

Bye-Laws to Regulate a Common (1891)

CLEEVE HILL COMMON

The Conservators *hereby give Notice that they have prepared Bye-Laws with respect to Cleeve Hill Common, pursuant to the Commons Regulation (Cleeve) Provisional Order Confirmation Act, 1890, and that such Bye-Laws are as follows, that is to say:*

ENUMERATION OF OFFENCES

I. - The matters in the following Twenty-four Clauses are hereby prohibited, and are, pursuant to the Statute above mentioned, declared to be Offences; and throughout these Bye-Laws the word "Board" shall mean the Conservators' Board, and the word "Common" shall mean Cleeve Hill Common as the same is delineated in a Plan deposited with the Clerk of the Peace for the County of Gloucester.

1. - Turning upon the Common any animal to graze prior to the 25th day of April, or allowing any animal so to remain thereon after the 30th day of November in any year.
2. - Removing or wilfully injuring any of the railings, fences, seats, barriers, gates, posts or notice boards, or other matters or things on the Common, or defacing or disfiguring the same by the posting of bills, placards, or notices.
3. - Cutting, felling, burning, breaking, or otherwise doing wilful damage or injury to the timber or other trees, shrubs, brushwood, flowers, gorse, furze, fern or turf on the Common,
4. - Committing any trespass or encroachment on, or making an enclosure of any part of the Common.
5. - Erecting on the Common, unless with the consent of the Board in writing, any posts, rails, fences, poles, tents, booths, stands, or any buildings or erections of any kind whatsoever.
6. - Using as a drying or bleaching ground, or for shaking or beating carpets, any part of the Common except with the consent of the Board in writing.
7. - Wilfully committing any nuisance on the Common.

8. - Depositing or leaving on tile Common or in the ponds or drinking places, any road sand, refuse, rubbish, manure, dead animals, or other matters, or things without tile previous consent of the Board in writing.
9. - Taking, cutting, digging, damaging, or removing gravel, sand, sods, bog-earth, clay, turf, or other substances off or from the Common.
10. - Burning or causing to be burned on the Common any timber, wood, brushwood, gorse, furze, fern, earth, or other substances.
11. - Training, exercising, riding, driving, plying for or letting on hire on tile Common horses, ponies, mules, asses, or goats without a licence from the Board or their officer appointed for the purpose.
12. - Drawing, driving, standing, or placing any wagon, cart, carriage, van or truck, on or across the turf of tile Common or the footpaths.
13. - Turning out on the Common to graze or feed any entire male animal without a licence from the Board, or allowing or suffering to remain thereon any cattle, sheep, swine, horse, ass, mule, turkeys or geese, without right or due authority.
14. - Unlawfully constructing or laying any sewer drain pipe, or waterway, or other matter of like nature, on, into, or under any part or parts of the Common.
15. - Making or forming any new roads over or across the Common without the consent of the Board in writing.
16. - Gambling, betting, or playing with cards or dice at any time on the Common.
17. - Bird catching, bird trapping, or laying nets for the taking of birds, or shooting or chasing birds, or taking birds' eggs or nests, or chasing, coursing, or pursuing game, rabbits, or other animals on the Common.
18. - Shooting, throwing stones or sticks or other missiles, or doing anything which may endanger the public or be deemed an obstruction or annoyance to the public on the Common.
19. - Brawling, fighting, cursing, swearing, or using indecent or improper language, or being otherwise disorderly on the Common, or wilfully or designedly doing any act which outrages public decency.
20. - Wilfully interfering with, molesting, obstructing, or annoying any persons who are playing, or who have made preparations for playing at cricket or other

lawful games or exercises sanctioned by the Board on the portions of the Common approved by them for that purpose.

21. - Wilfully interfering with or disturbing any sheep or cattle lawfully pasturing on the Common.

22. - Taking on the Common any dog or dogs not being under sufficient control or inciting any dog or dogs to chase sheep, cattle, or horses thereon, or permitting such dog or dogs as are known to chase or kill sheep to be on the Common by day or night.

23. - Persons other than the inhabitants of the Parish of Bishop's Cleeve, playing or making preparations to play cricket, football, golf, or any other game or games on the Common without the sanction of the Board in writing, or having the sanction of the Board in writing to play games on a specified portion of the Common, playing on other portions than those so specified.

24. - Turning on the Common any animal which shall not legibly bear the distinctive mark or initials of tile owner, or turning on the Common any animal which shall not be the *bona-fide* property of the person whose mark or initials it bears.

II. - The owner of any animal suffering from contagious disease shall remove the same from the Common immediately after he shall have become aware through the notice from the Hayward or otherwise, of the fact of such disease, provided that nothing done in or under this Bye-Law shall interfere with the operation or effect of the Contagious Diseases (Animals) Act, 1878 to 1886, or of any Act amending the same.

PENALTIES

III. - Any person committing any of the offences in the above Twenty-four Clauses, or not complying with the Bye-Law No. 2, shall be subject to a penalty not exceeding Forty shillings.

PENALTY FOR OBSTRUCTINC EXECUTION OF ACT.

IV. - If any person assaults, or resists, or aids, or incites any person to assault or resist any constable or any officer of the Board, or other person in the execution of his duty, or the lawful exercise of any authority under the Act, or any Bye-Law thereunder, he shall for every such offence be liable, on summary conviction, to a penalty not exceeding Two Pounds.