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## **SKATEBOARDING BYELAW (Minute 329/01)**

### **1 SUMMARY**

- 1.1 This report is prepared against the background of members' resolution that a suitable byelaw initiative targeting specific sites be developed for consideration prior to submission to the Home Office for preliminary approval.

### **2 INTRODUCTION**

- 2.1 Attached to this report is the draft byelaw regulating skateboarding in the district as a whole and prohibiting skateboarding in specific areas. The byelaw is prepared as a Good Rule and Government model byelaw further to the provisions of section 235 of the Local Government Act 1972 which enables councils to make byelaws for the good rule and government of the whole or any part of the district and for the prevention and suppression of nuisances.

### **Consultation**

- 2.2 As required, the draft byelaw has been sent to the Police and Crime Prevention groups for the observations and there has been no adverse feedback received. It is envisaged that a combination of efforts from the Police, the Council and other crime prevention groups will bring about the gathering of evidence to undertake prosecutions where appropriate.

### **3 CRIME AND DISORDER IMPLICATIONS**

- 3.1 The promulgation of this byelaw will address the problems caused by the indiscriminate nature of skateboarding in the district and tackle youth related nuisance arising from that. The multi agency approach is in line with the Council's Crime and Disorder strategy.

### **4 RESOURCE IMPLICATIONS**

- 4.1 There will be costs arising out of the creation of the byelaw in terms of advertising and publicising it in a widely read publication. In addition, there will be resource implications associated with the enforcement of the provisions and this will be dependent on how much the Council decides to direct towards that. Prior to approval the Home Office will require information on the extent of resources geared towards enforcement.

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**5 LEGAL IMPLICATIONS**

- 5.1 Bringing prosecutions will require evidence. Without professional witnesses, it may be difficult to achieve successful prosecutions.

**6 PARISH IMPLICATIONS**

- 6.1 The byelaw regulates skateboarding in all parishes in the district, but prohibits it in designated areas in Rayleigh

**7 RECOMMENDATION**

- 7.1 It is proposed that the Committee **RESOLVES**

To agree the provisions of the proposed District of Rochford (Good Rule and Government) Byelaw 2002 for submission to the Home Office for consideration.

Albert J Bugeja

Head of Legal Services

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**THE DISTRICT OF ROCHFORD (GOOD RULE AND  
GOVERNMENT BYELAW) 2002**

**LOCAL GOVERNMENT ACT 1972**

**BYELAWS FOR GOOD RULE AND GOVERNMENT  
CONCERNING THE REGULATION AND PROHIBITION OF  
SKATEBOARDING IN THE DISTRICT OF  
ROCHFORD DISTRICT COUNCIL**

**EXTENT OF BYELAW**

1. Byelaw 1 shall extend and apply throughout the District of Rochford in the County of Essex.

Byelaw 2 applies to all designated areas indicated on the annexed plan.

The byelaws shall regulate **and** prohibit skateboarding in the District of Rochford.

2. In these byelaws:

"highways" means the whole or a part of a highway other than a ferry or waterway;

"carriageway" means a way constituting or comprised in a highway, being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;

"footway" means a way comprised in a highway which also comprises a carriageway, being a way over which the public have a right of way on foot only;

"Designated area" means any area named in the schedule to these byelaws.

3. No person shall on any footway or carriageway skate, slide or ride on rollers, skateboards, wheels mechanical contrivances or other equipment in such a manner as to cause danger or annoyance or give reasonably grounds for annoyance to other persons lawfully using the footway or carriageway.

4. No person shall skate, slide or ride on rollers, skateboards, wheels, mechanical contrivances or other equipment in a designated area.
5. 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.

6. SCHEDULE

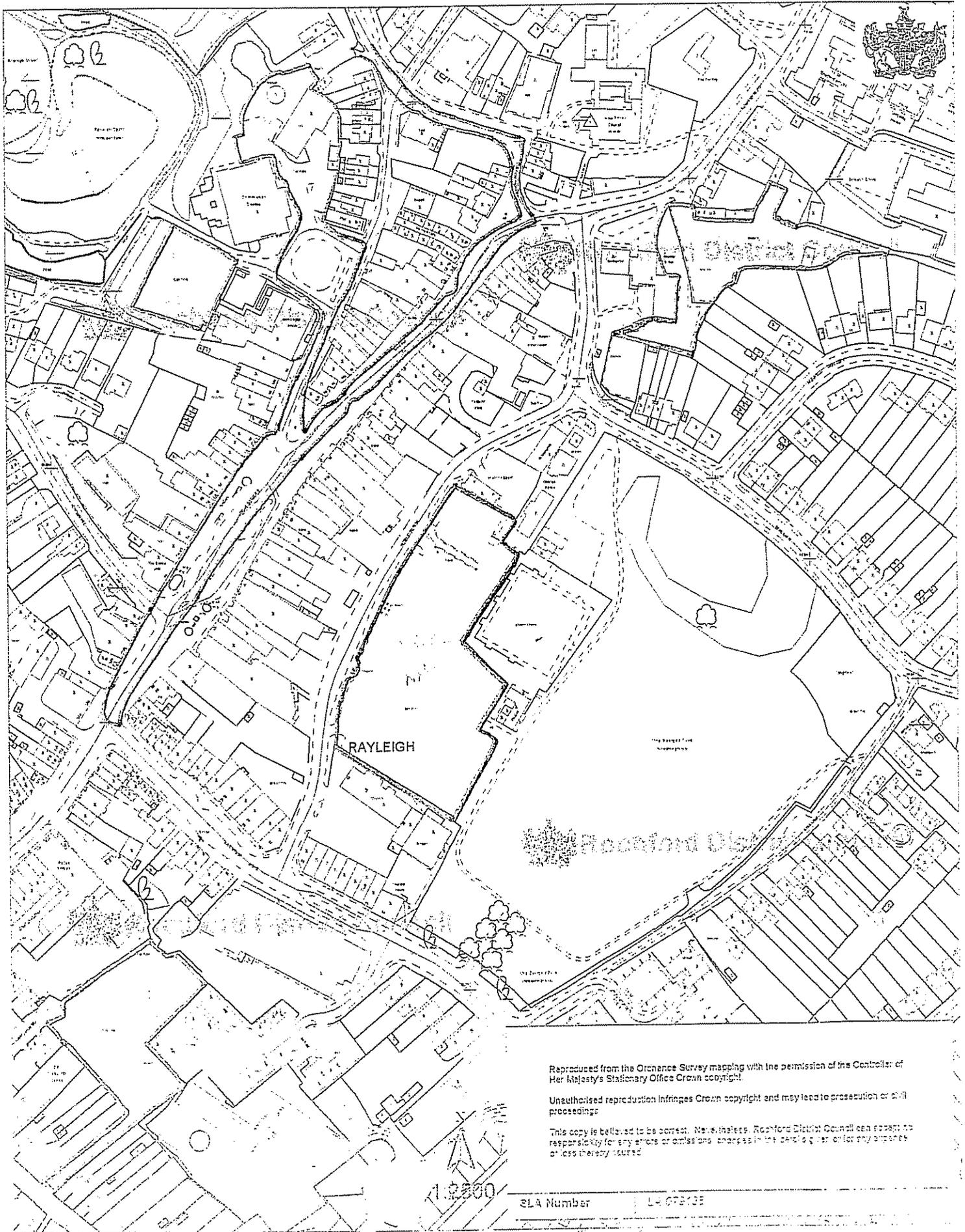
The "designated areas" referred to in byelaw 2 and delineated by black hatching on the plan attached to these byelaws are as follows:

Rayleigh High Street, Websters Way Car Park, Mill Hall, Castle Road Car Park and the Grounds of the Civic Suite including the adjoining Car Parks.

7. This byelaw may be cited as "The District of Rochford (Good Rule and Government) byelaw 2002".

Made and passed pursuant to resolution of the Council on this ..... day of ..... 2002

IN WITNESS whereof the Common  
SEAL of the Council is affixed hereto



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SLA Number

L4 078105