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CITY OF SOUTHAMPTON

B Y E L A W

MADE BY

THE SOUTHAMPTON CITY COUNCIL

FOR THE GOOD RULE AND

GOVERNMENT OF THE CITY OF

SOUTHAMPTON AND FOR THE

PREVENTION AND SUPPRESSION

OF NUISANCES

Sealed by the Council 21st July, 1975.

Confirmed by the Home Office 14th November, 1975.

Date of operation 1st January, 1976.

M. REYNOLDS

City Secretary and Solicitor.

PRICE - 20p

BYELAW for the Good Rule and Government of the City of Southampton and for the prevention and suppression of nuisances, made by the Southampton City Council under Section 235 of the Local Government Act, 1972.

1. Any person who by operating or causing or suffering to be operated any wireless set, gramophone, amplifier or similar instrument -

- (a) in or on any street or public place or in or in connection with any shop, business premises or other place which adjoins any street or public place and to which the public are admitted, makes or causes or suffers to be made any noise which is so loud and so continuous or repeated as to give reasonable cause for annoyance to other persons, or
- (b) in any other premises makes or causes or suffers to be made any noise which is so loud and so continuous or repeated as to cause annoyance to occupiers or inmates of any premises in the neighbourhood,

shall be guilty of an offence:

Provided that:-

- (i) no proceedings shall be taken under this byelaw against any person in respect of anything done in any premises referred to in paragraph (b) thereof unless the nuisance does not cease before the expiration of a fortnight from the date of the service on that person of a notice alleging a nuisance, signed by not less than three householders residing within hearing of the instrument in question.
 - (ii) this byelaw shall not apply to any wireless set, gramophone, amplifier or similar instrument used by a police constable in the execution of his duty or by the Southampton City Council and its Agents in the provision of entertainment for the public in such parks and open spaces, paved squares and pedestrian precincts as are described in the Schedule hereto.
2. In this byelaw:- "public place" includes any park, pleasure ground or other like place to which the public are admitted; "Agents" means persons who have been engaged or employed by the Southampton City Council to perform or undertake any entertainment for the public on behalf of the Southampton City Council in such parks and open spaces, paved squares and pedestrian precincts as are described in the Schedule hereto.

3. Any person offending against this byelaw shall be liable on summary conviction to a fine not exceeding £20.

4. REPEAL OF BYELAW

The good rule and government byelaw relating to wireless loudspeakers etc made by the former Borough Council of Southampton on 28th March 1949 and confirmed by the Secretary of State on 31st May 1949, is hereby repealed.

SCHEDULE

Description of places referred to in the foregoing byelaw:

Guildhall Square
Above Bar Pedestrian Precinct
Mayflower Park
Hoglands Park
East Park
Watts Park
The Common
Riverside Park
Mayfield Park at Weston
Weston Shore
Sports Centre
The Lido

The Common Seal of Southampton)
City Council was hereunto affixed)
by Order of the Council this 21st)
day of July One thousand nine) L.S.
hundred and seventy five in the)
presence of)

Elinor Pugh
Mayor

M. Reynolds
City Secretary and Solicitor

The foregoing byelaw is hereby)
confirmed by the Secretary of State)
and shall come into operation on the)
first day of January 1976.) L.S.

Signed by authority of the
Secretary of State

K.P. WITNEY.
An Assistant Under Secretary
of State

Home Office
Whitehall
14th November 1975.

CERTIFICATE FOR THE PURPOSE OF SECTION 238
OF THE LOCAL GOVERNMENT ACT, 1972

I, City Secretary and Solicitor of the City of Southampton hereby certify that the within-written byelaw was made by the Southampton City Council; that it is a true copy of the said byelaw; that the said byelaw was made by the said Council on 21st July, 1975, and confirmed by the Secretary of State on 14th November, 1975; and that the date fixed by him for the coming into operation of the said byelaw was 1st January, 1976.

City Secretary and Solicitor