

# BABERGH DISTRICT COUNCIL

## SUDBURY COMMON LANDS LOCAL NATURE RESERVE

The Babergh District Council in exercise of the powers conferred upon them by sections 21, 21 (4) and 106 of the National Parks and Access to the Countryside Act 1972 hereby make the following byelaws for the protection of the Local Nature Reserve at Sudbury in the County of Suffolk.

In these byelaws

- (a) "The Reserve" shall mean the pieces or parcels of land containing in the whole 100 acres or thereabouts and situate in the Parish of Sudbury in the County of Suffolk declared to be managed as a Local Nature Reserve by the declaration dated the Second day of February 1990 made by the said Council in pursuance of section 21 of the National Parks and Access to the Countryside Act 1949, and the Reserve is for the purpose of identification shown as nearly as may be on the map annexed to these byelaws and therein edged red.
- (b) "The Council" shall mean Babergh District Council
- (c) "Firearm" shall have the same meaning as in Section 57 of the Firearms Act 1968
- (d) "Trustees" shall mean the trustees for the time being of Sudbury Common Lands Charity Scheme

Within the Reserve the following acts are hereby prohibited except insofar as they may be authorised by a permit issued by the Council in accordance with Byelaw 3 or are necessary to the proper execution of his duty by an officer of the trustees or the Council or by any person, or servant of any person, employed or authorised by the Trustees or the Council

### **RESTRICTION OF ACCESS**

- (i) Entering at any time those parts of the Reserve where notice to keep out has been posted by the Council or  
the Trustees

### **DAMAGE TO OR DISTURBANCE OF THINGS IN THE RESERVE**

- (ii) 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
- (iii) Taking, molesting or intentionally disturbing, injuring or killing of any living creature
- (iv) Taking or intentionally disturbing or destroying the eggs, larvae, pupae or other immature stages, or the place used for the shelter or protection of any living creature
- (v) Intentionally removing, displacing or damaging any tree, shrub, plant, fungus or part thereof, or any unfashioned and mineral thing including water
- (vi) Climbing or ascending any tree or climbing or placing a ladder or steps against any tree

### **BRINGING ANIMALS INTO THE RESERVE**

- (vii) Intentionally 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 would reproduce or propagate itself, or such egg will hatch, or such seed will germinate
- (viii) Bringing into, or permitting to remain within, the Reserve any dog or any other animal unless it is kept under proper control and is prevented from worrying or disturbing any animal or bird

### **AREAS OF WATER**

- (ix) Committing any act which pollutes or is likely to cause pollution of any water
- (x) Propelling (by any means whatever) any boat on an area or stretch of water other than a public waterway in

contravention of a notice exhibited beside that water by the council

- (xi) Mooring or leaving or launching any boat elsewhere than on a beach or mooring site indicated by a notice

exhibited by the council as being available for this purpose

- (xii) Obstructing the flow of any drain or watercourse

#### **USE OF VEHICLES**

- (xiii) Driving, riding, propelling or leaving any mechanically propelled vehicle (including hovercraft) or bicycle (other than a wheelchair or perambulator drawn or propelled by the hand and used solely for the conveyance of a child or invalid) elsewhere than on a highway or road, or in a place indicated by a notice as being available for the purpose
- (xiv) Driving or propelling any vehicle, bicycle or similar machine to the danger of or without due consideration for other persons
- (xv) Landing any aircraft except in case of emergency
- (xvi) Launching or landing except in an emergency a hang-glider, micro-light or hot air balloon
- (xvii) Operating any hang-glider, micro-light or hot air balloon at such a height that persons on the ground or in buildings may be inconvenienced or annoyed

#### **USE OF CERTAIN EQUIPMENT**

- (xviii) Using any devices designed or adapted for detecting or locating any metal or mineral in the Reserve

#### **USE OF FIREARMS ETC**

- (xix) Being in possession of a firearm (except in the exercise of any lawful right or privilege) or discharging a firearm or lighting a firework
- (xx) Projecting any missile manually or by artificial means

#### **GENERAL PROHIBITIONS**

- (xxi) Erecting, occupying or using any tent, shed, caravan or other structure for the purpose of camping
- (xxii) Flying any kite or model aircraft
- (xxiii) Erecting any post, rail, fence, pole, booth, stand, building or other structure
- (xxiv) Neglecting to shut any gate or to fasten it if any means of doing so are provided
- (xxv) Posting or placing any notice or advertisement
- (xxvi) Selling or offering or exposing for sale, or letting for hire or offering or exposing for letting for hire, any commodity or article, or selling or offering for sale any service
- (xxvii) (a) Engaging in any activity which is causing or likely to cause a disturbance  
(b) Holding any show, performance, public meeting, exhibition or sports or the playing of any organised games
- (xxviii) Intentionally or recklessly removing or displacing any noticeboard exhibited by order of the Trustees or the Council, apparatus, wall, boundary bank, fence, barrier, railing, post or hide

- (xxix) Roller skating or skateboarding
- (xxx) Lighting any fire, stove, heater or other appliance capable of causing a fire
- (xxxi) Letting fall or throwing any lighted match or lighted substance in a manner likely to cause a fire
- (xxxii) Intentionally leaving items in a place other than a receptacle provided for the deposit of litter or refuse

**INTERFERENCE WITH DULY AUTHORISED OFFICER**

(xxxiii) Intentionally obstructing any officer of the Council or employee of the trustees for the time being of the Sudbury Common Land Charity or any person, or the servant of any person, employed or authorised by the trustees or by the council in the execution of any works including research or scientific work connected with the laying out, maintenance or management of the Reserve

3. (1) The council may issue permits authorising any person to do any act or class of acts within the reserve or any part thereof which would otherwise be unlawful under these bylaws
- (2) Any such 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 a person duly authorised by the council in that behalf; and
  - (b) That it may be revoked by the council at any time
- (3) Byelaws 2 (ii) – (v), 3(1) and 3(2) shall not operate so as to interfere with the rights of the Freemen of Sudbury and the Members of the Sudbury and District Angling Association pursuant to and in accordance with their agreement, renewable annually, with the Sudbury Common Lands Charity
4. These byelaws shall not operate so as to interfere with the exercise-
  - (a) by a person of-
    - (i) a right vested in him as owner, lessee or occupier of land in the Reserve,
    - (ii) any easement or profit a prendre to which he is entitled
    - (iii) any public right of way
  - (b) Of any functions of a local authority, statutory undertaker or of a water authority or other drainage authority
  - (c) By a constable or a member of the armed forces or of any fire brigade or ambulance service of the performance of his duty
4. Any person who offends against any of these bylaws shall be liable on summary conviction to a fine not exceeding level 2 on the Standard Scale and in the case of a continuing offence to a further fine not exceeding £5 each day during which the offence continues after the said conviction

THE FOREGOING BYELAWS were made by the council of Babergh District on the seventeenth day of December 1991 and its common seal was hereto affixed in the presence of :-

R G Salmon

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Secretary

The Secretary of State hereby confirms the foregoing byelaws

Signed by Authority of the Secretary of State

R W Bruce

Department of the Environment

Tollgate House

Houlton Street

Bristol BS2 9DJ

6 August 1992