

8/17

**BOROUGH OF VALE OF GLAMORGAN**

=====

**B Y E L A W S**

made by

**THE COUNCIL OF THE BOROUGH OF VALE OF GLAMORGAN**

in respect of

**SEASIDE PLEASURE BOATS**

**(PENARTH)**

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BOROUGH OF VALE OF GLAMORGAN

BYELAWS

For the prevention of danger, obstruction or annoyance to persons bathing in the sea or using the seashore, made by the Borough Council of Vale of Glamorgan with respect to SEASIDE PLEASURE BOATS, in pursuance of Section 76 of the Public Health Act, 1961.

1. In these byelaws -

"line" - means an imaginary straight line.

"low water mark" - means the low water mark of ordinary spring tides.

"high water mark" - means the high water mark of ordinary spring tides.

"navigator" - means the person who, whether as owner or otherwise, has the charge or control of a pleasure boat and includes a person who, being present, is entitled to give orders to the person having charge or control.

2. Except as provided in byelaw 3, these byelaws shall apply to the area of sea bounded on the north by a line drawn parallel to and at a distance of 300 metres to the north of a line down the centre of Penarth Pier, on the south by a line drawn parallel to and at a distance of 500 metres to the south of a line down the centre of the Pier, on the west by the high water mark and on the east by a line drawn parallel to the low water mark, 95 metres seaward of it.

3. No person, being the navigator of a pleasure boat, shall during the months of May to September inclusive, cause or suffer such vessel to exceed a speed of 8 nautical miles per hour through the water.

Provided that this byelaw shall not apply within that part of the area defined in byelaw 2 which lies between a line drawn parallel to and at a distance of 210 metres to the north of a line down the centre of Penarth Pier, and a line drawn parallel to and at a distance of 110 metres north of the line down the centre of the Pier.

Provided also that this byelaw shall not apply to

(1) any person when taking part in an event organised by the Council or by any other person with the consent of the Council in writing.

(2) any person who is acting in a rescue operation or involved in some other emergency.

4. No person, being the navigator of a pleasure boat, shall cause or suffer such vessel to be driven or sailed in a dangerous manner or without due care and attention or without reasonable consideration for other persons.

5. No person, being the navigator of a pleasure boat, propelled by an internal combustion engine, shall use the pleasure boat unless the engine is fitted with a silencer suitable and sufficient for reducing as far as may be reasonable the noise caused by the escape of the exhaust gases from the engine.

6. Any person offending against any of the foregoing byelaws shall be liable on summary conviction to a fine not exceeding four hundred pounds.

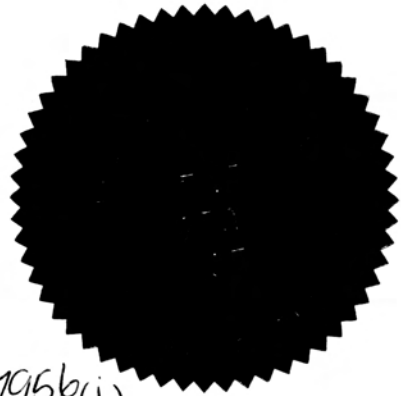
7. Nothing contained in any of the foregoing byelaws shall be deemed to be or shall operate as a grant by or on behalf of the Crown as owner of the foreshore and seabed below high water mark of any estate or interest in or right over such foreshore and seabed, or any part thereof, nor shall anything contained in or done under any of the provisions of the foregoing byelaws in any respect prejudice or injuriously affect the rights and interests of the Crown in such foreshore and seabed, or prevent the exercise thereon of any public rights or prejudice or injuriously affect any right, power or privilege legally exercisable in, over and in respect of the foreshore and seabed.

8. The byelaws for the prevention of danger, obstruction or annoyance to persons bathing in the sea or using the seashore made by the Council of the Urban District of Penarth on the 5th day of October, 1964 and confirmed by the Secretary of State on the 1st day of December, 1964 are hereby repealed.

THE COMMON SEAL of the )  
BOROUGH COUNCIL OF VALE )  
OF GLAMORGAN was hereunto )  
affixed this 29<sup>th</sup> )  
day of November, 1985, )  
in the presence of : )

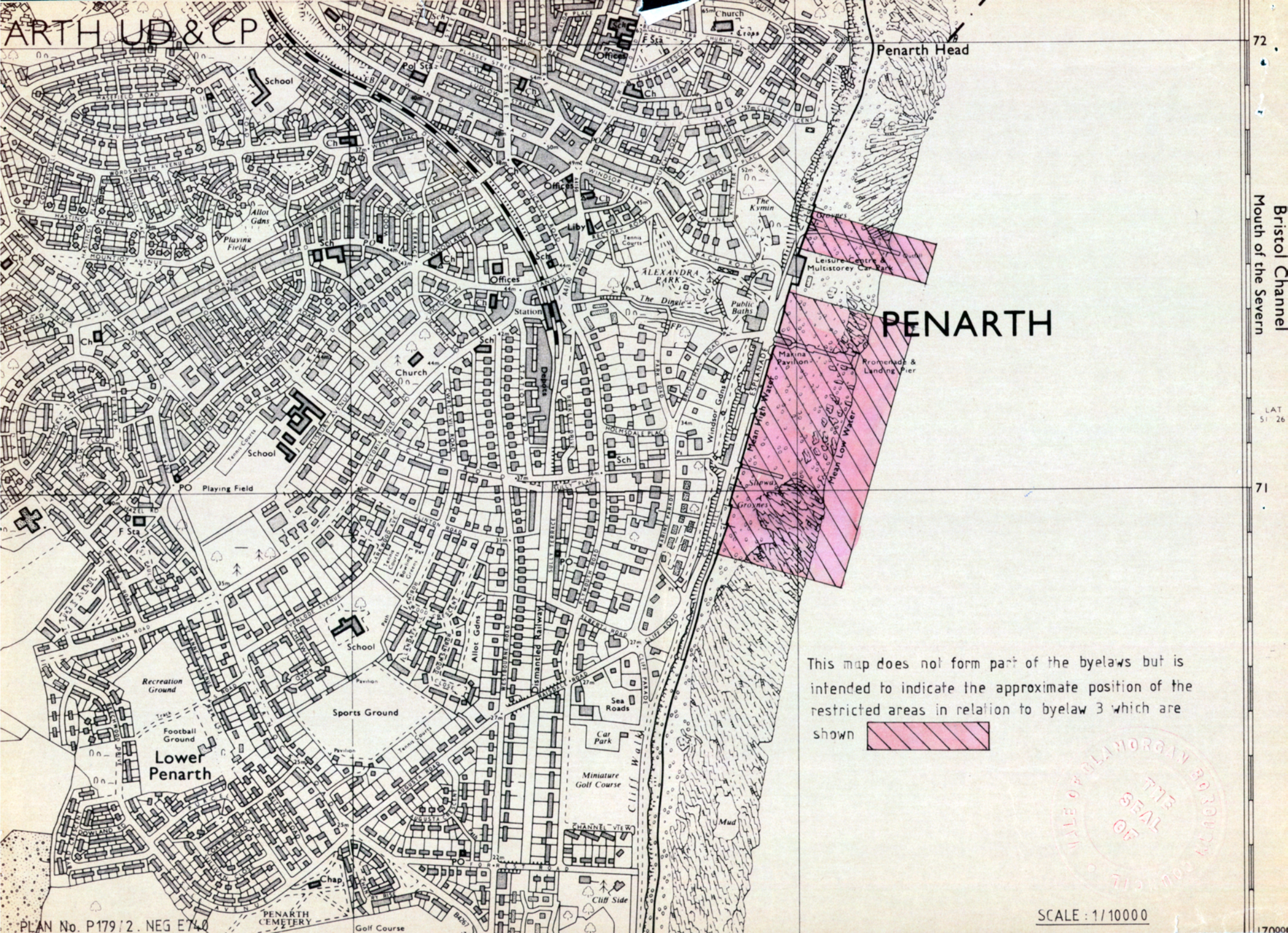
... *John L. Griffiths* .....  
Mayor

..... *[Signature]* .....  
Chief Executive




7956(i)





# PENARTH

This map does not form part of the byelaws but is intended to indicate the approximate position of the restricted areas in relation to byelaw 3 which are shown 



SCALE : 1/10000



The foregoing byelaw(s) ~~is~~ are hereby confirmed by the Secretary of State  
and shall come into operation on the 19 day of February 1986.

Signed by authority of the Secretary of State



**M. E. HEAD**

An Assistant Under-Secretary of State

- 5 FEB 1986

Home Office  
LONDON, SW1.