

Section 6

LYTHAM ST. ANNES NATURE RESERVE BYELAWS

The Lytham St. Annes Borough Council, in exercise of the powers conferred upon them by Sections 20, 21 and 106 of the National Parks and Access to the Countryside Act, 1949, hereby make the following byelaws for the protection of the Nature Reserve at Lytham St. Annes in the County of Lancaster.

1. (1) In these byelaws "the Reserve" means all that piece or parcel of land situate in the Borough of Lytham St. Annes in the County of Lancaster bounded on the easterly side thereof by a wooden post and rail fence belonging to the British Railways Board, on the westerly side thereof by the eastern edge of the footpath on the east side of the road known as Clifton Drive North, and on the southerly side thereof by the northernmost boundary walls and fences of the properties known as 533 Clifton Drive North and 88 to 116 Kilgrimol Gardens (inclusive), which said piece or parcel of land has an area of 38,779 acres or thereabouts, a frontage to Clifton Drive North of 757 yards or thereabouts and is the land declared to be managed as a Nature Reserve by the Declaration dated the second day of July 1968 made by the Lytham St. Annes Borough Council in pursuance of Sections 19 and 21 of the National Parks and Access to the Countryside Act, 1949.

(2) The Interpretation Act, 1889, shall apply to the interpretation of these byelaws as it applies to the interpretation of an Act of Parliament.

2. Within the Reserve the following acts are hereby prohibited, except in so far as they may be authorised by a permit issued by the Lytham St. Annes Borough Council in accordance with byelaw 4, and except in so far as they may be necessary to the proper execution of his duty by an officer of the Lytham St. Annes Borough Council, or by any person or servant of any person employed by the Lytham St. Annes Borough Council:-

(1) taking, molesting or wilfully disturbing, injuring or killing any living creature;

(2) taking or wilfully disturbing, injuring or

destroying the eggs of any living creature;

(3) spreading or using any net, or setting or using any lamp or other instrument, or any snare or lure, for the taking, injury or destruction of any living creature;

(4) wilfully removing, cutting or damaging any plant or other vegetation, whether living or dead;

(5) wilfully removing or digging any sand, soil or rock, or defacing any rock;

(6) wilfully bringing, or permitting to be brought into the Reserve any living creature, or the egg of any living creature, or any plant, or any seed or any other part of any plant in such circumstances that it is likely that such creature or plant will reproduce or propagate itself, or such egg will hatch, or such seed germinate;

(7) bringing or causing to be brought into the Reserve, or driving, riding, propelling or leaving within the Reserve any machine, vehicle, boat, or hovercraft, or landing any aircraft within the Reserve except in case of emergency;

(8) bringing into, or permitting to remain within the Reserve, any dog, other animal or bird unless it is kept under proper control and is effectually restrained from injuring or disturbing any animal or bird;

(9) turning out to feed or graze any cattle, sheep, swine, horses, ponies, asses, mules, goats or other animals, or any poultry;

(10) erecting any post, rail, fence, pole tent, booth, stand, building or other structure;

(11) erecting, occupying or using any tent, shed, caravan or other structure for the purpose of camping;

(12) lighting any fire, stove, heater or other appliance capable of causing fire;

(13) bathing or wading in any lake, pond, stream or other water;

(14) any act which pollutes or is likely to pollute any water;

(15) carelessly or negligently defacing, injuring, or

destroying any wall or fence in or enclosing the Reserve, or any building, barrier, railing, post, or seat, or any erection;

(16) affixing any bill, placard, or notice, to or upon any wall or fence in or enclosing the Reserve, or to or upon any tree, or plant, or to or upon any part of any building, barrier, or railing, or of any seat, or of any other erection in the Reserve;

(17) climbing any wall or fence in or enclosing the Reserve, or any barrier, railing, post, or other erection;

(18) wilfully, carelessly, or negligently removing or displacing any barrier, railing, post or seat, or any part of any erection, or any implement provided for use in the laying out or maintenance of the Reserve;

(19) selling, or offering or exposing for sale, or letting to hire, or offering or exposing for letting to hire, any commodity or article;

(20) erecting or using any camera mounted on a stand or concealing structure for the purpose of photographing or observing any wild animal or bird, or any apparatus for the transmission, reception, reproduction, or amplification of sound, speech or images by electrical or mechanical means, except apparatus designed and used as an aid to defective hearing;

(21) wilfully obstructing, disturbing, interrupting, or annoying any other person in the proper use of the Reserve, or wilfully obstructing, disturbing, or interrupting any officer of the Lytham St. Annes Borough Council in the proper execution of his duty, or any person or servant of any person employed by the Lytham St. Annes Borough Council in the proper execution of any research or scientific work or any work connected with the laying out, maintenance or management of the Reserve;

(22) entering any experimental enclosure indicated as such by a notice erected by the Lytham St. Annes Borough Council;

(23) riding or exercising a horse, pony, ass or mule;

(24) the flying of any model aircraft.

3. A person shall not except in the exercise of any lawful right or privilege have in his possession whilst

he is in the Reserve any firearm unless it is so covered with a securely fastened gun cover that it cannot be fired. In this byelaw the expression "firearm" means any lethal barrelled weapon of any description from which any shot, bullet or other missile can be discharged. This byelaw shall apply to all parts of the Reserve except any part thereof which is a public right of way.

4. (1) The Lytham St. Annes Borough Council may issue permits authorising any person or persons to do any act or class of acts within the Reserve or any part thereof which would otherwise be unlawful under these byelaws.

(2) Any permit shall be issued subject to the following conditions:-

(a) that it must be carried whenever a visit is made to the Reserve and produced for inspection when required by any officer of the Lytham St. Annes Borough Council or other duly authorised person, and

(b) that it may be revoked by the Lytham St. Annes Borough Council at any time.

5. These byelaws shall not interfere with the exercise by any person of a right vested in him as owner, lessee or occupier of land in the Reserve, or with the exercise of any public right of way or of any functions or statutory undertakers, river authority or other drainage authority.
6. Any person who offends against any of these byelaws shall be liable on summary conviction to a fine not exceeding the sum of twenty pounds and in the case of a continuing offence to a further fine not exceeding forty shillings for each day during which the offence continues after conviction therefor.

THE COMMON SEAL of the Lytham)
St. Annes Borough Council was)
hereunto affixed this 16th)
day of May, 1969, in pursuance)
of a resolution passed at a)
meeting of the Lytham St. Annes)
Borough Council duly convened)
and held on the 13th day of)
March, 1969, in the presence of:-)

(Signed) E. PORTER,

Mayor.

(Signed) R. A. CORK,

Town Clerk.

The Secretary of State this day confirmed the foregoing bye-laws and fixed the date on which they are to come into force as the first day of September, 1969.

(Signed) N. CAIRNCROSS

An Assistant Under Secretary
of State

HOME OFFICE,
WHITEHALL,

31st July, 1969

Confirmed by Policy and Resources Committee on 20th January 1986, and by Council on 27th January 1986.

