



Public Health Acts Amendment Act 1907

1907 CHAPTER 53 7 Edw 7

PART VI

RECREATION GROUNDS

Modifications etc. (not altering text)

C1 Pt. VI amended by [Local Government Act 1972 \(c. 70\)](#), [Sch. 14 Pt. II para. 27](#)

76 Powers as to parks and pleasure gardens

- (1) . . . ^{F1} the local authority shall, in addition to any powers under any general Act, have the following powers with respect to any public park or pleasure ground provided by them or under their management and control, namely, powers—
- (a) To enclose during time of frost any part of the park or ground for the purpose of protecting ice for skating, and charge admission to the part inclosed, but only on condition that at least three-quarters of the ice available for the purpose of skating is open to the use of the public free of charge;
 - (b) To set apart any such part of the park or ground as may be fixed by the local authority, and may be described in a notice board affixed set up in some conspicuous position in the park or ground for the purpose of cricket, football, or any other game or recreation, and to exclude the public from the part set apart while it is in actual use for that purpose;
 - (c) To provide any apparatus for games and recreations, and charge for the use thereof, or let the right of providing any such apparatus for any term not exceeding three years to any person;
 - (d) . . . ^{F2}
 - (f) To place, or authorise any person to place, chairs or seats in any such park or ground, and charge for, or authorise any person to charge for, the use of the chairs so provided;
 - (g) To provide and maintain any reading rooms, pavilions, or other buildings and conveniences, and to charge for admission thereto, subject in the case of

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reading rooms to the limitation that such a charge shall not be made on more than twelve days in any one year, nor on more than four consecutive days;

- (h) . . . ^{F2}
- (i) To provide and maintain refreshment rooms in any such park, and either manage them themselves, or, if they think fit, let them to any person for any term not exceeding three years.

(2) Any expenses of the local authority incurred in the exercise of the powers given to them by this section shall be defrayed out of the fund or rate out of which the expenses of the park or ground, as to which the powers are exercised, are payable, and any receipts arising from the exercise of any such powers shall be carried to the credit of the same fund or rate.

(3) ^{F3}

(4) No power given by this section shall be exercised in such a manner as to contravene any covenant or condition subject to which a gift or lease of a public park or pleasure ground has been accepted or made, without the consent of the donor, grantor, lessor, or other person or persons entitled in law to the benefit of such covenant or condition.

Textual Amendments

F1 Words repealed by [Local Government Act 1972 \(c. 70\), Sch. 30](#)

F2 S. 76(1)(d)(e)(h) repealed by [Local Government Act 1948 \(c. 26\), Sch. 2 Pt. V](#)

F3 S. 76(3) repealed by [Public Health Act 1925 \(c. 71\), s. 56\(3\)](#)

Modifications etc. (not altering text)

C2 S. 76 extended by [Public Health Act 1961 \(c. 64\), s. 52](#); and excluded by [Countryside Act 1968 \(c. 41\), s. 7\(7\)](#)

77 Power to appoint officers.

The local authority may appoint officers for securing the observance of this Part of this Act, and of the regulations and byelaws made thereunder, and may procure such officers to be sworn in as constables for that purpose, but any such officer shall not act as a constable unless in uniform or provided with a warrant.

Modifications etc. (not altering text)

C3 S. 77 extended by [Public Health Act 1961 \(c. 64\), s. 52](#); and excluded by [Countryside Act 1968 \(c. 41\), s. 7\(7\)](#)

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