



BOROUGH OF NEWARK

BYELAWS

FOR THE GOOD RULE AND GOVERNMENT
OF THE BOROUGH OF NEWARK AND FOR
THE PREVENTION OF NUISANCES

J. H. M. Greaves
Town Clerk



BOROUGH OF NEWARK

BYE-LAWS

FOR THE GOOD RULE AND GOVERNMENT OF THE BOROUGH OF NEWARK AND FOR THE PREVENTION OF NUISANCES,

made by the Council of the Borough in pursuance of
Section 249 of the Local Government Act, 1933, at a
meeting of the Council held on the 18th day of
December, 1950.

Music near
Houses.

1.—No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 yards of any dwelling-house or office, after being requested to desist by any inmate or occupant thereof, either personally or through a servant, or through a constable, on account of the interruption of the ordinary occupations or pursuits of any such inmate or occupant or for other reasonable and sufficient cause: Provided that this Byelaw shall not apply to properly conducted religious services, except where the request to desist is made on the ground of the serious illness of any inmate of the house.

Music near
Churches, &c.

2.—No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 yards of any place of public worship or public entertainment or other place of public assembly in which persons are for the time being assembled, to the annoyance or disturbance of any person or persons so assembled, after being requested to desist by any constable, or by any person so annoyed or disturbed, or by any person acting on his behalf.

- 3.—No person shall sound or play upon any musical or noisy instrument or sing in any street or public place within 100 yards of any hospital, infirmary, convalescent home, or other place used for the reception or treatment of the sick, after being requested to desist by any constable, or by any inmate or officer of such hospital or other place, or by any person acting on his behalf.
- 4.—No person shall, in connection with any roundabout, show, exhibition, or performance, placed or held in any street or on any vacant ground adjoining or near to any street, make or cause to be made any loud and continuous or repeated noise by means of any organ or other similar instrument to the annoyance of residents or passengers.
- 5.—No person shall
- (a) in any street or public place or in or in connection with any shop, business premises or other place which adjoins any street or public place and to which the public are admitted, or
- (b) upon any other premises by operating or causing or suffering to be operated any wireless loudspeaker, gramophone, amplifier or similar instrument make or cause or suffer to be made any noise which shall be so loud and so continuous or repeated as to cause a nuisance to occupants or inmates of any premises in the neighbourhood.
- Provided that no proceedings shall be taken against any person for any offence against this byelaw in respect of premises referred to in paragraph (b) thereof, unless the nuisance be continued after the expiration of a fortnight from the date of the service on such person of a notice alleging a nuisance, signed by not less than three householders residing within the hearing of the instrument as aforesaid.
- 6.—No person shall, for the purpose of hawking, selling, distributing, or advertising any article, shout or use any bell, gong, or other noisy instrument in any street or public place so as to cause annoyance to the inhabitants of the neighbourhood.
- 7.—No person shall in any street or public place for the purpose of selling or advertising any article or obtaining custom tout or importune to the annoyance or obstruction of passengers.
- 8.—No person shall in any street or public place, or on any land adjoining or near to any street or public place, keep or manage, or cause to be kept or managed, a shooting-gallery, swing-boat, roundabout, or any other construction of a like character, so as to cause obstruction or danger to the traffic in such street or public place.

Music near Hospitals.

Organs.

Wireless Loudspeakers, Gramophones, &c.

Noisy Hawking.

Touting.

Shooting Galleries, &c.

- 9.—No person shall in any street or public place, or in any place within view or hearing of any street or public place, use any indecent language or gesture, or commit or solicit, incite or provoke any other person to commit any indecent act to the annoyance of residents or passengers.
- 10.—Any person other than a teacher, child, manager, or other duly authorised person, being in or on the buildings, playground or other premises of any County school or voluntary school, who after being requested to depart therefrom by the head teacher or the teacher acting as the head teacher of such school, refuses to depart therefrom and makes use of any violent, abusive, profane, indecent or obscene language or otherwise behaves in a disorderly manner, shall be guilty of an offence, and shall be liable on conviction to the penalty hereinafter provided.
- 11.—No person shall in any street or public place fight or provoke or incite any person or animal to fight.
- 12.—No person shall within 200 yards of any street or public place, unless effectually screened from view, bathe from the bank or strand of any water, or from any boat thereon, without wearing a dress or covering sufficient to prevent indecent exposure of the person.
- 13.—No person shall exhibit any indecent show in any street or public place, or in any place to which persons are admitted with or without the payment of money.
- 14.—No person shall in any street or public place to the annoyance of residents or passengers commit any nuisance contrary to public decency or propriety.
- 15.—If two or more persons assembled together wilfully obstruct the free use of any street, or wilfully jostle or annoy any foot passengers, and continue such obstruction, jostling, or annoyance after being required by a constable to desist, each such person shall be guilty of an offence, and shall be liable on conviction to the penalty hereinafter provided.
- 16.—No person shall wilfully and persistently loiter at or near the entrance of any church, chapel, or other place of public worship to the annoyance or obstruction of any persons going to, attending at, or returning from divine service in such church, chapel, or other place of public worship.
- 17.—No person shall in any street draw, wheel or drive any vehicle used solely or chiefly for the purpose of exhibiting advertisements so as to cause obstruction or danger to the traffic in such street.

Indecent Language, &c.

Violent Behaviour, &c., on School Premises.

Fighting.

Indecent Bathing.

Indecent Shows.

Nuisances Contrary to public decency.

Wilful Jostling.

Loitering at Church Doors.

Advertising Vehicles.

Caravans in
Market Place,
&c.

18.—No person shall erect or place any caravan, booth or other carriage or edifice, in which any public show, exhibition, or entertainment shall be exhibited or carried on, or which is used as a place of abode, or for the sale of any goods, in the public market place to the obstruction or danger of residents or passengers.

19.—No person having any caravan, booth, exhibition or other entertainment standing in the market place, or in any public place to which the public are admitted, whether on payment of money, by ticket, or otherwise, shall keep or allow the same to be open for exhibition or use after 11 o'clock p.m.

Flags.

20.—No person shall place or suspend any flag containing any advertisement relating to any trade or business in, over or across any street to the annoyance of residents or passengers or to the alarm of horses.

Defacing
Pavements, &c.

21.—No person shall for the purpose of advertising or of disseminating news, propaganda or the like deface the footway or roadway of any street by writing or other marks.

Advertising
Bills.

22.—No person shall for the purpose of advertising throw about or deposit in any street or public place any bill, placard, or other paper.

Waste Paper,
Refuse, &c.

23.—No person shall (1) sweep or otherwise remove from any shop or house into any street any waste paper, shavings, or other refuse, or being a costermonger, newsvendor, or other street trader throw down and leave in any street any waste paper, shavings, or other refuse; (2) throw down and leave in any street any bill, placard, or other paper which shall have been torn off or removed from any bill-posting station.

Deposit of
Litter to the
Detriment of
Public
Amenities.

24.—No person shall (except by permission of the owner or occupier, or of the person or authority having control thereof, or unless authorised by law so to do) place or deposit and leave on or in—

(a) any highway or any roadside waste,

(b) any common, village green, park, recreation ground or other open space to which the public have access for the time being or

(c) any water, watercourse or ditch in or abutting on any such highway, roadside waste or other place aforementioned.

any glass, china, earthenware, tin, carton, paper or other rubbish so as to create or tend to create a litter.

Provided that where an offence is committed against this byelaw and against any byelaw with respect to any pleasure ground, public walk, recreation ground, park, roadside waste, common, village green or open space, or any limitation or condition imposed by the Minister of Agriculture and Fisheries under section 193 of the Law of Property Act, 1925, a person shall not be liable to more than one penalty in respect of the same offence.

Orange Peel,
&c.

25.—No person shall in any street or public place throw or leave any orange peel, banana skin, or other dangerous substance on any footway.

Bottles,
Broken Glass,
&c.

26.—No person shall throw, place or leave any bottle or any broken glass or other sharp substance (not being road material) on or in any street or public place in such a position as to be likely to cause injury to passengers or damage to property.

Dogs Fouling
Footways.

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

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

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

Carrying Soot,
&c.

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

Carrying
Carcases, &c.

29.—No person shall carry or convey along or through any street or public place the undressed carcase of any animal, or any offensive offal, unless the same be properly covered.

Dangerous
Games near
Streets.

30.—No person shall on any land adjoining a street play tipcat or any offensive or dangerous game in such a manner as to cause obstruction to the traffic or danger to any person in such street.

Spitting.

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

Revised by Byelaws
23 Oct. 86

- Bulls.** 32.—No person shall drive or lead, or cause to be driven or led, in any street or public place, any bull exceeding the age of twelve months, unless it be properly secured and kept under proper control; or, being the occupier of any field or enclosure through which there is a public path, permit any such bull to be at large in such field or enclosure.
- Noisy Animals.** 33.—No person shall keep within any house, building, or premises any noisy animal which shall be or cause a serious nuisance to residents in the neighbourhood. Provided that no proceedings shall be taken against any person for an offence against this Byelaw unless the nuisance be continued after the expiration of a fortnight from the date of the service on such person of a notice alleging a nuisance, signed by not less than three householders residing within hearing of the animal.
- Penalty Clause.** 34.—Any person offending against any of the foregoing Byelaws shall be liable on summary conviction to a fine not exceeding FIVE POUNDS.
- Repeal of Byelaws.** 35.—From and after the date on which the foregoing Byelaws shall come into operation, the Byelaws for the good rule and government of the Borough which were made by the Council on the 26th day of June, 1916, shall be and are hereby repealed.

THE COMMON SEAL of the MAYOR ALDERMEN AND BURGESSES OF THE BOROUGH OF NEWARK was hereunto affixed in pursuance of a resolution passed at a Meeting of the Council held on the Eighteenth day of December, One thousand nine hundred and fifty, and was so affixed in the presence of :—

A. E. WHOMSLEY

Mayor.

J. H. M. GREAVES

Town Clerk.

L.S.

I hereby confirm the foregoing byelaws and fix the date on which they are to come into operation as 1st April, 1951.

L.S.

J. CHUTER EDE
*One of His Majesty's Principal
 Secretaries of State.*

Whitehall.

20th February, 1951.