

ROTHER DISTRICT COUNCIL
BYELAWS FOR THE SEASHORE AT FAIRLIGHT, PETT
AND ICKLESHAM

ARRANGEMENT OF BYELAWS

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Byelaws made under Section 82 of the Public Health Acts Amendment Act 1907 by Rother District Council for the prevention of danger, obstruction, or annoyance to persons using the esplanades or promenades.

Interpretation

1. In these byelaws:

"the Council" means Rother District Council;

"designated area" means an area of the seashore which has been set aside for a specified purpose, that area and purpose to be indicated by notices placed in a conspicuous position;

"seashore" means all that area of beach and foreshore including all steps, ramps, paths and jetties from time to time situated above the level of low water mark of medium tides.

Application

2. These byelaws apply to all areas of seashore that border the District of Rother within the civil parishes of Icklesham, Pett and Fairlight lying to the West of the River Rother and to the East of the boundary with the Borough of Hastings.

Horse Riding

3. No person shall ride or drive any horse or other animal on any part of the seashore in such a manner as to cause danger or annoyance to any other person.

Fires

4. No person shall leave any fire or barbecue they have lit on the seashore without first extinguishing it in such a manner as to safeguard against damage or danger and lawfully disposing of any ashes or other waste.

Personal Water Craft

5. No person shall, except in cases of emergency, launch, use or land any personal water craft or other non-displacement water craft on any part of the seashore except on such part as is designated by the Council for their launching, use or landing.

Removal of Signs and Structures

6. No person shall without reasonable excuse remove from the seashore or displace any barrier, post or seat or any part of any structure or ornament or any notice or flag displayed by or on behalf of the Council or any other competent authority.

Interference with Life-Saving Appliances

7. No person shall except in the case of emergency remove from the seashore or displace any life-saving appliance provided by or on behalf of the Council or any other competent authority.

Obstruction

8. No person shall on the seashore-
 - (a) obstruct any officer of the Council in the proper execution of his duties; or
 - (b) obstruct any person carrying out an act which is necessary to the proper execution of a contract with the Council.

Savings – for Acts done by Council Officers and Contractors

9. It shall not be an offence under these byelaws for an officer of the Council to do anything necessary to the proper execution of his duty or for any person acting in accordance with a contract with the Council to do anything necessary to the proper execution of that contract.

Savings – to protect Rights of the Crown

10. Nothing in or done under these byelaws shall-
 - (a) operate as a grant by or on behalf of the Crown as owner of the foreshore below high water mark of any estate or interest in or right over the foreshore or any part of it;
 - (b) prejudice the rights and interests of the Crown;
 - (c) prevent the exercise of any public rights; or
 - (d) affect any right, power or privilege legally exercisable by any person in, over and in respect of the foreshore.

Penalty

11. Any person offending against any of these byelaws shall be liable on summary conviction to a fine not exceeding level2 on the standard scale.

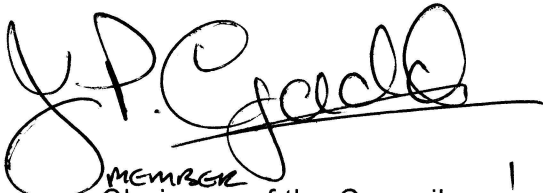
Revocation of Byelaws

12. The byelaws relating to the Seashore in the former Rural District of Battle which were made by the former Rural District Council of Battle on 5 March 1936 and confirmed on 21 April 1936 and the byelaws relating to the use of fish-hooks which were made by the former Rural District Council of

Battle on 18 July 1956 and confirmed on 2 August 1956 are revoked insofar as they apply to the civil parishes of Fairlight Pett and Icklesham.

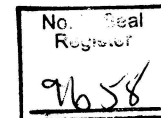
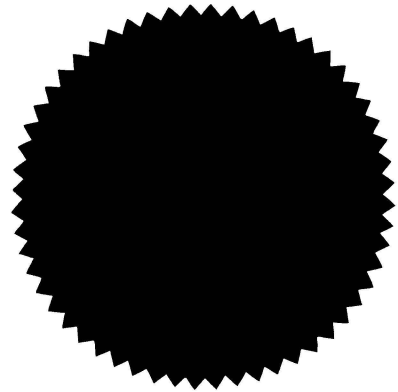
GIVEN under the Common Seal of the Rother District Council this 20 December 2011

THE COMMON SEAL of ROTHER DISTRICT)
COUNCIL was hereunto affixed in the)
presence of:-)


MEMBER
Chairman of the Council



Chief Executive



The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation one calendar month after the date of confirmation.

Signed by authority of the Secretary of State



Paul Rowsell

A senior civil servant in the Department for Communities and Local Government

Date: 9 May 2013