

**EAST HAMPSHIRE DISTRICT COUNCIL  
DEADWATER VALLEY LOCAL NATURE RESERVE BYE LAWS**

**NOTICE IS HEREBY GIVEN** that East Hampshire District Council in exercise of the powers conferred upon them by Sections 20, 21(4) and 106 of the National Parks and Access to the Countryside Act 1949 and in accordance with Section 236 of the Local Government Act 1972 made the above mentioned bye laws for the protection of the Nature Reserve at Bordon and Whitehill in the Parish of Whitehill in Hampshire.

The bye laws are in force from 15 November 2006.

**SUMMARY OF THE BYE LAWS**

Within the Deadwater Valley Local Nature Reserve the following acts are prohibited:

- (1) Restriction of Access – such as entering at any time those parts of the Reserve where notice to keep out has been posted by order of the Council.
- (2) Damage to or disturbance of things in the Reserve.
- (3) Bringing animals into the Reserve.
- (4) Areas of water – such as committing any act which pollutes or is likely to cause pollution of any water.
- (5) Use of vehicles – such as bringing into, or permitting to remain within, the Reserve or driving any mechanically propelled vehicle. Operating any aircraft.
- (6) Use of certain equipment – such as using any device designed or adapted for detecting or locating any metal or mineral within the Reserve.
- (7) Use of firearms – such as being in possession of a firearm, projecting any missile manually or by artificial means.
- (8) General prohibition – such as erecting, occupying or using any tent, shed, caravan or other structure for the purpose of camping. Flying any kite or model aircraft. Engaging in any activity which is causing or likely to cause a disturbance.
- (9) Interference with a Duly Authorised Officer.

**Members of the public may inspect the full set of bye laws or obtain a copy for 20p at:**

East Hampshire District Council  
Penns Place  
Petersfield  
Hampshire  
GU31 4EX

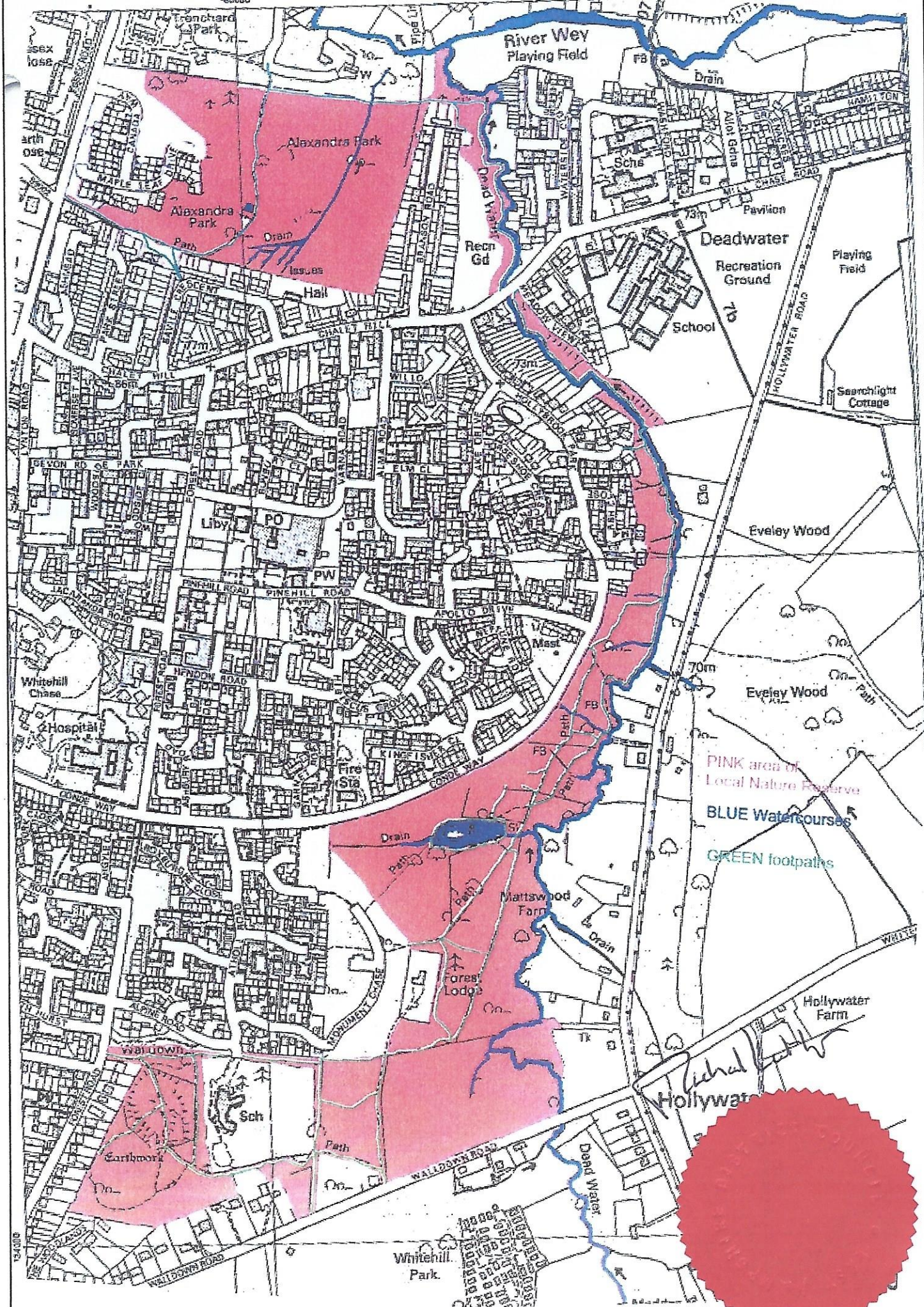
The full set of bye laws are also available to view on the internet: [www.easthants.gov.uk](http://www.easthants.gov.uk)

**PENALTIES**

Any person who offends against any of these bye laws 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 for each day during which the offence continues after the said conviction.

**Produced by:** Legal Services department, East Hampshire District Council  
**Dated:** 15 November 2006





219276



## **The East Hampshire District Council**

### **Deadwater Valley Local Nature Reserve**

The East Hampshire District Council in exercise of the powers conferred upon them by Sections 20<sup>1</sup>, 21(4)<sup>2</sup> and 106<sup>3</sup> of the National Parks and Access to the Countryside Act 1949 in accordance with Section 236 of the Local Government Act 1972 hereby make the following byelaws for the protection of the Nature Reserve at Bordon and Whitehill in the Parish of Whitehill in the County of Hampshire.

1. In these byelaws:
  - a. "The Reserve" shall mean the pieces or parcels of land containing in the whole 38 hectares or thereabouts and situate in the Parish of Whitehill in the County of Hampshire declared to be managed as a Nature Reserve by the Declaration dated the 28<sup>th</sup> day of April, 2001 made by the Whitehill Town Council in pursuance of Section 21 of the National Parks and Access to the Countryside Act 1949, and the Reserve is for the purposes of identification shown as nearly as may be on the map annexed to these byelaws and therein coloured pink;
  - b. "The Council" shall mean the East Hampshire District Council.
  - c. "Firearm" shall have the same meaning as in Section 57 of the Firearms Act 1968.
2. 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 the Byelaw 3 and are necessary to the proper execution of his or her duty by an officer of the Council or by any person, or servant of any person, employed or authorised by the Council.

#### Restriction of Access

- i. Entering at any time those parts of the Reserve where notice to keep out has been posted by order of the Council

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<sup>1</sup> Amended by Nature Conservancy Council (NCC) Act 1973, Telecommunications Act 1984 & the Water Act 1989

<sup>2</sup> Amended by the NCC Act 1973

<sup>3</sup> Amended by the NCC Act 1973 and the Environmental Protection Act 1990

#### 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 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 mineral thing including water and soil.

#### Bringing animals into the Reserve

- vi. 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 will reproduce or propagate itself, or such egg will hatch, or such seed will germinate.
- vii. Bringing into, or permitting to remain within, the Reserve any dog unless it is kept either on a lead or under proper control, or any other animal unless it is kept under proper control, and is prevented from worrying or disturbing any animal or bird
- viii. Turning out any animal or poultry to feed or graze.
- ix. Bringing or permitting to be brought into the Reserve any horse, pony or beast of draught or burden or any other animal.

#### Areas of water

- x. Committing any act which pollutes or is likely to cause pollution of any water.
- xi. Bathing or wading in any water.
- xii. Water skiing, or other water-based activities or sports, or ice skating.
- xiii. Sailing model boats.
- xiv. Bringing into, or permitting to remain within, the Reserve or mooring or leaving or launching or propelling (by any means whatever) any boat or craft on an area or stretch of water.
- xv. Obstructing the flow of any drain or watercourse.

#### Use of vehicles

- xvi. Bringing into, or permitting to remain within, the Reserve or driving, riding, propelling or leaving any mechanically propelled vehicle (including hovercraft).
- xvii. Operating any aircraft, including hang glider, motorised glider or microlite craft, at such a height that persons on the ground or in buildings may be inconvenienced or annoyed or animals may be disturbed.

#### Use of certain equipment

- xviii. Using any camera 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 and apparatus used in a vehicle so as not to produce sound audible by a person outside the vehicle.
- xix. Using any device designed or adapted for detecting or locating any metal or mineral in the Reserve.

#### Use of firearms etc.

- xx. Being in possession of a firearm, (with ammunition suitable for use in that firearm) otherwise than on a public paved road, or discharging a firearm or lighting a firework.
- xxi. Projecting any missile manually or by artificial means (including by means of crossbow or catapult).

#### General prohibition

- xxii. Erecting, occupying or using any tent, shed, caravan or other structure for the purpose of camping.
- xxiii. Flying any kite or model aircraft.
- xxiv. Erecting any post, rail, fence, pole, stand, tent, shed, caravan, building or other structure, whether permanent or otherwise.
- xxv. Neglecting to shut any gate or to fasten it if any means of doing so are provided.
- xxvi. Posting or placing any notice or advertisement.
- xxvii. 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.
- xxviii.
  - (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.

xxix. Intentionally or recklessly removing or displacing, any notice board, notice exhibited by order of the Council, apparatus, wall, boundary, bank, fence, barrier, railing, post or hide.

xxx. Roller skating, skiing, tobogganing or skate-boarding.

xxxi. Lighting any fire, stove, heater or other appliance capable of causing a fire.

xxxii. Letting fall or throwing any lighted match or lighted substance in a manner likely to cause a fire.

xxxiii. The dropping of litter or the intentional leaving of items in a place other than a receptacle provided by the Council for deposit of litter or refuse.

xxxiv. The dumping of garden refuse or any refuse, domestic or otherwise.

xxxv. INTERFERENCE WITH DULY AUTHORISED OFFICER

Intentionally obstructing any officer of the Council or any person, or the servant of any person, employed or authorised 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. PERMITS

i. 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 byelaws.

ii. 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.

### 4. BYELAWS

These byelaws shall not operate so as to interfere with the exercise.

i. by a person of:

a. a right vested in him or her as owner, lessee or occupier of land in the Reserve;

b. any easement or profit a prendre of which he is entitled; and

c. any public right of way;



ii, of any function of a local authority, statutory undertaker or water undertaking; and

iii. by a constable or a member of the armed forces or of any fire brigade or ambulance service of the performance of his or her duty.

#### 5. PENALTY

Any person who offends against any of these byelaws 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 for each day during which the offence continues after the said conviction.

This document is executed as a Deed

The COMMON SEAL of EAST )

HAMPSHIRE DISTRICT COUNCIL )

was hereunto affixed in the )

presence of: - )

Solicitor to the Council



214275

**The Secretary of State for,  
Department of Environment, Food and Rural Affairs  
hereby confirms the foregoing Byelaws.**

Signed by Authority of the *Secretary of State*

Julian Claxton  
Department for Environment, Food and Rural Affairs  
Temple Quay House  
2 The Square  
Temple Quay  
Bristol  
BS1 6EB

13/10/2006