

CITY AND DISTRICT OF ST ALBANS

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NOMANSLAND COMMON, PARISHES OF SANDRIDGE

AND WHEATHAMSTEAD

SCHEME UNDER THE COMMONS ACT, 1899

BYELAWS

Bylaws made by THE CITY AND DISTRICT COUNCIL OF ST ALBANS in the County of Hertford for the regulation of Nomanslands Common in the Parishes of Sandridge and Wheathamstead in pursuance of a Scheme made by the Rural District Council of St Albans of the Fifth day of May 1953 and confirmed by the Minister of Agriculture and Fisheries on the Twentieth day of July 1953, under the provisions of the Commons Act 1899.

1. Throughout these Byelaws the expression "The Council" means the City and District Council of St Albans, and the expression "The Common" means the piece of land with the ponds, paths and roads thereon (excluding however any roads which may be maintained by the Hertfordshire County Council as Highway Authority) commonly known as Nomansland Common in the Parishes of Sandridge and Wheathamstead in the County of Hertford and referred to as "The Common" in the Scheme under the Commons Act 1899 referred to in the preamble to these Byelaws and the expression "The Scheme" means the aforesaid Scheme.
2. No person shall, without lawful authority: -
  - {a} dig, cut, or take turf, sods, gravel, sand, clay or OTHER SUBSTANCES on or from the common.
  - {b} place or leave on the Common any road-sand, except materials for the repair of roads, so as to affect or tend to affect injuriously the public amenities of the Common.
3. A person who, with lawful authority, shall dig or take turf, sods, gravel, sand, clay or other substance, or shall cut, fell or take trees or underwood, shall not do so on any part of the Common which is enclosed temporarily for the revival of turf, trees, shrubs or plants, or set aside for games or set aside temporarily for the parking of motor or other vehicles, if similar substances as aforesaid can conveniently be dug out, cut, felled or taken from some other part of the Common.
4. No person shall, without lawful authority, kill, molest or intentionally disturb any animal or bird or engage in hunting or shooting or the setting of traps or laying of snares on the Common.
5. A person shall not expect in the exercise of any lawful right or privilege: -
  - {a} Bring or cause to be brought onto the Common any barrow, truck, machine, motorcycle, motor vehicle or aircraft (except in the case of accident or other sufficient cause) other than: -
    - {i} a bicycle, tricycle or other similar machine;
    - {ii} a wheel-chair or perambulator drawn or propelled by hand and used solely for the conveyance of a child or children;
    - {iii} an invalid carriage complying with the requirements and used in accordance with the conditions prescribed by regulations under Section 20 of the Chronically Sick and Disabled Persons Act 1970.

Provided that where the Council set apart a space on the Common for the use of any class of vehicle, this Byelaw shall not be deemed to prohibit the driving in or to that space by a direct route from the entrance to the Common of any vehicle of the class for which it is set apart.

  - {b} light any fire on the Common.
  - {c} erect a tent or use any vehicle, including a caravan, or any other structure for the purpose of camping on the Common.
6. A person shall not on the Common, ride or drive any vehicle at such a speed or in such a manner as to cause danger to other persons on the Common or without reasonable consideration for such persons.
7. No person shall, except in the case of a fair lawfully held, place on the Common for the purpose of trade, any show, exhibition, swing, roundabout, stall or other like thing, and any Officer of the Council may, after due warning, remove from the Common anything placed thereon in contravention of this Byelaw.
8. No person shall, without reasonable excuse: -
  - {a} climb any wall or fence on or enclosing the land, or any tree, or any barrier, railing, post or other erection.
  - {b} remove or displace any barrier, railing post or seat or any part of any erection, or any implement, provided for use in the laying out or maintenance of the land.
9. No person shall: -
  - {a} affix or cause to be affixed any advertisement, bill, placard or notice upon any wall, fence, gate, pillar, post, tree, rock or stone on or enclosing the Common.
  - {b} place or cause to be placed any advertisement, bill, placard or notice on any part of the common.
10. Where the Council set apart any such part of the Common as may be fixed by the Council and described in a notice board affixed or set up in some conspicuous position on the Common, for the purpose of any game specified in the notice board, which by reason of the rules or manner of playing, or for the prevention of damage, danger or discomfort to any person on the Common may necessitate, at any time during the continuance of the game, the exclusive use by the player or players of any space elsewhere in the Common play or take part in any game so specified in such a manner as to exclude persons not playing or taking part in the game from the use of such a space.
11. The flying of model aircraft by any person is prohibited on the Common except in the areas defined and during the times displayed on the Common as agreed by the Joint Committee and listed hereunder: -

- {i} The area of the Common is that part west of the B651 and to the south of Ferrers Lane and control line operators to those parts of the Common on the south side of Ferrers Lane lying west of a point 520 yards west of its junction with Down Green Lane.
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| Engine powered models<br>(other than radio<br>controlled) | Mondays – Thursdays<br>Fridays<br>Saturdays<br>Sundays | 10 am – 7 pm<br>10 am – 9 pm<br>10 am – 6 pm<br>No flying |
| Engine powered radio<br>Controlled models                 | Mondays – Fridays<br>Saturdays<br>Sundays              | 10 am – 7 pm<br>10 am – 6 pm<br>No flying                 |
| Rubber powered gliders<br>and miniatures                  | Any day  | Any time  |
- {iii} \*
12. No person shall, without lawful authority break in a horse or horses on any part of the Common.
13. No person shall drive or exercise a horse or horses to the danger of any other person on the Common.
14. No person shall without lawful authority turn out or permit to graze on the Common any cattle, sheep or other animals.
15. No person shall hinder or obstruct any Officer of the Council in the exercise of his powers or duties under the Scheme and these Byelaws.
16. No person shall in any part of the Common, intentionally obstruct, disturb, interrupt or annoy any other person in the proper use of the Common.
17. No person shall throw, fire or by any means discharge any stone, bullet, shot, coin or missile upon the Common.
18. Any Officer of the Council may, after due warning, remove from the Common any vehicle or animal, drawn, driven or placed, or any structure erected or placed thereon in contravention of the Scheme or these Byelaws, or remove from the Common any person who within his view infringes any such Byelaw or any provision of the Vagrancy Acts.
19. Every person who shall offend against any of the foregoing Byelaws shall be liable on summary conviction to a penalty not exceeding £100 (one hundred pounds).
20. The Byelaws made by the Rural District Council of St Albans with the respect to Nomansland Common on the 2<sup>nd</sup> day of November 1953 and the 14<sup>th</sup> day of February 1968 and confirmed by the Secretary of State on the 16<sup>th</sup> day of December 1953 and the 2<sup>nd</sup> day of May 1968 respectively are hereby repealed.

THE COMMON SEAL OF THE CITY AND  
DISTRICT COUNCIL OF ST ALBANS  
Was hereto affixed this 28<sup>th</sup> day of January  
1987 in the presence of

(Sgd. ) R N WHEELDON

MAYOR

(Sgd. ) R H BRADDON

CHIEF EXECUTIVE OFFICER

The foregoing byelaws are hereby confirmed by the Secretary of State and shall come into operation on the 27<sup>th</sup> day of May 1987.

Signed by authority of the Secretary of State

Q J THOMAS

An Assistant Under-Secretary of State

13 MAY 1987  
Home Office  
LONDON, SW1

\* Nomansland Common joint management committee have adopted a Code of Practice for model flying. Please see the below agreed flying times.

{iii} The hours of operation for permitted flying will be: -

Monday – Saturday	10 am – 6 pm	International Combustion Engine Models
Sunday	No flying	International Combustion Engine Models
Monday – Sunday	Daylight hours	Electric and Silent Flight Models