



Town Gardens Protection Act 1863

1863 CHAPTER 13 26 and 27 Vict

4 Byelaws for management of garden, &c.

Where any such garden or ground is managed by any committee of the inhabitants of any square, crescent, circus, street, or place, such committee may make, and from time to time revoke and alter, byelaws for the management of the same, and for the preservation of the trees, shrubs, plants, flowers, rails, fences, seats, summer-houses, and other things therein, which byelaws shall be entered in a book kept for that purpose by the committee, signed by the chairman of the meeting at which the same shall be passed, and which book shall and may be produced and read, and taken as evidence of such byelaws, in all courts whatever; and any inhabitant or servant, or other person admitted to such garden by any inhabitant, offending against the same, after they shall have been duly allowed as herein-after provided, upon proof thereof ^{F1}. . ., shall be liable [^{F2}on summary conviction] for each offence to a penalty not exceeding [^{F3}level 1 on the standard scale]: Provided always, that such byelaws shall not come into operation until the same shall have been allowed by some judge of one of the Superior Courts, or by [^{F4}the Crown Court]; and it shall be incumbent on such judge or [^{F4}the Crown Court], on the request of such committee, to inquire into any byelaws tendered to them for that purpose, and to allow or disallow the same as they think meet.

Textual Amendments

- F1** Words in s. 4 repealed (5.11.1993) by 1993 c. 50, s. 1(1), **Sch. 1 Pt.IV**.
- F2** Words in s. 4 inserted (5.11.1993) by 1993 c. 50, s. 1(2), **Sch. 2 Pt. I para.5**.
- F3** Words substituted by virtue of **Criminal Justice Act 1982 (c. 48, SIF 39:1), s. 46**
- F4** Words substituted by virtue of **Courts Act 1971 (c. 23), Sch. 8, para. 2**

Changes to legislation:

There are currently no known outstanding effects for the Town Gardens Protection Act 1863, Section 4.