

HAMPSHIRE

BYELAW FOR GOOD RULE AND GOVERNMENT

MADE BY the Hampshire County Council in pursuance of Section 249 of the Local Government Act, 1933, on the 27th day of May, 1963.

WIRELESS LOUDSPEAKERS AND GRAMOPHONES.

1. This Byelaw shall apply to such parts of the Administrative County as are not included within any Borough, provided that this Byelaw shall not apply to any land within the perambulation of the New Forest which is vested in the Minister of Agriculture, Fisheries and Food and is under the management or control of the Forestry Commissioners.

2. 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 an 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.

3. In this Byelaw the expression “public place” includes any park, pleasure ground or other like place to which the public are admitted and any part of a beach to which the public are admitted.

4. Any person offending against this Byelaw shall be liable on summary conviction to a fine not exceeding £5.

5. The Byelaw for good rule and government and the suppression of nuisances which was made by the County Council of the County of Southampton on the 26th November, 1934, as amended on the 13th May, 1935, and which was confirmed by the Secretary of State on the 1st July, 1935, is hereby repealed.

Provided that such repeal shall not interfere with the prosecution of any offence committed before such repeal against, or the recovery of any fine incurred under, the said Byelaw.

THE COMMON SEAL
of the County Council
was affixed hereto in
the presence of:-

Sealed by
Hampshire County
Council

The Secretary of State
this day confirmed the
foregoing Byelaw and
fixed the day on which
it is to come into
operation as the 1st
November, 1963.

A. LUBBOCK,
H. M. CHARLES,
*Two Members of the
County Council.*

G. A. WHEATLEY
*Clerk of the County
Council.*

R. J. GUPPY,
*An Assistant
Under Secretary of State.*

Home Office, Whitehall.
2nd October, 1963.