners and independent trustees.	Cllr Kabir Ahmed Cllr Abdal Ullah	Cllr Kabir Ahmed Cllr Abdal Ullah
Merchant Navy Welfare Board Term: 1 year	1 (Member)	Cllr Anna Lynch	Assessing the welfare needs of merchant seafarers and their dependants; co-ordinating charitable organisations concerned with the provision of welfare services. Meets three times a year. Meetings are held at the Queen Victoria Seamen's Rest.	-	1 vacancy

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Mile End Park Partnership Company <i>Term: 1 year</i>	2 (Members)	Cllr Joshua Peck Cllr Denise Jones	Information on frequency and time of meetings unavailable at time of printing.	Cllr Denise Jones Cllr Joshua Peck	Cllr Denise Jones Cllr Joshua Peck
Mudchute Association (Park and Farm) <i>Term: 1 year</i>	1 (Member)	Cllr Marc Francis	Largest City Farm in London situated on the Isle of Dogs. Six meetings a year are held plus an AGM. Meetings held in January, March, May, July, September and November on the 3 rd Thursday of the month. AGM is in October on the 2 nd Thursday of the month. Meetings are held at the Mudchute Park and Farm.	Cllr Marc Francis Cllr David Snowdon	Cllr Marc Francis
Norton Folgate Almshouse Charities <i>Term: 4 years</i>	3 (Can be Members, Officers or Lay Persons)	Ms. Rachel Blake (appointed to June 2012) Mr. Chris Weavers (to March 2013) Mr Chris Dyson (to June 2013)	Provides accommodation for women over retirement age. The Almshouse Charities has amalgamated with Harrison Housing. Information on frequency and time of meetings unavailable at time of printing.	<i>None required this year</i>	<i>No new appointments required:</i> <i>Ms Rachel Blake previously appointed to June 2012; Mr Chris Weavers to March 2013; and Mr Chris Dyson to June 2013.</i>

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Ocean Regeneration Trust Board <i>Term: 1 year</i>	2 (Members)	Cllr Judith Gardiner Cllr Rofique U. Ahmed	Co-ordinates regeneration and community activity on the Ocean Estate. Meetings are held as and when required, either at midday or in the evening.	Cllr Bill Turner Cllr Abdal Ullah Cllr Oliur Rahman	Cllr Bill Turner Cllr Abdal Ullah
Older People's Member Champion <i>Term: 1 year</i>	1 (Member)	Cllr Ann Jackson	Elected Councillor to lead for older people across the Council. The aim is to ensure that older people become and remain a priority.	-	1 vacancy
Olympic Delivery Authority – Planning Committee <i>Term: 2 years</i>	1 (Member) Nomination to be approved by ODA Board	Cllr Judith Gardiner (Appointed until 30 September 2012)	The Planning Committee makes decisions on planning applications submitted within the ODA area. Meetings take place approx. monthly at Stratford Old Town Hall.	<i>None required until September 2012</i>	<i>No new appointment required:</i> <i>Cllr Judith Gardiner previously appointed to 30 September 2012.</i>
Oxford House <i>Term: 1 year</i>	1 (Member)	Cllr Mizanur Rahman Chaudhury	Community organisation that aims to encourage a sense of community in a diverse society and to work in partnership with groups and individuals to develop their potential. Meetings are held every 6 – 8 weeks.	Cllr Sirajul Islam	Cllr Sirajul Islam

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Parmiters Bethnal Green Education Trust Term: 1 year	1 (Member)	Cllr Carlo Gibbs	Considers applications for book grants from Tower Hamlets students attending undergraduate courses of higher education or PGCE courses. The value of the grant is determined in part by the number of applications received but, in previous years, has been £100 per award. Meetings held as required.	-	1 vacancy
Poplar Harca Boards Term: 1 year	4 (must be Members) One on each of 4 boards: - PH Board; - Places; - Services - Finance & Audit	Cllr Ohid Ahmed Cllr Rajib Ahmed Cllr Rania Khan Cllr Kosru Uddin	Registered Social Landlord	Cllr Khaled Uddin Ahmed Cllr Shiria Khatun Cllr Anna Lynch Cllr Kosru Uddin Cllr Ohid Ahmed Cllr Rania Khan	Cllr Khaled Uddin Ahmed Cllr Shiria Khatun Cllr Anna Lynch Cllr Kosru Uddin

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Reserve Forces and Cadets Association for Greater London Term: 1 year	1 (Member)	Cllr Stephanie Eaton	Support the volunteer reserve forces of the Army (Territorial), the Royal Marine Reserves, Royal Air Force Reserves and Cadets within Greater London. Provide an essential representative link between the military forces and the local community. Meets twice a year.	Cllr Stephanie Eaton Cllr Peter Golds	Cllr Stephanie Eaton
Rich Mix Cultural Foundation Term: 1 year	2 (Members)	Cllr Rachael Saunders Cllr Mizanur Rahman Chaudhury	Cross cultural arts and media centre. Meetings are held four times a year with one AGM meeting. Meetings are held at the Rich Mix Centre.	Cllr Mizanur Chaudhury Cllr Rachael Saunders	Cllr Mizanur Chaudhury Cllr Rachael Saunders
Spitalfields Market Community Trust Term: 1 year	3 (Members)	Cllr Sirajul Islam Cllr Mizanur Rahman Chaudhury Cllr Shelina Akhtar	The advancement of education and the relief of poverty in the LBTH and to promote any other charitable purposes for the benefit of the community. Information on frequency and time of meetings unavailable at time of printing.	Cllr Helal Abbas Cllr Sirajul Islam Cllr Abdul Mukit, MBE	Cllr Helal Abbas Cllr Sirajul Islam Cllr Abdul Mukit, MBE

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Stepney Relief in Need Charity Term: 4 years	3 (Can be Members, officers or Lay Persons)	Cllr Judith Gardiner Ms. Belle Harris (both appointed to June 2014) 1 vacancy	To promote the benefits of the inhabitants of Stepney and the London Borough of Tower Hamlets and surrounding area. Meetings four times a year and dates to be confirmed from the Charity. Meetings are held at St. Dunstan's Church.	-	1 vacancy <i>In addition, Cllr Judith Gardiner and Ms Belle Harris previously appointed to June 2014.</i>
St. Katharine's & Shadwell Trust Term: 1 year	2 + 2 Deputies (Members)	Cllr Shafiqul Haque Cllr Denise Jones <u>Deputies-</u> Cllr Rabina Khan Cllr Dr. Emma Jones	Community foundation raising funds and awarding grants to run and support a wide range of projects in East London. Meet twice a year at Tower Hill.	Cllr Abdul Asad Cllr Denise Jones Cllr Dr. Emma Jones (as Deputy)	Cllr Abdul Asad (member) Cllr Denise Jones (member) Cllr Dr. Emma Jones (deputy) 1 vacancy (deputy)
St. Paul's Way School Foundation Trust – Member Authorised Representative Term: 1 year	1 (Member)	Cllr Rachael Saunders	National Challenge Trust holding land and buildings on behalf of, and appointing Governors to, St Paul's Way Community School. AGM plus general meetings.	Cllr Rachael Saunders	Cllr Rachael Saunders

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Thames Gateway London Partnership <i>Term: 1 year</i>	1 (Member)	Cllr Marc Francis	Concentrates on housing and place making, skills and employment, transport and connectivity. The Board meets four times a year and the Housing committee also meets four times a year.	Cllr Shafiqul Haque	Cllr Shafiqul Haque
Thames' Regions Flood Defence Committee <i>Term: 4 years</i>	No direct appointment	-	Appointment made by London Councils TEC Committee from group of boroughs – Tower Hamlets, Bexley, Greenwich, Lewisham and Newham. Currently Cllr R Sidhu (Greenwich)	<i>None required</i>	<i>No appointment required – group of boroughs represented by Cllr Sidhu (L B Greenwich)</i>
The Henderson Charity <i>Term: 1 year</i>	1 (Member)	Cllr Alibor Choudhury	To relieve persons resident in the ancient parishes of St. George in the East who are in need, hardship or distress. Information on frequency and time of meetings unavailable at time of printing.	Cllr Alibor Choudhury	Cllr Alibor Choudhury

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Tower Hamlets/Canary Wharf Further Education Trust Term: 1 year	2 (Members)	Cllr Anwar Khan Cllr Lesley Pavitt	Registered charity launched by LBTH and Canary Wharf Ltd in 1990. Issue grants for the advancement of further/higher education and vocational training for Tower Hamlets residents. Two meetings held a year. July for the allocation of funds and December/January for Policy making.	Cllr Abdul Asad Cllr Abdal Ullah Cllr Zara Davis	Cllr Abdul Asad Cllr Abdal Ullah
Tower Hamlets College Board Term: 3 years	2 (May be Members, Officers or Lay Persons)	(Former) Cllr Clair Hawkins Ms. Carmel Littleton	To govern the concerns and aims of the College. Information on frequency and time of meetings unavailable at time of printing.	Cllr Kabir Ahmed Cllr Bill Turner Cllr Rania Khan	Cllr Kabir Ahmed Cllr Bill Turner
Tower Hamlets Community Housing Term: 1 year	4 (Members)	Cllr Sirajul Islam Cllr Kabir Ahmed Cllr Alibor Choudhury Cllr Carlo Gibbs	Registered Social Landlord and Registered Charity operating exclusively in LBTH. Four meetings a year are held at 285 Commercial Road.	Cllr Helal Abbas Cllr Kabir Ahmed Cllr Carlo Gibbs Cllr Sirajul Islam Cllr Alibor Choudhury	Cllr Helal Abbas Cllr Kabir Ahmed Cllr Carlo Gibbs Cllr Sirajul Islam

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Tower Hamlets Community Transport <i>Term: 1 year</i>	1 (Member)	Cllr Oliur Rahman	Small charity based in Limehouse. Provides transport to voluntary and community groups in Tower Hamlets. Meets every 6 weeks at Newell Street, E14.	Cllr Abdul Asad	Cllr Abdul Asad
Tower Hamlets Homes Board <i>Term: 1 year</i>	5 (Members)	Cllr Sirajul Islam Cllr Amy Whitelock Cllr Mizanur Chaudhury Cllr Judith Gardiner Cllr Denise Jones	Manages homes and estates owned by Tower Hamlets Council. Responsible for the day to day running of the estates. Board meetings/forum approx monthly held at the Toby Club. Committee meetings also monthly in the evenings.	Cllr Kabir Ahmed Cllr Marc Francis Cllr Judith Gardiner Cllr Sirajul Islam Cllr Amy Whitelock	Cllr Kabir Ahmed Cllr Marc Francis Cllr Judith Gardiner Cllr Sirajul Islam Cllr Amy Whitelock
Tower Hamlets Primary Care Trust <i>Term: 1 year</i>	1 (PCT advises this should be the Lead Member with responsibility for Older People & Health)	Cllr Rachael Saunders	Commission health care for local people and committed to improving the health of the local population. Work in partnership with local organisations. Information on frequency and time of meetings unavailable at time of printing.	-	1 vacancy

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Tower Hamlets Sports Council Term: 1 year	7 (Members)	Cllr Ohid Ahmed Cllr Anwar Khan Cllr Carli Harper-Penman Cllr Lesley Pavitt Cllr Mizanur Chaudhury Cllr Zara Davis Cllr Maium Miah	Promotes participation and achievement in sport within the Borough by representing the interests of local sports clubs and individuals. Meets four times a year.	Cllr Kabir Ahmed Cllr Abdul Asad Cllr Anna Lynch Cllr Lesley Pavitt Cllr Abdal Ullah Cllr Zara Davis Cllr Maium Miah	Cllr Kabir Ahmed Cllr Abdul Asad Cllr Anna Lynch Cllr Lesley Pavitt Cllr Abdal Ullah Cllr Zara Davis Cllr Maium Miah
Tower Project Term: 1 year	1 (Member)	Cllr Ann Jackson	To promote the welfare of children, young people and adults and disabilities and/or learning difficulties and/or long term illness. Meets every six weeks.	-	1 vacancy
V & A Museum of Childhood Term: 1 year	2 (Members)	Cllr Denise Jones Cllr Anna Lynch	This is a now an extension of the Victoria & Albert Museum. The Bethnal Green Museum holds a large collection of children's toys.	Cllr Denise Jones	Cllr Denise Jones 1 vacancy

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Whitechapel Art Gallery Term: 1 year	1 (Member)	Cllr Denise Jones	Founded in 1901 to bring great art to the people of east London. Information on frequency and time of meetings unavailable at time of printing.	Cllr Denise Jones	Cllr Denise Jones
Women's Library Council Term: 1 year	1 (Member)	Cllr Denise Jones	The Library documents women's lives in the past, present and future. Meetings to be held at the Women's Library, Old Castle St, E1.	Cllr Rachael Saunders	Cllr Rachael Saunders
Women's Environmental Network Term: 1 year	1 (Must be a female Councillor)	Cllr Shelina Aktar	Organisation that works for women and the environment to enable them to make fair choices. Meets ten times a year in the WEN offices in Pinchin Street, E1	Cllr Judith Gardiner	Cllr Judith Gardiner

Agenda Item 5.4

Committee: General Purposes Committee	Date: 13 th October 2011	Classification: Unrestricted	Report No:	Agenda Item:
Report of: Corporate Director Communities, Localities and Culture: Stephen Halsey		Title: New Byelaws for Parks and Open Spaces		
Originating officer: Heather Bonfield Head of Culture, Learning and Leisure, Communities Localities and Culture		Wards Affected: All		

1. SUMMARY

- 1.1 Byelaws are local laws designed to address potential problem behaviours in a way that complements rather than duplicates existing legislation. The Existing Byelaws relating to Parks and Open Spaces date back to the early 20th century and now require updating in order to cover modern activities and offences, and clear up any inconsistencies arising from wording.
- 1.2 The Council's constitution requires that the General Purposes Committee (GPC) recommends to Full Council any proposed changes to the Byelaws. At a previous meeting, GPC deferred a decision, asking officers to consult with the Mayor and his Cabinet. These discussions are reflected in this paper.
- 1.3 Officers have developed a set of proposed New Byelaws for the borough, based on Model Byelaws published by the Department for Communities and Local Government (DCLG). It is felt that these New Byelaws will improve understanding of their aims and help communication regarding acceptable behaviour in our parks, ensuring that residents and visitors are able to fully enjoy our parks and open spaces.

2. RECOMMENDATIONS

- 2.1 General Purposes Committee is asked to

Recommend to Full Council that:

- 2.1.1 New Byelaws for the borough's Parks and Open Spaces be made as shown in Appendix 1 ('New Byelaws'), and the Existing Byelaws are revoked once the New Byelaws are confirmed.
- 2.1.2 The New Byelaws are applied to the parks and open space areas listed within Schedule 1 & 2 contained within Appendix 1 of this report.

Note that:

- 2.1.3 There are a range of issues and offences already covered by primary legislation which are therefore excluded from the New Byelaws (as outlined in Appendix 3).
- 2.1.4 The New Byelaws will need to be approved by the Secretary of State, so officers are in ongoing discussions with DCLG on their suitability. Some changes have been made to the DCLG's Model Byelaws, as set out in paragraphs 4.2.6 to 4.2.9 of the report. Should DCLG indicate that these changes might jeopardise approval by the Secretary of State, officers will amend the New Byelaws as appropriate, prior to submission to Full Council.

3. BACKGROUND

- 3.1 This paper makes reference to three different sets of Byelaws. These are:
- Existing Byelaws – Byelaws currently applying to LBTH parks and open spaces
 - Model Byelaws – a standard set of Byelaws, developed by DCLG
 - New Byelaws – proposed new Byelaws for LBTH, based on the Model Byelaws
- 3.2 The Council's Existing Byelaws date back to the 1930s, and relate to proper conduct in the borough's parks and open spaces. They allow the Council to deal with unacceptable behaviour which is not addressed through existing legislation, such as that which may cause distress or injury to other users of the parks or that might damage the park and detract from general enjoyment of it by others. As the Existing Byelaws were established on a London-wide basis they cannot be revoked, nor new ones created locally, without recourse to Parliament. However, DCLG are introducing new regulations in the new year to make this process easier for local authorities. The New Byelaws outlined in this report will be adopted through these new regulations.
- 3.3 In order to ensure that the New Byelaws capture all relevant offences that may take place in our parks and open spaces, a gap analysis has been carried out (see Appendix 3). This analysis has identified whether the offences are addressed by the New Byelaws or through primary legislation.
- 3.4 An earlier draft of the New Byelaws was presented to GPC on 19th January 2011. It was resolved that the report be deferred to allow officers to consult with the Mayor and Cabinet members. The Mayor and Cabinet members have requested that the New Byelaws require the organisers of political rallies and religious meetings to seek permission from the Council. They also requested that the New Byelaws prohibit activities relating to organised fundraising in parks and open spaces. As these additional inclusions are not part of the original Model Byelaws, DCLG agreement will be required.

- 3.5 With the projected increase in visitor numbers and activities taking place in parks and open spaces, it is vital that the New Byelaws are adopted prior to the Olympic and Paralympic Games period. Section 6 outlines the potential timetables for adoption of the New Byelaws. If DCLG reject the New Byelaws, the Council will not be able to adopt them prior to the games period. Therefore, officers are in ongoing consultation with DCLG, and will make amendments to individual Byelaws on DCLG guidance.

4. BODY OF REPORT

4.1 Reasons New Byelaws are required

- 4.1.1 The Existing Byelaws are not easily understandable and have not been subject to community consultation for many years. The New Byelaws use a style of language that is simpler, clearer and easier to comprehend. They are also more relevant to a modern society and the modern use of parks and open spaces and no longer duplicate offences for which there are now powers granted by legislation.

4.2 Summary of Changes: New Byelaws Compared to Existing Byelaws

- 4.2.1 Appendix 4 provides a detailed comparison between the New and Existing Byelaws. The major differences are summarised below:

Exclusions

- 4.2.2 Activities or offences not reported to date or only occurring at a very infrequent level. This includes reference to activities such as drying and bleaching of clothes, mending chairs, and shaking or beating carpet.
- 4.2.3 Specific reference to dog related issues are not included in the proposed model byelaws as they are covered by other primary legislation such as the Clean Neighbourhoods and Environment Act 2005. For similar reasons drinking and drug related issues are not included.

Inclusions (taken from Model Byelaws)

- 4.2.4 The New Byelaws consist of a number of provisions which were not included in the Existing Byelaws, and aim to offer further protection to park users.
- (a) Preventing interference with life saving equipment (Byelaw 13)
 - (b) Prohibition on overnight parking (Byelaw 18)
 - (c) Permitting skateboarding (Byelaw 22) and ball games (Byelaws 23-24)
 - (d) Restriction of cricket to designated areas (Byelaw 26)
 - (e) Restriction on archery and field sports (Byelaws 27, 28),
 - (f) Prohibition of golf (Byelaw 29)
 - (g) Restriction on bathing (Byelaw 30)

- (h) Stricter requirements on model boats (Byelaw 32), boats (Byelaw 33) and fishing (Byelaw 34)
- (i) General prohibition of power-driven model aircraft (Byelaws 37-38)
- (j) Restriction on excessive noise (Byelaw 40)
- (k) Restriction on public shows and performances (Byelaw 41)
- (l) Restrictions on the use of aircraft, helicopters, hang gliders or hot air balloons (Byelaw 42)
- (m) Restriction on kites (Byelaw 43)
- (n) Restriction on metal detectors (Byelaw 44)
- (o) Restriction of barbeques (amended Byelaw 11)

By restriction it is meant that the Council is able to limit the relevant activities under certain circumstances.

4.2.5 Following feedback from the GPC in January 2011 barbeques have been included in the new set. The New Byelaws include an updated list of sites, parks and open spaces to which the New Byelaws apply (schedule 1), and also an updated list of sites, parks and open spaces to which Byelaw 3 applies, in respect of opening times (schedule 2). There are also updated rules for playing ball games in designated areas (schedule 3).

Inclusions (not taken from Model Byelaws)

4.2.6 The New Byelaws contain some provisions that were not covered in the Model Byelaws. It should be noted that officers are engaged in ongoing discussions with DCLG on these provisions. If DCLG deem that there is not sufficient justification to include them, officers will engage in further discussion with them prior to the submission of the New Byelaws to DCLG.

4.2.7 These provisions cover:

- Protection of wildlife (Byelaw 8)
- Filming, video-recording and taking of photographs (Byelaw 39)
- Fundraising, and soliciting or gathering money (Byelaw 44)

4.2.8 The New Byelaws also contain a number of provisions where the wording has been slightly amended from the Model Byelaws. This is so that the Byelaws are as relevant as possible to local circumstances within Tower Hamlets, and in order to make enforcement clearer and offer greater protection and enjoyment for park users. Again, as these changes depart slightly from the Model Byelaws, DCLG approval is required and is currently being sought. If it cannot be guaranteed then officers will amend the Byelaws in accordance with DCLG guidance.

4.2.9 The changes cover:

- Prohibition of horse riding (subject to bridleway) (Byelaw 15)
- Cycling (Byelaw 16)
- Fishing (Byelaw 34)
- Public shows and performances (Byelaw 40)

5. BYELAW ENFORCEMENT

5.1 The Council has recently reviewed and improved the effectiveness of its enforcement capability, based on key Safer Community principles. Any enforcement by the Council of the Byelaws would be in accordance with the Council's enforcement policy, adopted by Cabinet on 8 September 2010. The policy sets out the following clear principles for the Council's enforcement action:

- raising awareness of the law and its requirements;
- proportionality in applying the law and securing compliance;
- consistency of approach;
- transparency about the actions of the Council and its officers; and
- targeting of enforcement action.

5.2 Currently the pattern of ASB occurrence in parks and open spaces is both inconsistent and intermittent. The frequency of offences in problem areas tends to increase at certain times of the year (such as school holidays) and in warm, dry weather conditions. Equally the problem is mobile and the pattern can be of short term disturbances based on a small group of people rather than a widespread problem within a locality.

5.3 Byelaws give the Council the power to issue fines of up to £500 against offenders who cause damage to Council property or breach the Byelaws. Additional legislation (under the Clean Neighbourhood and Environmental Act 2005) which allows the Council to issue Fixed Penalty Notices (FPNs) for breaches under litter control and dog fouling is also applicable to parks and open spaces.

5.4 The Joint Tasking approach currently deployed is considered to be the most effective method of tackling discontinuous issues such as these. This approach will allow ASB hotspots and new problem areas to be addressed as they arise, providing a quick and adequate response which is highly visible and responsive within the local community to reduce fear of crime. This also has the benefit of ensuring that resources are deployed as and when they are most required rather than tying up a high level of fixed resource to cover every eventuality.

5.5 The localisation process – which is aiming to deliver more locally targeted services on a paired LAP basis – will also assist in identifying priority areas for enforcement activities at a more local level than is currently possible. This will

have the benefit of being more immediately responsive to local needs and will increase community confidence in the services and reduce fear of crime.

5.6 Agencies deployed in enforcing and applying Byelaws include the Police, Safer Neighbourhood Teams, Joint Enforcement Teams, Tower Hamlets Enforcement Officers and Streetcare Teams.

6. Process and Timetable for Adopting New Byelaws

6.1 The New Byelaws must be recommended by the GPC to Full Council for formal adoption. If, as in our case, the New Byelaws adhere closely to the Model Byelaws then following formal adoption by full Council, they can be passed through the confirmation process. This is as follows:

- Once formally adopted by Council the New Byelaws will be sealed by the Council and then sent to DCLG for sealing and provisional approval.
- After the Byelaws have been sealed the Council will publicly advertise the New Byelaws and a one month community consultation period would take place for any representations or objections by the public. Such representations would be sent directly to the Secretary of State, rather than to the Council. The New Byelaws will be held on deposit at the Council offices for inspection by the public at all reasonable hours.
- These Byelaws will then be submitted to the Secretary of the State for confirmation, provided that no objections have been received.
- Once confirmed, the Existing Byelaws will be revoked and the New Byelaws will come into force.

6.2 *Proposed timeline if no objections received during consultation process*

Activity	Date
Consideration by GPC	28th Sept 2011
Approval of Full Council	30th Nov 2011
New Byelaws submitted to DCLG for provisional approval/sealing	Dec 2011/Jan 2012
Once provisional approval has given by DCLG, Council publicly advertise New Byelaws (1 month public consultation)	Jan/Feb 2012
Submission to Secretary of State for confirmation of New Byelaws	March 2012
New Byelaws are confirmed, provided that no objections have been received. Formal adoption of New Byelaw comes into force.	By early Summer 2012

6.3 *Proposed timelines if objections are received*

- 6.3.1 If objections are received, the confirmation process is likely to be extended. Where objections have been received by the Secretary of State, copies will be forwarded to the Council for comments before a decision is taken. If minor amendments to the New Byelaws are required, then the Director of Communities, Localities and Culture will be able to use delegated powers to effect the amendments. Any major amendments will need to be brought before Full Council again via the General Purposes Committee.
- 6.3.2 In contentious cases, particularly those where the arguments are finely balanced, it is open to the Secretary of State to order a public inquiry to be held. Such inquiries are rare and, in the normal course, the Secretary of State would hope that the issues - and any scope for compromise - might be determined locally between the council and objectors.

Proposed timeline for amendments received through consultation process:

Proposed timeline if Byelaws are rejected by DCLG:

Activity	Date
Council comments on the objections received by Secretary of State	March 2012
Minor amendments made are approved by Director of CLC through delegated powers	March/ April 2012
Submission to Secretary of State for confirmation of New Byelaws	May 2012
New Byelaws confirmed. Formal adoption of New Byelaw comes into force.	July 2012

Activity	Date
Council comments on the objections received by Secretary of State	March 2012
Major amendments made are taken before GPC.	21st March 2012
Approval of Full Council	18th April/ 16th May 2012
New Byelaws submitted to DCLG for provisional approval/sealing	May 2012
Once provisional approval has given by DCLG, Council publicly advertise New Byelaws (1 month public consultation)	June/July 2012
Submission to Secretary of State for confirmation of New Byelaws	Aug 2012
New Byelaws confirmed. Formal adoption of New Byelaw comes into force.	Oct 2012

7. CONSULTATION

- 7.1 Prior to the making of the New Byelaws the Council is required to consult with bodies and organisations where there is a joint interest in any park or open space. Consultation with stakeholders is still ongoing. A list of groups so far consulted is included in Appendix 2. Following approval of the draft changes by the DCLG and by Full Council a full public consultation will be conducted in Jan/Feb 2011.

8. COMMENTS OF THE CHIEF FINANCIAL OFFICER

- 8.1 There are no financial implications emanating within these proposals. The proposed New Byelaws seek to make the process more efficient by removing ambiguity and uncertainty about which activities are permitted within parks & open spaces. The adoption of the New Byelaws will be included in the normal duties of the parks and open spaces existing budgets.

9. CONCURRENT REPORT OF THE ASSISTANT CHIEF EXECUTIVE (LEGAL)

- 9.1 Section 164 of the Public Health Act 1875 and section 15 of the Open Spaces Act 1906 enable local authorities to make byelaws for the regulation of public walks and pleasure grounds and of open spaces and burial grounds respectively. Byelaws, once lawfully made, have the force of law within the areas to which they apply and, currently, offences against byelaws are summary criminal offences punishable by fine.
- 9.2 The Secretary of State for Communities and Local Government has produced model sets of byelaws, which Local Authorities are encouraged to use when considering making byelaws. However, as the Council should only make byelaws where they are required to address an existing problem, the Council is required to edit these model byelaws so that only those byelaws that are required to deal with a particular problem are made. In that regard, the proposed Byelaws in Appendix 1 have been edited as indicated in the report.
- 9.3 Section 236 of the Local Government Act 1972 sets out the current procedure for making byelaws. As the Council is proposing to make changes to the wording of the model byelaws proposed (including the imposition of new Byelaws) to be adopted, there is a pre-approval stage that the Council must go through. It should also be noted that where such changes are made approval will not be given unless the Council can –
- (a) demonstrate there is a specific local problem;
 - (b) demonstrate the nature, location, extent and incidence of the problem and the reason why the byelaw is necessary to deal with the nuisance;

- (c) demonstrate what measures have been taken to address the nuisance;
- (d) explain why is the Council satisfied that the nuisance is so great as to merit a criminal offence;
- (e) confirm that the aim of the byelaws is not solely to protect people from the consequences of their own actions;
- (f) where appropriate, describe what consultation required by the legislation has been carried out both with individuals and groups likely to be affected by the byelaw;
- (g) specify what informal consultation has taken place, both with individuals and groups likely to be affected by the byelaw;
- (h) list any objections of which the authority is aware at this stage (i.e. before sealing and advertisement of the byelaws) and the authority's response to those objections (copy correspondence will need to be attached);
- (i) justify the Council's view that it is content that the byelaws are reasonable in how they will be applied in the particular local context (i.e. they are not partial or unequal in their application, that they are not manifestly unjust, and that they do not involve oppressive or gratuitous interference with the rights of those whom they affect).

9.4 Ultimately, the Secretary will not give consent to changes to wording where it is considered that to do so would be disproportionate. Proportionality is about balancing the size and scope of the proposed activity which is to be addressed against the gravity and extent of the perceived mischief and considering whether alternative means of dealing with the matter are more appropriate rather than criminalise the activity. Therefore, where the Byelaw is being proposed on say one isolated incident in one park, then there is a possibility that approval will be withheld on proportionality grounds.

9.5 The making and revoking of byelaws is a matter for full Council. This is confirmed in Article 4.02(j) of the Council's constitution and therefore all General Purpose Committee is being asked to do is to refer the report on to Council with a recommendation that the Council makes and seals the byelaws.

9.6 Before making the byelaws, the Council must have due regard to the need to eliminate unlawful conduct under the Equality Act 2010, the need to advance equality of opportunity and the need to foster good relations between persons who share a protected characteristic and those who don't. Some initial equality analysis is set out in the One Tower Hamlets section of the report and further analysis will be carried out before presentation of the report to Full Council.

10. ONE TOWER HAMLETS CONSIDERATIONS

10.1 Recent studies by the Commission for Architecture and the Built Environment (CABE) suggested that providing good quality local green space is a very effective way to tackle inequality. People living in deprived urban areas view

green space as a key service and one of the essentials in making a neighbourhood liveable.

- 10.2 When people were asked if they experienced any barriers to using their local green spaces, the biggest single barrier to accessing urban green space was safety. This was expressed both in terms of the physical environment and the perceived threat of others. Around a third of people reported they would use urban green space more if safety were improved.
- 10.3 Therefore, effective enforcement of Byelaws and other supporting legislation within the borough's parks and open spaces has the potential to improve the experience of park users and increase use by the community. An equalities impact assessment will be prepared in relation to the New Byelaws prior to submission to Full Council.

11. SUSTAINABLE ACTION FOR A GREENER ENVIRONMENT

- 11.1 Byelaws are designed to protect parks and open spaces and the plants and wildlife within them. Effective implementation of the Byelaws will help to ensure access to nature for everyone in the borough.

12. RISK MANAGEMENT IMPLICATIONS

- 12.1 The principal risk would be ensuring that the New Byelaws are publicised and enforced effectively from date of implementation. This risk will be minimised by the effective use of the joint tasking approach and processes currently in place. ASB tracking and monitoring of frequency through data capture and analysis systems will provide evidence based decision making.

13. CRIME AND DISORDER REDUCTION IMPLICATIONS/ EFFICIENCY STATEMENT

- 13.1 The New Byelaws will support improved enforcement and community engagement specific to behaviour in our parks and open spaces. For this reason they will play their part in helping to drive down crime, littering and vandalism which in turn will help to reduce the costs of maintaining the public realm and dealing with crime. They will also help to increase the use of parks by reducing fear of crime and ASB levels helping to promote a healthier, happier and more cohesive community. Again this will have efficiency benefits for adult social care and public health costs by keeping people healthier and more active for longer.

Local Government Act, 1972 Section 100D (As amended)
List of “Background Papers” used in the preparation of this report

Brief description of “back ground papers”	Name and telephone number of holder and address where open to inspection.
None	N/A

14. APPENDICES

Appendix 1 – Copy of the New Byelaws

Appendix 2 – Consultation

Appendix 3 – Gap analysis of New Byelaws and Primary Legislation

Appendix 4 – Table showing comparison of New Byelaws with the Existing
Byelaws, included details of suggested alterations

Appendix 5 – Existing Byelaws

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MODEL BYELAWS – SET 2

THE LONDON BOROUGH OF TOWER HAMLETS COUNCIL

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

ARRANGEMENT OF BYELAWS

PART [1]

GENERAL

1. General interpretation
2. Application
3. Opening times

PART [2]

PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC

4. Protection of structures and plants
5. Unauthorised erection of structures
6. Climbing
7. Grazing
8. Protection of wildlife
9. Gates
10. Camping
11. Fires
12. Missiles
13. Interference with life-saving equipment

PART [3]

HORSES, CYCLES AND VEHICLES

14. Interpretation of Part [3]
15. Horses
16. Cycling
17. Motor vehicles
18. Overnight parking

PART [4]

PLAY AREAS, GAMES AND SPORTS

19. Interpretation of Part [4]
20. Children's play areas
21. Children's play apparatus
22. Skateboarding, etc
23. Ball games
24. Ball games
25. Cricket
26. Archery
27. Field sports
28. Golf - Prohibited

PART [5]

WATERWAYS

29. Interpretation of Part [5]
30. Bathing
31. Ice skating
32. Model boats
33. Boats
34. Fishing
35. Blocking of watercourses

PART [6]

MODEL AIRCRAFT

- 36. Interpretation of Part [6]
- 37. Model aircraft - General prohibition

PART [7]

OTHER REGULATED ACTIVITIES

- 38. Provision of services
- 39. Excessive noise
- 40. Public shows, performances, political rallies and religious meetings
- 41. Aircraft, hang-gliders and hot air balloons
- 42. Kites
- 43. Metal detectors
- 44. Fundraising, and soliciting or gathering money

PART [8]

MISCELLANEOUS

- 45. Obstruction
- 46. Savings
- 47. Removal of offenders
- 48. Penalty
- 49. Revocation - General

SCHEDULE 1 - Grounds to which byelaws apply generally

SCHEDULE 2 - Grounds referred to in certain byelaws

SCHEDULE 3 - Rules for playing ball games in designated areas

Byelaws made under section 15 of the Open Spaces Act 1906 and sections 12 and 15 of the Open Spaces Act 1906 by the London Borough of Tower Hamlets with respect to pleasure grounds, public walks and open spaces.

PART 1

GENERAL

General Interpretation

1. In these byelaws:

“the Council” means the London Borough of Tower Hamlets;

“the ground” means any of the grounds listed in the Schedule /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.

Application

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

Opening times

- 3. (1) No person shall enter or remain in the ground except during opening hours.
- (2) “Opening hours” means the days and times during which the ground is open to the public and which are indicated by a notice placed in a conspicuous position at the entrance to the ground.
- (3) Byelaw 3(1) applies only to the grounds listed in Schedule 2.

PART 2

PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC

Protection of structures and plants

4. (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.

Unauthorised erection of structures

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

Climbing

6. 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.

Grazing

7. No person shall without the consent of the Council turn out or permit any animal for which he is responsible to graze in the ground.

Protection of wildlife

8. 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.

(a) Feeding of wild life (e.g. pigeons, squirrels, rats) is prohibited unless with the expressed permission of the local authority, at which permission is given for feeding of ducks.

Gates

9. (1) No person shall leave open any gate to which this byelaw applies and which he has opened or caused to be opened.
- (2) Byelaw 10(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.

Camping

10. 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 [except in a designated area for camping].

Fires

11. (1) No person shall light a fire or place, throw or drop a lighted match or any other thing likely to cause a fire.
- (2) Byelaw 11(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.
 - (b) The lighting or use, in such a manner as to safeguard against damage, danger to any person, of a properly constructed camping stove, in a designated area for camping, or of a properly constructed barbecue, in a designated area for barbecues

Missiles

12. 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.

Interference with life-saving equipment

13. 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.

PART 3

HORSES, CYCLES AND VEHICLES

Interpretation of Part 3

14. 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;

“motor cycle” 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.

Horses

15. (1) No person shall ride on or in a carriage drawn by a horse except in the exercise of a lawful right or privilege.
- (2) Where horse-riding is permitted by virtue of a lawful right or privilege, no person shall ride a horse in such a manner as to cause danger to any other person.

Cycling

16. 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 or on a designated route for cycling, nor in such a way which may endanger the public..

Motor vehicles

17. (1) No person shall without reasonable excuse bring into or drive in the ground a motor cycle, motor vehicle or trailer except in any part of the ground where there is a right of way or a designated route for that class of vehicle.
- (2) Where there is a designated route for motor cycles, 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.

Overnight parking

18. 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]

19. 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.

Children’s play areas

20. 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.

Children’s play apparatus

21. 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.

Skateboarding, etc

22. No person shall skate, slide or ride on rollers, skateboards or other self-propelled vehicles in such a manner as to cause danger or give reasonable grounds for annoyance to other persons.

Ball games

23. No person shall play ball games outside a designated area for playing 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.

24. It is an offence for any person using a designated area for playing ball games to break any of the rules set out in Schedule 3 and conspicuously displayed on a sign in the designated area when asked by any person to desist from breaking those rules.

Cricket

25. No person shall throw or strike a cricket ball with a bat except in a designated area for playing cricket.

Archery

26. 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.

Field sports

27. 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 or on land set aside by the Council for that purpose.

Golf

28. No person shall drive, chip or pitch a hard golf ball.

PART 5

WATERWAYS

Interpretation of Part [5]

29. In this Part:

“boat” means any yacht, motor boat 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.

Bathing

30. No person shall without reasonable excuse bathe or swim in any waterway.

Ice skating

31. No person shall step onto or otherwise place their weight upon any frozen waterway.

Model boats

32. No person shall operate a power-driven model boat on any waterway except in a designated area for model boats.

Boats

33. No person shall sail or operate any boat, dinghy, canoe, sailboard or inflatable on any waterway without the consent of the Council

Fishing

34. No person shall in any waterway cast a net or line for the purpose of catching fish or other animals except in a designated area for fishing and with prior consent of the Council and in accordance with the rules governing such consent.

Blocking of watercourses

35. 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

36. In this Part:

“model aircraft” means an aircraft which weighs not more than 7 kilograms without its fuel;

“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

37. 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

Provision of services

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

(1) Filming, video-recording, taking of photographs

No professionals (including students) are allowed to undertake filming, video-recording, taking of photographs without the consent of the Council.

Excessive noise

39. (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 39 does not apply to any person holding or taking part in any entertainment held with the consent of the Council.

Public shows, performances, political rallies and religious meetings

40. No person shall without the consent of the Council hold or take part in any public show, performance, political rallies or religious meetings.

Aircraft, hang gliders and hot air balloons

41. 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.

Kites

42. No person shall fly any kite in such a manner as to cause danger or give reasonable grounds for annoyance to any other person.

Metal detectors

43. (1) 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.

Fundraising, and soliciting or gathering money

44. No person shall without the consent of the Council solicit or gather money for any cause whether or not such cause is charitable.

PART [8]

MISCELLANEOUS

Obstruction

45. No person shall obstruct:
- (a) any officer of the Council in the proper execution of his 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.

Savings

46. (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.

Removal of offenders

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

Penalty

48. 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.

Revocation

49. The byelaws made by the London Borough of Tower Hamlets on *insert date* and confirmed by the Secretary of State for the Home Office *insert date of confirmation* relating to the ground are hereby revoked.

SCHEDULES

This list is currently being verified against the Council's property records

SCHEDULE 1

GROUND TO WHICH BYELAWS APPLY

The grounds referred to in byelaw 2 are:

Abbott Road Gardens	Glamis Adventure Playground
Ackroyd Drive Open Space	Globe Road Open Space
Albert Gardens	Gosling Gardens
All Saints Church Yard	Great Eastern Slipway
Allen Gardens	Grove Hall Park
Allen Gardens Play Area	Hellings Street
Altab Ali Park	Ion Square Gardens
Alton Street Open Space	Island Gardens
Approach Road/Old Ford Road O. S.	Jesus Green
Arbour Square Gardens	Johnson's Drawdock
Archibald Open Space	Jolly's Green
Bartlett Park	King Edward Memorial Park
Baxendale Street Gardens	Kings Wharf
Beaumont Square Gardens	Langdon Park
Belgrave Open Space	Lenanton Steps
Bethnal Green Gardens	Leven Road Open Space
Bonner Hall Gate	Mallon Gardens
Boundary Gardens	Marsh Wall/East Ferry Road
Bow Churchyard	Mast House Terrace Playarea
Braithwaite	Meath Gardens
Bromley Recreation Ground	Mellish Street
Burdett Road Bus Terminus	Mercers Burial Ground
Canrobert Street Open Space	Middleton Green
Cantrell Road Open Space	Mile End Park
Carlton Square	Millwall Park
Carlton Square Gardens	Mudchute Farm
Cavell Street Gardens	Museum Gardens
Christchurch Gardens	Paradise Gardens
Cotton Street/Bazely Street	Pennyfields Open Space
Devons Road Ambulance Station - Grass Verge	Pollard Square
Dockers Tanner Road	Poplar High Street/Preston's Road
Fern Street Open Space	Poplar Parkway
Ford Square	Poplar Recreation Ground

Furze Green Open Space	Prospect Park
Raines Mansions	Stonebridge Wharf
Ravenscroft Park	Stoneyard Lane Open Space
Rectory Gardens	Swedenborg Gardens
Rope Walk Gardens	The Oval
Ropemakers Fields	Three Colt Street/Mitre Site
Rounton Road Open Space	Tower Hamlets Cemetery
Royal Mint Square	Trafalgar Gardens
Schoolhouse Kickabout Area	Tredegar Square
Selwyn Green	Trinity Gardens
Shacklewell Street 10'Clock Club	Trinity Square Gardens
Shacklewell Street Ball Games Area	Twelve Trees Crescent
Shandy Park	Vallance Road Gardens
Sidney Square Gardens	Vaughan Way Open Space
Sir John McDougal Gardens	Victoria Park
Spitalfields Farm	Virginia Gardens
St Annes Churchyard	Wapping Gardens
St Bartholomews Gardens	Wapping Green
St Dunstan's Churchyard	Wapping Rose Gardens
St George's in the East	Wapping Woods
St James Gardens	Warner Green Open Space
St Johns Churchyard	Waterside Gardens
St Johns Park	Weavers Fields
St Matthews Church Garden	West India Dock Road
St Matthias Church	White Horse Lane Open Space
Stepney Clock Tower	Whitehorse Road Park
Stepney Green Gardens	Wyvis Street Open Space
Stepney Green Park	York Square Gardens

SCHEDULE 2

GROUNDS REFERRED TO IN CERTAIN BYELAWS

OPENING TIMES (BYELAW 3(1))

The grounds referred to in byelaw 3(1) are:

Albert Gardens
Arbour Square Gardens
Bethnal Green Gardens
Carlton Square

Grove Hall Park
King Edward Memorial Park
Museum Gardens
Paradise Gardens
Poplar Recreation Ground
Tower Hamlets Cemetery
Tredegar Square
Trinity Square Gardens
Victoria Park
Wapping Gardens
Wapping Rose Gardens
York Square Gardens

Opening times are dawn until dusk.

SCHEDULE 3

RULES FOR PLAYING BALL GAMES IN DESIGNATED AREAS (BYELAW 24)

Any person using a designated area for playing ball games is required by byelaw 24 to comply with the following rules:

- (1) No person shall play any game other than those ball games for which the designated area has been set aside.
- (2) No person shall obstruct any other person who is playing in accordance with these rules.
- (3) Where exclusive use of the designated area has been granted to a person or group of persons by the Council for a specified period, no other person shall play in that area during that period.
- (4) Subject to paragraph (5), where the designated area is already in use by any person, any other person wishing to play in that area must seek their permission to do so.
- (5) Except where they have been granted exclusive use of the designated area for more than two hours by the Council, any person using that area shall vacate it if they have played continuously for two hours or more and any other person wishes to use that area.
- (6) No person shall play in the designated area when a notice has been placed in a conspicuous position by the Council prohibiting play in that area.

APPENDIX 2 – Consultation

Cabinet Members were consulted through Council procedures.

An email consisting of a copy of the New Byelaws and an explanation of the Council's intention to update its Parks Byelaws was sent to the following organisations:

- The Crown Estates
- The Diocese of London
- The Friends of Allen Gardens
- The Friends of Arnold Circus
- The Friends of Bartlett Park
- The Friends of Ropemakers Fields
- The Friends of Tower Hamlets Cemetery Park
- The Friends of Weavers Fields
- Mudchute Park and Farm
- Spitalfields City Farm

Acknowledgements of receipt of the document but no comments were received from, The Crown Estate, The Diocese of London and Mudchute Park and Farm. The Friends of Bartlett Park suggested minor comments to the New Byelaws. There were no comments from the other organisations.

As stated in section 6, once formally adopted by the Council the New Byelaws must be sealed then advertised. For at least one month after the date of the publication of the advertisement, a copy of the New Byelaws must be held on deposit at the Council offices for inspection by the public. During this one month period objections or representations can be made directly to the DCLG. After the consultation period has expired the New Byelaws may be confirmed by the DCLG. Where objections have been received confirmation of the New Byelaws will take longer, because the Council may need to respond to these to the DCLG before the decision to confirm the New Byelaws is made by them.

APPENDIX 3

Gap analysis of proposed New Byelaws

Offence / Issue	Is it covered in Existing Byelaws?	Is it covered in New Byelaws?	Is it covered in relevant primary legislation?
Assault on public or staff	No	No	Offences Against the Persons Act 1861
Ball games in non ball games area	Yes (41)	Yes (23-24)	
Barbeques (other than designated areas)	No	Yes (11)	
Causing a disturbance/ annoyance	Yes (34, 32, 44)	Yes (40, 45)	
Commercial activity	Yes (36,37,40)	Yes (39)	
Cycling	Yes (13,14)	Yes (16)	
Damage to plants, benches etc	Yes (3, 5)	No	Criminal Damage Act 1971: Section 1
Dangerous Dogs	Yes (23)	No	Dangerous Dogs Act 1991
Defecating/ urinating in public	No	No	Decency offences – Police Powers – ASBO's section 235 of the Local Government Act 1972
Digging holes	Yes (3)	Yes (4.1b)	
Dog control	Yes (21-24)	No	Clean Neighbourhoods and Environment Act 2005: Section 55-67
Drinking	No	No	Licensing Act 1872: Section 12
Fly posting	Yes (2)	No	Clean Neighbourhoods and Environment Act 2005: Part 4, Section 31; Anti-social Behaviour Act 2003, Part 6 224 & 225 Town and Country Planning Act
Fly tipping	Yes (27)	No	Environmental Protection Act 1990: Part 4, Section 33; Clean Neighbourhood and Environment Act 2005; Anti-Social Behaviour Act 2003
Graffiti (unless designated area for graffiti)	No	No	Clean Neighbourhoods and Environment Act 2005: Part 4 ; Criminal Damage Act 1971: Section 1
Grazing of animals	Yes (25, 26)	Yes (7)	
Incitement	No	No	Public Order Act 1986; Race relations Act 1997; Protection from Harassment Act 1997
Indecent exposure	No	No	Sexual Offences Act 2003: Part 1, Section 66 Vagrancy Act 1824: Section 4
Litter	Yes (27)	No	Environmental Protection Act 1990: Part 4, Section 87
Meeting or Assemblies	Yes (38)	No	Public Order Act 1986: Part 2, Section 14; Anti-Social Behaviour Act 2003
Model Planes	Yes (12)	Yes (37-38)	
Persistent Offending	No	No	Crime and Disorder Act 1998
Playing music	Yes (39)	Yes (40)	
Public nudity	No	No	Sexual Offences Act 2003: Part 1, Section 66

Offence / Issue	Is it covered in Existing Byelaws?	Is it covered in New Byelaws?	Is it covered in relevant primary legislation?
Rioting	No	No	Public Order Act 1986: Section 1
Setting fires	Yes (31)	Yes (11)	Fireworks covered by Explosives Act 1875: Section 80
Sexual activity/cruising/soliciting	No	No	Sexual Offences Act 2003: sections 66, 67 and 71
Sleeping rough	Yes (35-36)	No	Vagrancy Act 1824: Section 4
Stray dogs	No	No	Environmental Protection Act 1990: Part 8, Sections 149-151
Theft of plants, benches etc	Yes (2, 3)	Yes (4.1)	Theft Act 1968, Wildlife & Countryside Act 1981
Theft from people in park	No	No	Theft Act 1968
Using play equipment when over-age	No	Yes (20-21)	
Vandalism	Yes (2)	No	Criminal Damage Act 1971
Vehicles – prohibition to take a vehicle into park without consent of the landlord	Yes (13,17,18)	Yes (17)	

APPENDIX 4

Table showing comparison of Existing Byelaws with the proposed New Byelaws, including details of suggested amendments to the New Byelaws

<p>New Byelaws</p> <p><i>(Possible suggested amendments to the model byelaws have been underlined)</i></p>	<p>Notes / Comments</p> <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
<p><u>PART 1 - GENERAL</u></p> <p>General Interpretation</p> <p>1. In these byelaws:</p> <p>“the Council” means the London Borough of Tower Hamlets;</p> <p>“the ground” means any of the grounds listed in the Schedule /Schedule [1];</p> <p>“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;</p> <p>“invalid carriage” means a vehicle, whether mechanically propelled or not,</p> <p style="padding-left: 40px;">(a) the unladen weight of which does not exceed 150 kilograms,</p> <p style="padding-left: 40px;">(b) the width of which does not exceed 0.85 metres, and</p> <p style="padding-left: 40px;">(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.</p> <p>Application</p> <p>2. These byelaws apply to all of the grounds listed in Schedule 1 unless otherwise stated.</p>	<p>Replaces and updates ‘definitions’ section of Existing Byelaw 1. The new ‘General Interpretation’ section provides clarity and defines terms which are repeated several times in the text of the New Byelaws.</p>
<p>3. Opening Times</p> <p>3. (1) No person shall enter or remain in the ground except during opening hours.</p> <p>(2) “Opening hours” means the days and times during which the ground is open to the public and which are indicated by a notice placed in a conspicuous position at the entrance to the ground.</p>	<p>Replaces and updates wording of Existing Byelaw 9.</p>

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
(3) Byelaw 3(1) applies only to the grounds listed in Schedule 2.	
<p><u>PART 2 - PROTECTION OF THE GROUND, ITS WILDLIFE AND THE PUBLIC</u></p> <p>4. Protection of structures and plants</p> <p>(1) No person shall without reasonable excuse remove from or displace within the ground:</p> <p>(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</p> <p>(b) any stone, soil or turf or the whole or any part of any plant, shrub or tree.</p> <p>(2) No person shall walk on or ride, drive or station a horse or any vehicle over:</p> <p>(a) any flower bed, shrub or plant;</p> <p>(b) any ground in the course of preparation as a flower bed or for the growth of any tree, shrub or plant; or</p> <p>(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.</p>	<p>Refers to Existing Byelaws 2, 3, 5, 11 and 17 and replaces with updated wording.</p>
<p>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.</p>	<p>Updates wording of Existing Byelaw 11.</p>
<p>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.</p>	<p>Updates wording of Existing Byelaw 4</p>
<p>7. Grazing No person shall without the consent of the Council turn out or permit any animal for which he is responsible to graze in the ground.</p>	<p>This replaces Existing Byelaws 25 and 26</p>
<p>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.</p>	<p>This would be a new byelaw. It refers to Existing Byelaw 20, 25-27. Fishing is addressed in a separate heading under byelaw 34.</p>

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
<p><u>(a) Feeding of wild life (e.g. pigeons, squirrels, rats) is prohibited unless with the expressed permission of the local authority, at which permission is given for feeding of ducks.</u></p>	<p><u>(a) Feeding of wild life (e.g. pigeons, squirrels, rats) is prohibited unless with the expressed permission of the local authority, at which permission is given for feeding of ducks.</u> In recent years feeding of wildlife in parks has become more common. The following byelaw has been suggested for inclusion to address the growing issues (these possible additional byelaw are not found in DCLG Model Byelaw 2): Feeding of wildlife encourages vermin in the park and has a detrimental effect in parks. This byelaw has been added to respond to incidences encountered by Park Rangers.</p>
<p>9. Gates</p> <p>(1) No person shall leave open any gate to which this byelaw applies and which he has opened or caused to be opened.</p> <p>(2) Byelaw 10(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.</p>	<p>This would be a new byelaw.</p>
<p>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 [except in a designated area for camping].</p>	<p>Updates wording and replaces Existing Byelaw 8.</p>
<p>11. Fires</p> <p>(1) No person shall light a fire or place, throw or drop a lighted match or any other thing likely to cause a fire.</p> <p>(2) Byelaw 11(1) shall not apply to:</p> <p>(a) The lighting of a fire at any event for which the Council has given permission that fires may be lit.</p> <p>(b) <u>The lighting or use, in such a manner as to safeguard against damage, danger to any person, of a properly constructed camping stove, in a designated area for camping, or of a properly constructed barbecue, in a designated area for barbecues</u></p>	<p>This would be a new byelaw. It makes reference to Existing Byelaw 31, on the misuse of fireworks and bonfires. This byelaw updates wording and expands on the Existing Byelaw, providing powers to address the misuse of fireworks and the use of flammable materials.</p> <p><u>The lighting or use, in such a manner as to safeguard against damage, danger to any person, of a properly constructed camping stove, in a designated area for camping, or of a properly constructed barbecue, in a designated area for barbecues –</u> In recent years it has become more common for residents to use the parks and open spaces for barbecues. However there is no power to enforce against this activity in locations where this may be a hazard or a nuisance or regulate</p>

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
	safe use under Existing Byelaws. After further consideration and taking on Members comments, the amended Byelaw 11 (Fires) now includes wording inserted from the Model Byelaws allowing for barbecues in designated areas.
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.	This refers to Existing Byelaw 12 and addresses missiles as a separate byelaw.
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.	This would be a new byelaw. In Victoria Park there is a lake and there is life saving equipment around the lake. This byelaw is designed to protect the safety of persons using the park. This byelaw would give officers enforcement powers against people misusing the equipment.
<p><u>PART 3 - HORSES, CYCLES AND VEHICLES</u></p> <p>Interpretation of Part 3</p> <p>14. 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;</p> <p>“motor cycle” 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;</p> <p>“motor vehicle” means any mechanically-propelled vehicle other than a motor cycle or an invalid carriage;</p> <p>“trailer” means a vehicle drawn by a motor vehicle and includes a caravan.</p>	Definitions have been added in the new byelaw for clarity.
15. Horses (1) No person shall ride on or in a carriage drawn by a horse except in the exercise of a lawful right or privilege.	This would be a new byelaw. Previously horses were addressed under existing byelaws 13-14, which included cycling and driving vehicles, also section on ‘horses, dogs and other animals’ (existing byelaws 19-26). The latter two activities are now addressed separately in the new byelaws (byelaws 16 and 17 respectively). Dogs are not addressed in the New Byelaws as they

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
<p>(2) Where horse-riding is permitted by virtue of a lawful right or privilege, no person shall ride a horse in such a manner as to cause danger to any other person.</p>	<p>are covered by other existing primary legislations e.g. Clean Neighbourhoods and Environment Act 2005.</p> <p>Mudchute Farm for example is an area for designated horse riding. This byelaw provides an enforcement power for the use of horses in areas not designated for horse riding.</p> <p><u>Ride on or in a carriage drawn by a horse</u> - wording has changed to include horse drawn carriage in the likelihood of incidences that may be encountered within larger parks and open spaces.</p>
<p>16. Cycling 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 or on a designated route for cycling, <u>nor in such a way which may endanger the public.</u></p>	<p>Previously cycling was addressed under Existing Byelaws 13-14, which included horse riding and driving vehicles. The latter two activities are now addressed separately in the New Byelaws (byelaws 15 and 17 respectively).</p> <p><u>nor in such a way which may endanger the public</u> has been added for reasons of public safety.</p>
<p>17. Motor vehicles</p> <p>(1) No person shall without reasonable excuse bring into or drive in the ground a motor cycle, motor vehicle, or-trailer except in any part of the ground where there is a right of way or a designated route for that class of vehicle.</p> <p>(2) Where there is a designated route for motor cycles, 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.</p>	<p>Replaces and updates wording of Existing Byelaws which refer to motor vehicles (Byelaws 13-18 inclusively).</p>
<p>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.</p>	<p>This would be a new byelaw. This makes references to Existing Byelaw 17.</p>

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
<p><u>PART 4 - PLAY AREAS, GAMES AND SPORTS</u></p> <p>Interpretation of Part [4]</p> <p>19. 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;</p> <p>“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;</p> <p>“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.</p>	<p>Definitions of key terms have been included for clarity.</p>
<p>20. 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.</p>	<p>This replaces and updates wording to Existing Byelaw 6.</p>
<p>21. 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.</p>	<p>This replaces and updates wording to Existing Byelaw 42 with regards to the use of apparatus and also refers to Existing Byelaw 6, restriction of open space reserved for children under the age of 14 years.</p>
<p>22. Skateboarding, etc No person shall skate, slide or ride on rollers, skateboards or other self-propelled vehicles in such a manner as to cause danger or give reasonable grounds for annoyance to other persons.</p>	<p>This would be a new byelaw.</p>
<p>23 to 24. Ball games</p> <p>23. No person shall play ball games outside a designated area for playing ball games in such a manner:</p> <ul style="list-style-type: none"> (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 	<p>This would be a new byelaw, which makes reference to Existing Byelaw 41 within ‘Games, drilling etc’ section, where it broadly refers to no person shall play any game or take part in any sport or entertainment without consent of the Council. This byelaw specifically addresses ball games only.</p>

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
<p>(c) which is likely to cause damage to any tree, shrub or plant in the ground.</p> <p>24. It is an offence for any person using a designated area for playing ball games to break any of the rules set out in Schedule 3 and conspicuously displayed on a sign in the designated area when asked by any person to desist from breaking those rules.</p>	
<p>25. Cricket No person shall throw or strike a cricket ball with a bat except in a designated area for playing cricket.</p>	This would be a new byelaw. Cricket is excluded from the definition of 'ball games'.
<p>26. 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.</p>	This would be a new byelaw to prevent this sport taking place as there is no suitable safe location set aside for archery.
<p>27. 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 or on land set aside by the Council for that purpose.</p>	This would be a new byelaw, which makes reference to Existing Byelaw 41 within 'Games, drilling etc' section), where it refers to no person shall play any game or take part in any sport or entertainment without consent of the Council
<p>28. Golf No person shall drive, chip or pitch a hard golf ball.</p>	This would be a new byelaw. There are no golf courses within the borough. This byelaw seeks to give a direct power to prevent people being injured by golf.
<p><u>PART 5 – WATERWAYS</u></p> <p>Interpretation of Part [5]</p> <p>29. In this Part: “boat” means any yacht, motor boat or similar craft but not a model or toy boat;</p> <p>“power-driven” means driven by the combustion of petrol vapour or other combustible substances;</p> <p>“waterway” means any river, lake, pool or other body of water and includes any fountain.</p>	Definitions of key words have been added for clarity.
<p>30. Bathing No person shall without reasonable excuse bathe or swim in any waterway.</p>	This would be a new byelaw. This relates to Existing Byelaw 41 and now addresses the prohibition of Bathing as a separate byelaw. There are lakes/ponds in some parks, however no regulation to prevent people entering them, especially during hot weather.

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
31. Ice skating No person shall step onto or otherwise place their weight upon any frozen waterway.	This replaces and updates wording of Existing Byelaw 7.
32. Model boats No person shall operate a power-driven model boat on any waterway except in a designated area for model boats.	This would be a new byelaw. This relates to Existing Byelaw 41 and now addresses the prohibition of Model Boats as a separate byelaw.
33. Boats No person shall sail or operate any boat, dinghy, canoe, sailboard or inflatable on any waterway without the consent of the Council	This would be a new byelaw. This relates to Existing Byelaw 41 and now addresses Boats as a separate byelaw.
34. Fishing No person shall in any waterway cast a net or line for the purpose of catching fish or other animals except in a designated area for fishing <u>and with prior consent of the Council and in accordance with the rules governing such consent.</u>	This would be a new byelaw. Previously fishing was addressed alongside a number of issues under ‘games, drilling, etc’ (byelaw 41) and byelaw 26. Now it is addressed as a separate byelaw. <u>and with prior consent of the Council and in accordance with the rules governing such consent</u> has been added to assist clarity. Also, the designated areas for fishing are small areas and have the likelihood of being over-fished if there are too many people fishing at the same time. It will also enable the Council to address issues related to camping and the use of specialist fishing equipments.
35. 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.	This refers to Existing Byelaw 27 and addresses blocking of watercourses as a separate byelaw.
<u>PART 6 - MODEL AIRCRAFT</u> Interpretation of Part 6 36. In this Part: “model aircraft” means an aircraft which weighs not more than 7 kilograms without its fuel; “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	This is new and includes definition of key terms for clarity.

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
<p>(c) exceeding 2.54 centimetres in length; or one or more electric motors or by compressed gas.</p> <p>“radio control” means control by a radio signal from a wireless transmitter or similar device.</p>	
<p>General prohibition 37. No person shall cause any power-driven model aircraft to:</p> <p>(a) take off or otherwise be released for flight or control the flight of such an aircraft in the ground; or</p> <p>(b) land in the ground without reasonable excuse.</p>	<p>This would be a new byelaw. This updates wording and replaces Existing Byelaw 12 which currently refers to ‘any aircrafts’. The Council does not have a designated area for model aircrafts. There is a general prohibition for use of model aircrafts.</p>
<p><u>PART 7 - OTHER REGULATED ACTIVITIES</u></p> <p>38. 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.</p> <p><u>(1) Filming, video-recording, taking of photographs - No professionals (including students) are allowed to undertake filming, video-recording, taking of photographs without the consent of the Council.</u></p>	<p>Replaces and updates wording of Existing Byelaws 36, 37 and 40. Provides enforcement powers to prevent trading.</p> <p>In recent years filming, video-recording, taking of photographs has become more common. The following byelaw has been suggested for inclusion to address the growing issues (this additional byelaw is not found in DCLG Model Byelaw 2):</p> <p><u>(1) Filming, video-recording, taking of photographs - No professionals (including students) are allowed to undertake filming, video-recording, taking of photographs without the consent of the Council.</u></p> <p>This has been added to respond to incidents experienced by the Park Rangers, for example in Victoria Park. There are also implications in relation to safeguarding of children and vulnerable adults.</p>
<p>39. 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:</p>	<p>Updates wording and replaces Existing Byelaw 39.</p>

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments
(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 40) does not apply to any person holding or taking part in any entertainment held with the consent of the Council.	<ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
40. Public shows, performances, <u>political rallies or religious meetings.</u> No person shall without the consent of the Council hold or take part in any public show, performance, <u>political rallies or religious meetings.</u>	This would be a new byelaw to provide power to control unauthorised public show or performance in parks and open space. <u>Political rallies or religious meetings</u> have been added following request by Members. We receive applications for activities that cannot be defined as public shows or performances and therefore it is important to have a mechanism for controlling scheduling of such events so sites can be managed accordingly.
41. 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.	This would be a new byelaw. It refers to Existing Byelaw 12 with regards to aircraft, but the new byelaw now includes hand gliders, helicopter and hot air balloon.
42. 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.	This would be a new byelaw. This byelaw will provide power to control the use of large kites as their means of propulsion in 'kite boarding', which can travel at high speeds and have difficulty stopping in strong winds, thus likely to cause danger to other park users.
43. Metal detectors (1) 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.	This would be a new byelaw to provide powers to protect e.g. areas consisting of carefully cultivated turf and flower beds, and wildlife areas.
44. <u>Fundraising, and soliciting or gathering money</u> <u>No person shall without the consent of the Council solicit or gather money for any cause whether or not such cause is charitable.</u>	This would be a new byelaw that is not found in the DCLG Model Byelaws. This has been added following comments on prohibiting activities such as fundraising in the Parks without prior consent of the Council: 44 <u>Fundraising, and soliciting or gathering money –</u>

New Byelaws <i>(Possible suggested amendments to the model byelaws have been underlined)</i>	Notes / Comments <ul style="list-style-type: none"> • How New Byelaws compare with the Existing Byelaws • Reasons for considering proposed amendments to the Existing Byelaws
	<u>No person shall without the consent of the Council solicit or gather money for any cause whether or not such cause is charitable.</u>
<p><u>PART [8] – MISCELLANEOUS</u></p> <p>45. Obstruction No person shall obstruct:</p> <ul style="list-style-type: none"> (a) any officer of the Council in the proper execution of his 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. <p>46. Savings</p> <p>(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.</p> <p>(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.</p> <p>47. 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.</p> <p>48. 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.</p>	<p>This replaces and updates Existing Byelaw 45.</p> <p>This replaces and updates Existing Byelaws 48-51)</p> <p>This replaces and updates Existing Byelaw 47.</p> <p>This replaces and updates Existing Byelaw 46.</p>
<p>49. Revocation The byelaws made by the London Borough of Tower Hamlets on insert date and confirmed by the Secretary of State for the Home Office insert date of confirmation relating to the ground are hereby revoked.</p>	<p>This has been added for clarity and replaces the wording included within the 'notes' section of the Existing Byelaws.</p>

APPENDIX 5 – Existing Byelaws

Greater London Council

PARKS, GARDENS, AND OPEN SPACES

BY-LAWS made on 1 November 1932 (in operation as from and including 1 April 1933), by the London County Council in pursuance of the provisions of the London Council (General Powers) Act 1890, the London County Council (General Powers) Act 1898, and the London County (General Powers) Act 1923 and now having effect by virtue of The London Government Act 1963, Article 33 of the London Authorities (Property, etc.) Order 1964 and Articles 9 and 30 of the London Government Order 1965 as if made by the Greater London Council in relation to the Parks, Gardens, and Open Spaces vested in or under the control of the Greater London Council.

APPLICATION OF BY-LAWS

The Secretary of State for Home Affairs on 20 March 1933, 15 June 1936, 6 May 1938, 12 February and 16 July 1952, 18 March and 17 April 1953, 13 September and 29 December 1954, and 9 June and 29 November 1955, allowed the application of the several by-laws, as follows:

Addington-square; Agnes Riley Memorial-garden; Albany-road-garden; Archbishop's-park; Avery-hill; Battersea-park; Beckenham-place-park; Bellingham-playpark; Bermondsey-spa; Bethnal-green-gardens; Blackheath; Blythe-hill; Bostall-heath; Bostall-woods; Brockwell-park; Brook-green; Castlewood; Charlton-park; Charlton-playing-fields(a); Clapham-common; Clapton-common; Clissold-park; Cobourg-gardens; *Crystal Palace grounds (that part open to the public); Deptford-park; Downes-place; Downham-recreation-ground (c) and Downham-woodlands; Dulwich-park; Eaglesfield; Eel-brook-common; Eltham-common; Eltham-park-north; Eltham-park-south; Emslie Horniman-pleasance; Fairy-hill-playground (b); Finsbury-park; Garratt-Green; Geffrye's-garden; Geraldine Mary Harmsworth-park; Golder's-hill; Goose-green; Grove-hall-park; Hackney-downs; Hackney-marsh; Haggerston-park; Hainault-forest; Hainault-forest (Extension); Hammersmith-park; Hampstead-heath; Hampstead-heath (Extension); Hampstead-heath (The Paddock); Highbury-fields; Highgate-archway-plot; Hillside-gardens; Hilly-fields; Holland-park; Horniman-gardens; Hurlingham-park; Island-gardens; Jackwood; Kennington-park; Kensington Memorial-recreation-ground (k); Kenwood; Kilburn-grange; King Edward Memorial-park; King George's-field; Ladywell-recreation-ground (d); Lesnes Abbey Woods; Leyton-square; Limehouse-churchyard; Lincoln's-inn-fields; Little Wormwood-scrubs; London-fields; Lucas-street-open-space; Manor-house-gardens; Marble-hill; Margaret McMillan-park; Maryon-park; Maryon Wilson-park; Marvels-wood; Meath-gardens; Mill-fields; Millwall-recreation-ground (e); Mountsfield-park; Myatt's-fields; Newington-recreation-ground (f); Normand-park; Northbrook-park; Norwood-park; Oxleas-wood; Parliament-hill; Parsloes-park; Parson's-green; Paterson-park; Peckham-rye; Peckham-rye-park; Plumstead-common; The Ranger's House and grounds, Greenwich; Ravenscourt-park; Rolls-garden; Royal Victoria-gardens; Ruskin-park; Sayes-court-open-space; Scarsdale-road-open-space; Shaftesbury-playing-field (g); Shepherd's-bush-common; Shore-place (j); Shoulder-of-mutton-green; Shrewsbury-park; Southwark-park; Springfield-park; Stepney-churchyard; Stoke Newington-common; Streatham-common; Sydenham Wells-park; Tabard-garden; Telegraph-hill; The Rookery; Tooting-common (Tooting Bec-common and Tooting Graveney-common); Victoria-embankment-gardens, including York-terrace; Victoria-park; Wandsworth-common; Wandsworth-common (Extension); Wandsworth-park; Wapping-recreation-ground (h); Waterlow-park; Well-street-common; Whittington-park; Woolcombe-garden; and Wormwood-scrubs.

(a) Renamed Hornfair (27 April 1948).

(b) Renamed Fairy-hill (6 March 1951).

(c) Renamed Downham-fields (16 December 1952).

(d) Renamed Ladywell-fields (16 December 1952).

(e) Renamed Millwall-park (16 December 1952).

(f) Renamed Newington-gardens (16 December 1952).

(g) Renamed Shaftesbury-park (16 December 1952).

(h) Renamed Wapping-gardens (16 December 1952).

(j) Renamed Shore-gardens (30 March 1954).

(k) Renamed Kensington Memorial-park (30 March 1954).

* For a period of two years from 16 July 1955.

BY-LAWS

DEFINITIONS

1. In these by-laws, unless the context otherwise requires:
 - “ The Council ” means the Greater London Council.
 - “ Open Space ” means any park, garden or open space vested in or under the control of the Council.

DAMAGE AND INJURY

2. No person shall remove, injure, or in any way deface or disfigure any property under the control of the Council in or enclosing any open space, or post thereon or affix thereto in any way any bill, placard or notice.
3. No person shall remove, uproot, destroy or injure any tree, shrub or plant, or pluck any flower, bough or leaf, or dig, cut or take any turf, sod, gravel, sand, clay or other substance in any open space.
4. No person shall climb on any tree or on or over any gate, fence or railing in or enclosing any open space.
5. No person shall in any open space go upon any land specially enclosed or the entry on which is prohibited by notice, or go upon any shrubbery or flower bed.

TRESPASS

6. No male person over the age of 14 years shall go or attempt to go into any part of any open space in contravention of any regulation of the Council specified in a notice exhibited on such part reserving such part for the use of female persons and children under the age of 14 years only.
7. No person shall in any open space wilfully break or damage any ice on any pond or lake, or when prohibited by notice, go or attempt to go upon any such ice.
8. No person shall, without first obtaining or otherwise than in accordance with the terms of a permit from the Council, camp out on any open space.
9. No person shall wilfully enter into or remain in any open space or any part of any open space during any time appointed for closing the same.
10. No person shall in any open space go or attempt to go into any water-closet, urinal or other place of convenience provided for the opposite sex or infringe any regulation of the Council set up therein controlling the use thereof.

BUILDINGS AND OBSTRUCTIONS

11. No person shall in any open space, without first obtaining or otherwise than in accordance with the terms of a permit from the Council, erect or place or retain any post, rail, fence, photographic stand apparatus, tent, booth, screen, stand, swing or other building, erection or structure or any obstruction of any kind whatever.

TRAFFIC

12. No person shall, except in case of accident or unavoidable cause, land in any open space or take off therefrom in any aircraft; provided that this by-law shall not apply to the use by members of Air Defence units of such landing or taking off grounds and on such occasions as may be approved by the Council in writing under the hand of its Clerk for purposes of Air Defence exercises.
13. No person shall in any open space, except on roads or other places approved for the purpose by the Council, ride or drive any horse or other beast of draught or burden or any bicycle, tricycle, or any vehicle drawn or propelled by any animal or by mechanical power.
14. No person shall in any open space drive any vehicle, bicycle or tricycle or ride any animal at a rate exceeding twelve miles an hour or so as to endanger the public.
15. Any person driving any vehicle in any open space shall when called upon to stop by signal or otherwise by an officer of the Council acting in execution of his duty shall stop, and if he refuses or wilfully fails to do so shall be guilty of an offence.
16. No person shall in any open space drive or in any way use any motor vehicle for the purpose of giving or receiving instruction in driving, managing or repairing such vehicle.

17. No person shall leave any mechanically-propelled vehicle

(a) unattended in any open space except at such places as are approved by the Council as standing or parking places;

(b) on any road in any open space after having been requested by a duly authorized officer of the Council or a police constable to remove it.

18. No person shall take or drive on any road in any open space any public service vehicle or any vehicle, wheelbarrow or truck constructed, designed or used for trade purposes, or any mechanically-propelled vehicle bearing a manufacturer's, repairer's or dealer's identification mark or in an unfinished condition.

HORSES, DOGS AND OTHER ANIMALS

19. No person shall in any open space lead from horseback any riderless horse which is not appropriately bridled and rugged or saddled, or so as to endanger the public.

20. No person shall in any open space lunge or break in any horse or other animal.

21. No person shall cause or suffer any dog belonging to him or in his charge for the time being to enter or remain in any open space unless such dog be under proper control and be effectually restrained from injuring, annoying or disturbing any person or animal or from running on any flower bed or injuring any tree, shrub or plant.

22. No person shall in any open space allow any dog or other animal to enter any lake, river or pond, entry on which by dogs or other animals is prohibited by notice.

23. No person shall, in any part of any open space where a notice stating that all dogs or dogs of a particular class or breed must be kept on a lead or muzzled is exhibited, cause or suffer any dog belonging to him or in his charge for the time being to enter or remain therein unless such dog is kept on a lead or is muzzled in accordance with such notice, and no person shall in any part of any open space where a notice prohibiting the admission of dogs is exhibited, cause or suffer any dog belonging to him or in his charge for the time being to enter therein.

24. No person shall in any open space race or train any whippet or other dog.

25. No person shall turn out to graze or feed or allow or suffer to stray or remain any cattle, sheep, swine, horse, ass, mule, goose, duck, fowl or other animal in any open space without right or without the consent of the Council in writing under the hand of its Clerk.

26. No person shall in any open space wilfully disturb any animal grazing or shall harry, illtreat, or injure or destroy any animal, bird or fish, or take or attempt to take any animal, bird, fish or egg or set any trap.

NUISANCES

27. No person shall in any open space or in any lake, pond, fountain or ornamental water therein, deposit or leave any dead animal, offensive litter, house or trade refuse, or any turf, sod, gravel, sand, clay or other substance, or except in receptacles provided by the Council for the purpose any bottle, tin, container, broken glass or crockery, waste paper or other like article or thing.

28. No person shall wilfully break any glass, china or other like thing in any open space.

29. No person shall in any open space sort rags, bones, refuse or matter of like nature or mend any chair.

30. No person shall in any open space shake or beat any carpet, mat or other thing, or place any clothes or other things for the purpose of drying or bleaching.

31. No person shall in any open space discharge any gun, syringe, squirt, catapult or other instrument, or shall wantonly or recklessly throw or discharge any stone or missile, or make any bonfire or let off any firework.

32. No person shall in any open space commit any nuisance contrary to public decency or propriety.

33. No person shall in any open space wash any clothes, dog or other animal, or thing or do any act likely to cause pollution of the water in any drinking fountain, lake, pond or trough.

34. No person shall in any open space bet, brawl, fight or use indecent or improper language or designedly do any act which outrages public decency or which comes within the meaning of the 4th Section of the Vagrancy Act, 1824 (5 Geo. IV, cap. 83) whether the offence be committed with intent to insult any female or not.

35. No person in a verminous or offensively filthy condition shall lie about in any open space or lie upon or occupy any seat therein.

SALE OF ARTICLES, EXHIBITION OF ADVERTISEMENTS, ETC.

36. No person shall in any open space (a) sell, offer for sale, exhibit for sale or distribute any book, pamphlet, leaflet, card, bill, advertisement, or literature of any kind whatsoever; (b) subject to the foregoing provision, sell, offer for sale, exhibit for sale or distribute any other article, or let for hire any article or place any stand, chair or seat for hire or display any advertisement without the consent of the Council in writing under the hand of its Clerk.

PLYING FOR HIRE

37. No person shall in any open space ply for hire, or let out any horse or other animal or any vehicle without the consent of the Council in writing under the hand of its Clerk.

PUBLIC MEETINGS

38. No person shall in any open space deliver, utter or read or maintain the right to deliver utter or read any public speech, lecture, prayer, scripture, sermon or address of any kind or description whatsoever or enter into any public discussion or hold or cause or take part in any public meeting except between sunrise and sunset and on the site or sites, if any, approved by the Council and defined by notice boards and also shown on duplicate plans deposited at the Home Office and with the Clerk of the Council.

MUSIC AND SINGING

39. No person shall in any open space, without the consent of the Council in writing under the hand of its Clerk, operate play or make sounds on any musical or other instrument including any gramophone or radio apparatus, or without such consent sing any sacred or secular song except on the site or sites mentioned in the preceding by-law.

SOLICITING OR GATHERING MONEY

40. No person shall in any open space solicit or gather money or other thing except within the limits of the site or sites upon which public meetings are allowed to be held and without first obtaining or otherwise than in accordance with the terms of a permit from the Council, for which application shall be made in writing at least twenty-one clear days in advance, stating the place in which the collection is proposed to be made, the date proposed for the collection, and the object for which the collection is to be made; provided that a permit shall not be refused if the person applying for the same show to the satisfaction of the Council that the collection will be organised by some well-known charitable society and will be for the public good and not to the personal benefit of any individual or individuals.

GAMES, DRILLING, ETC.

41. No person shall in any open space practise gymnastics, play or make preparation to play any game or take part in any sport, or entertainment or dance, bathe, fish, use any boat, or sail any model yacht without the consent of the Council in writing under the hand of its Clerk except on the parts or places respectively set apart therefor or infringe any regulation of the Council with respect to the use of any such part or place and the conduct of persons using the same or resorting thereto as may be specified in any notice from time to time exhibited on any such part or place.

42. No person shall in any open space infringe any regulation of the Council with respect to the use of apparatus and equipment (including lockers and other conveniences) and dressing accommodation provided or maintained by the Council for use in connexion with rifle ranges, games and recreation or with respect to the use of dressing accommodation, conveniences, screens, towels, costumes and other things provided or maintained by the Council and necessary or convenient for persons using any open-air bath or pool, such regulation being specified in a notice exhibited on the parts or places set apart for such rifle ranges, games, recreations, open-air baths or pools, as the case may be.

43. No person shall in any open space drill or practise military evolutions or exercises without the consent of the Council in writing under the hand of its Clerk.

44. No person shall in any open space interfere with, obstruct or annoy any person or persons who are lawfully engaged in pursuance of these by-laws or any general authority or Act of Parliament in military or athletic exercises, or in playing or making preparations to play at any lawful game or in playing music, or delivering any public address or doing any other act.

OBSTRUCTING OFFICERS OF THE COUNCIL, ETC.

45. No person shall in any open space resist, obstruct or aid or incite any person to resist or obstruct any officer of the Council or other person in the execution of his duty or lawful exercise of his authority.

OFFENDERS, PENALTIES, ETC.

46. Any person (not being an officer of the Council acting in execution of his duty or other person acting in lawful exercise of any authority) committing any breach of these by-laws shall be subject to a penalty not exceeding five pounds, and to a penalty not exceeding twenty shillings for each day on which such offence shall continue after written notice of the offence shall have been given by the Council.

47. It shall be lawful for any officer of the Council to exclude or remove from any open space any person committing any breach of the above by-laws, and all gypsies, hawkers, whether licensed or not, beggars and rogues and vagabonds, and if any such person, after being told by an officer of the Council not to come into or upon any open space, shall come therein or thereon, or after being told by any officer of the Council to go therefrom, shall neglect or refuse to go, or, having left the place after being told as aforesaid to go therefrom, or having been removed therefrom as aforesaid, shall return thereto, such person shall be guilty of an offence against these by-laws, and be liable to a penalty not exceeding five pounds.

SAVING FOR EXISTING POWERS

48. Nothing in these by-laws shall take away, abridge or limit any remedy now existing by way of indictment, or shall interfere with the powers of the Metropolitan Police, or any authority legally existing for preventing or punishing offences, or with powers of the Council as having the control of any open space.

SAVING FOR MILITARY FORCES

49. Nothing in these by-laws shall be construed as prohibiting on any heath or common—

(a) Infantry military drill.

(b) Encampment of troops for a single night for a halt on a march to or from their quarters.

(c) A review (with the previous assent of the Council) of Her Majesty's troops and auxiliary forces, such assent to be subject to the following conditions:

(i) When an adequate area for such drill, encampment and reviews, respectively, has been fixed by the Council, that area only shall be used for such purposes.

(ii) All damage done by Her Majesty's troops and auxiliary forces to the surface of any heath or common, which shall be capable of immediate reparation, shall be made good by the troops and forces encamped before they leave such place; and any damage which can be compensated only by pecuniary payment shall be so compensated by the Secretary of State for War.

(iii) Any difference which may arise between the Secretary of State for War and the Council concerning the adequacy of the area fixed by the Council for the respective purposes aforesaid, or concerning compensation for damage done to any heath or common, shall be determined by the First Commissioner of Works.

50. Nothing in these by-laws shall be construed as prohibiting the use of that part of Plumstead common which is coloured blue on the map or plan referred to in section 4 of the Plumstead Common Act, 1878, and varied by a Deed dated 17 June 1931, made between His Majesty's Principal Secretary of State for War of the one part, and the London County Council of the other part, as a parade, camping, training or exercising ground, to be used by all branches of His Majesty's regular, auxiliary and reserve forces, when and as often as need or occasion shall require.

51. Nothing in these by-laws shall be construed as prohibiting the use of that part of Wormwood-scrubs which is referred to as "the military portion of the Scrubs" in section 3 of the Wormwood Scrubs Act 1879, as subsequently varied from time to time by agreements made between His Majesty's Principal Secretary of State for War on the one part, and the London County Council of the other part, for the military purposes therein mentioned.

Approved by the Secretary of State for Home Affairs on 14 December 1932.

Approved by the Secretary of State for War on 14 November 1932.

W. O. HART,

Clerk to the Greater London Council

The County Hall, S.E.1

NOTES

1. References in these by-laws to the Council shall by virtue of Article 9 of the London Government Order 1965 be construed as references to the Greater London Council.

2. By Section 18 of the London Council (General Powers) Act 1890, which has effect as amended by the provisions of Article 3 and Paragraph 26(b) of the First Schedule to the Local Law (Greater London Council and Inner London Boroughs) Order 1965, any constable or any officer of the Greater London Council authorized in writing to enforce by-laws made or having effect as if made by the Greater London Council in relation to any open space for the purposes of Part V of the London County Council (General Powers) Act 1935 and any person called to the assistance of such constable or officer may without other warrant than this Act seize and detain any person committing, or having committed, any offence against such by-law whose name or residence is unknown to and cannot be ascertained by such constable or officer and take him to a police station or before a Justice, to be dealt with according to law Provided that any officer of the Greater London Council acting under this part of this Act and not being a constable in uniform shall have with him a written authority from the Greater London Council to act and shall produce the same if required.

The Council's officers are authorized to apprehend without warrant, to be dealt with according to law, all persons committing a breach of the peace, and all persons who may be found committing offences against the following enactments, as amended—

- (1) *The Vagrancy Act 1824.*
- (2) *The Larceny Act 1861.*
- (3) *The Malicious Damage Act 1861.*
- (4) *The Metropolitan Police Act 1839.*

Pursuant to the provisions of Section 252 of the Local Government Act 1933, I hereby certify that the foregoing by-laws having effect by virtue of the London Government Act 1963, Article 33 of the London Authorities (Property, etc.) Order 1964 and Articles 9 and 30 of the London Government Order 1965 as if made by the Greater London Council, are true copies of the by-laws made by the London County Council on 1 November 1932; that such by-laws, having been approved on 14 November 1932 by the Secretary of State for War so far as he was concerned, were approved by the Secretary of State for Home Affairs on 14 December 1932; that the said by-laws came into operation as from and including 1 April 1933; that their application to the specified parks, gardens and open spaces was allowed by the Secretary of State for Home Affairs on 20 March 1933, 15 June 1936, 6 May 1938, 12 February and 16 July 1952, 18 March and 17 April 1953, 13 September and 29 December 1954 and 9 June and 29 November 1955; and that, on the dates shown overleaf, he allowed the application of the foregoing by-laws to the following additional open spaces:

Abbey Wood Park (28 January 1964).
Allen Fields (4 November 1959).
Bartlet Park (12 September 1961).
Burdett Gardens (4 November 1959).
Canteloves Gardens (4 November 1959).
Charlotte Turner Gardens (9 February 1962).
Crystal Palace Grounds (that part open to the public) 16 July 1957 to 15 July 1959 (9 July 1957).
4 February 1960 to 15 July 1960 (4 February 1960).
16 July 1960 to 15 July 1962 (14 July 1960).
4 January 1963 to 15 July 1964 (4 January 1963).
16 July 1964 to 15 July 1966 (22 July 1964).

Cutty Sark Gardens (9 July 1957).
Emma Cons Gardens (9 July 1957).
Friendly Gardens (9 February 1962).
Hatcham Gardens (4 November 1959).
Ion Square (11 May 1964).
King George's Field, Eltham (3 October 1957).
King's Stairs Gardens (23 April 1963).
Langdon Park (12 July 1963).
Leathermarket Garden (21 January 1958).
Melbourne Fields (4 November 1959).
North Camberwell Open Space (28 January 1964).

Site bounded by Albany Road, Old Kent Road and Cobourg Road (excluding Rolls Gardens).
Site on west side of Glengall Road, at junction with Old Kent Road.
South-east corner of Willowbrook Grove and Trafalgar Avenue.
Site bounded by Neate Street, Trafalgar Avenue, Waite Street and Cobourg Road.
North-west corner of Cobourg Road and Neate Street.
South-west corner of Cobourg Road and Neate Street.
Site of former 168-178 Neate Street (south side).
Site bounded by Neate Street, Herring Street, Woolcombe Garden, Loncroft Road and Calmington Road, plus small area east of Herring Street.

Site on west side of Calmington Road, between Scarsdale Road and Neate Street
Site of former 2-10 Calmington Street (west side) opposite Sandover Road.
Two sites on north-west and north-east corners of Neate Street and Chumleigh Street.
Site between Albany Road and Neate Street, east of Cunard Street.
Site bounded by Albany Road, Wells Way and former Surrey Canal.
Site at south-west corner of Wells Way and New Church Road.
Site of former 319-329 Albany Road (south side).
Site bounded by former Surrey Canal, Addington Square and Sugden Street, Caldew Street and New Church Road.
South-east corner of Camberwell Road and Albany Road.

Rope Walk Gardens (2 September 1960).
Rosemary Gardens (7 March 1960).
Shandy Park (14 December 1959).
Stepney Green (23 May 1963).
Stonebridge Gardens (4 November 1959).
The Slade Garden (4 November 1959).
Vicarage Gardens (4 November 1959).
Warwick Garden (4 November 1959).
Weavers' Fields (12 July 1963).
Windmill Gardens (7 March 1960).
Wyck Gardens (9 July 1957).



Clerk to the Greater London Council