

GLASGOW CITY COUNCIL

CIVIC GOVERNMENT (SCOTLAND) ACT 1982

MANAGEMENT RULES REGULATING PUBLIC PARKS, GARDENS, OPEN SPACES AND PLACES OF PUBLIC RESORT OR RECREATION

GLASGOW CITY COUNCIL by virtue of the powers conferred on it by **Section 112 of the Civic Government (Scotland) Act 1982 and the City of Glasgow District Council Confirmation Order Act, 1988** hereby makes the following management rules for the Council's parks and open spaces.

1. Interpretation

In these Rules, the following words carry these meanings:

- 1.1 **“Council”** means Glasgow City Council.
- 1.2 **“Park”** means any land or premises which is owned, occupied or managed by the Council or is otherwise under the control of the Council and to which the public has access, whether on payment or not and which is used for the purposes of recreation, games, sports or amusements or as a public playground, gardens, wildlife site, open space or path network and all buildings, structures, works, and all such areas which shall include the area known as George Square, Glasgow.
- 1.3 **“Authorised Officer of the Council”** means any employee of the Council or any of its Arms Length External Organisations (ALEOs) or any person authorised by the Council to enforce these Rules.
- 1.4 **“Director”** means the Executive Director of Land and Environmental Services or his/her nominee or other duly authorised person or the appropriate department with responsibility for parks in the city of Glasgow.
- 1.5 **“Motor Vehicle”** means a mechanically propelled vehicle, intended or adopted for use on roads.
- 1.6 Commercial events or commercial activities are those that are organised for the purposes of making profit or deriving any form of financial benefit.
- 1.7 Non-commercial events or non-commercial activities are those where surplus funds generated by the event are reinvested solely for the purposes of furthering the aims and activities of the organisation or group.
- 1.8 **“Non-motorised water-based activities”** includes activities such as canoeing, rowing, sailing and swimming.

2. Behaviour

2.1 Do:

- (a) respect other park users and allow them to enjoy the park alongside you
- (b) be safe
- (c) put your litter in the bins provided or take it home
- (d) comply with advisory signs and formal notices.

2.2 Do not:

- (a) do anything which causes or is likely to cause annoyance, offence, alarm or distress to any other park user
- (b) damage anything or do anything that might potentially cause damage
- (c) remove any artefact or plant
- (d) enter or stay in any park when it is closed
- (e) enter any building if not authorised to do so
- (f) obstruct any gateways or other entry
- (g) dam, or obstruct any waterway
- (h) carry or discharge any firearm or other weapon
- (i) bring into, deposit or leave any substance or article likely to cause injury or damage to any person, animal or property
- (j) smoke in any playground or any other place in any park where a notice prohibits smoking
- (k) attach or leave notices or memorabilia on fences, trees, gates

2.3 Where behaviour causes or is likely to cause annoyance, offence, alarm or distress to any other park user, an Authorised Officer of the Council may take action under Section 13 of these Rules and may seek assistance from the Police as required.

3. Animals

3.1 Leading, exercising, training or riding animals is allowed in parks unless a notice is posted otherwise, provided the animal is kept under reasonable control. Reasonable control means that the person in charge of the animal must manage that animal in such a way as not to cause annoyance, offence, alarm or distress to any other park user.

3.2 The person in control of a dog must ensure that any excrement is picked up and either removed from the park or deposited in a bin within the park.

3.3 Animals are not allowed in areas designated for play or on sports pitches when pitches are in use.

3.5 Do not:

- (a) displace, disturb, ill-treat, injure, take or destroy any animal, nest or egg,
- (b) set or use any form of trap, firearm, weapon or other means for the taking, injury or destruction of any animal,

4. Water

- 4.1 Non-motorised water-based activities are allowed in rivers, lochs and reservoirs in parks providing activities are carried out in a safe and responsible manner, except where there is a notice specifically prohibiting such activity, and not in ornamental ponds, fountains or in waterways specifically managed for wildlife.
- 4.2 Pond dipping for educational purposes is allowed. Anything taken should be returned.
- 4.3 Fishing is only allowed at designated fishing zones or where fishing rights apply.
- 4.4 Do not go upon any ice formed over a body of water in any park without the prior written consent of the Director.

5. Motor vehicles and parking

- 5.1 Do not bring motor vehicles into parks without the prior written consent of the Director, except when entering or leaving a designated parking place. Vehicles displaying a blue badge, mobility scooters, powered wheelchairs, electrically assisted power cycles and emergency vehicles are allowed without any written consent.
- 5.2 Vehicles must be driven safely and must not risk causing injury or damage to other park users. Vehicles must be driven as slowly as possible and must use hazard warning lights where fitted.
- 5.3 Where parking facilities are provided in any park, they are provided for park users, are available only during such times as the park and buildings are open and being used by visitors and are for short term parking only. The Council may impose a charge for such parking.
- 5.4 Overnight parking of vehicles is not allowed except with the prior written consent of the Director.
- 5.5 Any vehicle abandoned, unlawfully parked, parked outwith designated parking areas, or causing obstruction may be removed from the park and stored for collection in accordance with the signage displayed in parks.

6. Cycling

- 6.1 Cycling is encouraged in parks.
- 6.2 Cyclists must maintain reasonable control of the cycle and be considerate of other park users, especially taking into account that park users may not see or hear cyclists and may not be able to move quickly out of the way.

7. Fires, Barbeques and Camping

- 7.1 Do not, except with the prior written consent of the Director:
 - (a) camp overnight
 - (b) light an open fire
- 7.2 Barbeques are allowed provided due care and attention is paid to the risk of fire and of scorch damage to parks furniture and grass. All litter and debris must be removed from the park.

8. Alcohol, drugs and solvents

- 8.1 Alcohol cannot be sold or supplied in any park except with the prior written consent of the Director and where a proper licence has been granted.
- 8.2 Alcohol cannot be consumed in any park, except with the prior written consent of the Director and in accordance with the Glasgow City Council Byelaws Prohibiting Consumption of Alcoholic Liquor in Designated Places.
- 8.3 No one who, in the opinion of any Authorised Officer of the Council, is under the influence of alcohol, drugs or solvents and is likely to cause annoyance, offence, alarm or distress to any other park user shall enter or remain in any park or buildings therein.

9. Events and Other Activities

- 9.1 Events held in parks must have the prior written consent of the Director.
- 9.2 Metal Detecting

See note 1 below

(The use of metal detectors is allowed, but only when the user is a member of the National Council for Metal Detecting, and is in possession of a permit issued by the National Council for Metal Detecting for detecting in Glasgow's parks.)

- 9.3 Geocaching is allowed, providing the Geocaching Association of Great Britain's Code of Conduct is followed.

10. Commercial activity

- 10.1 Do not, except with the prior written consent of the Director:
- (a) sell, deliver, provide or hire any items, goods or services,
 - (b) carry out any market research, survey, or any other activity of a similar kind in relation to commercial activities,
 - (c) beg for or solicit or collect money, gifts or subscriptions for any purpose whatsoever.

11. Charges

- 11.1 The Council reserves the right to levy a charge or charges for the use of any park or for any facilities or services provided in any park.

12. Miscellaneous

- 12.1 The Council is not responsible for any loss or damage to any vehicle or any other property left in any park.
- 12.2 The Council is not responsible for any loss, injury or damage suffered by any person in any park where such loss, injury or damage was occasioned by conduct of any person in contravention of these Rules or by failure to take proper and reasonable care whether on the part of the person who suffered such loss, injury or damage or such other person who was at the relevant time responsible for that person.
- 12.3 On occasion, for limited purposes, including to allowing ticketed admission for a particular event; in the interests of safety and security; and/or for ensuring the protection of privacy; the Director may make an order under Section 11 of the Land Reform (Scotland) Act 2003 exempting any park, or any part of any park, for a specified purpose and a specified time from the access rights which would otherwise be exercisable. Any order under Section 11 having effect for 6 days or longer will be subject to prior public consultation and approval by Ministers.

13. Enforcement

- 13.1 If an Authorised Officer of the Council has reasonable grounds for believing that a person has contravened or is contravening any of the foregoing management rules they may expel or exclude that person from the park in terms of Section 116 of the Civic Government (Scotland) Act 1982.
- 13.2 A person who persistently contravenes or attempts to contravene the foregoing management rules and is, in the opinion of the Council, likely to contravene them again, shall be liable to be made the subject of an exclusion order by the Council for a period not exceeding one year under the terms of Section 117 of the Civic Government (Scotland) Act 1982.
- 13.3 If any person who is expelled or excluded from any park fails to leave or re-enters the park they shall be guilty of an offence and liable, on summary conviction, to a fine under the terms of Section 118 of the Civic Government (Scotland) Act 1982.

14. Appeal

- 14.1 Any person who wishes to appeal against a decision made regarding the enforcement of these Rules can appeal in writing to the Executive Director of Land and Environmental Services, and shall receive a written reply. If unhappy with the response, the person can use the Council's complaints policy and thereafter the Local Government Ombudsman if still unhappy with the result.
- 14.2 A person who has been made subject to an exclusion order can make representation to the Council at any time up to the date when the order would have taken effect under the terms of Section 117 of the Civic Government (Scotland) Act 1982.

Note 1

The National Council for Metal Detecting does not issue permits. The use of metal detectors in parks requires the prior written consent of the Director.