

**NATURE CONSERVANCY COUNCIL
LOWER DERWENT VALLEY NATIONAL NATURE RESERVE
BYELAWS**

The Nature Conservancy Council in exercise of the powers conferred upon them by sections 20 and 106 of the National Parks and Access to the Countryside Act 1949 and of all other powers enabling them in that behalf hereby make the following byelaws for the protection of the National Nature Reserve at Lower Derwent Valley in the Parishes of North Duffield, Thorganby and Wheldrake in the District of Selby and County of North Yorkshire, in the Parishes of Bubwith and Ellerton in the District of Boothferry in the County of Humberside and in the Parishes of Cottingwith, Sutton upon Derwent, Melbourne and Thornton in the District of East Yorkshire in the County of Humberside.

1. In these byelaws:
 - a. “the Reserve” shall mean the pieces or parcels of land containing in the whole 419 hectares or thereabouts and situate in the Parishes of Bubwith, Cottingwith, Ellerton, Melbourne, Sutton upon Derwent and Thornton in the County of Humberside, and the Parishes of North Duffield, Thorganby and Wheldrake in the County of North Yorkshire declared to be managed as a National Nature Reserve by the Declarations dated the nineteenth day of April 1990 and the twenty fourth day of January 1991 made by the Nature Conservancy Council in pursuance of section 19 of the National Parks and Access to the Countryside Act 1949 and all other powers enabling them in that behalf, and the Reserve is for the purpose of identification shown as nearly as may be on the plan annexed to these byelaws and thereon hatched black:
 - b. “the Council’ shall mean the Nature Conservancy Council: and
 - c. “firearm’ shall have the same meaning as in Section 57 of the Firearms Act 1968.
2. Within the Reserve the following acts are hereby prohibited except insofar as they may be authorised by a permit issued by the Council in accordance with the Byelaws and are necessary to the proper execution of his duty by an officer of the Council or by any person, or servant of any person, employed or authorised by the Council.

RESTRICTION OF ACCESS

- i. Entering at any time those parts of the Reserve where notice to keep out has been posted by order of the Council;

DAMAGE TO OR DISTURBANCE OF THINGS IN THE RESERVE

- ii. Spreading or using any net, or setting or using any lamp or other instrument or any snare or lure, for the taking, injury or destruction of any living creature;

Notes for Guidance: 1949c.97: sections 20 and 106 were amended by the Nature Conservancy Council Act 1973 (c. 54) Schedule 1. And in section 106 the references to the Local Government Act 1972 were substituted by virtue of section 272 (2) of the Act (c.7D)

- iii. Taking, molesting or intentionally disturbing, injuring, or killing and living creature;
- iv. Taking or intentionally disturbing or destroying the eggs, larvae, pupae or other immature stages, or the place used for the shelter or protection of any living creature;
- v. Intentionally removing or displacing any tree, shrub, plant, fungus or part thereof, or any unfashioned mineral thing including water;
- vi. Climbing or ascending any tree or climbing or placing a ladder or steps against any tree;

BRINGING ANIMALS INTO THE RESERVE

- vii. Intentionally bringing, or permitting to be brought, into the Reserve any living creature, or the egg of any living creature, or any plant, or any seed or any other part of any plant, in such circumstances that it is likely that such creature or plant will reproduce or propagate itself, or such egg will hatch, or such seed will germinate;
- viii. Bringing into, or permitting to remain withing, the Reserve:-
 - a. Any dog unless it is kept on a lead and is prevented from worrying or disturbing any animal or bird; or
 - b. Any other animal;
- ix. Turning out any animal of poultry to feed or graze;

AREAS OF WATER

- x. Committing any act which pollutes or is likely to cause pollution of any water;
- xi. Bathing or wading in any water;
- xii. Water skiing, windsurfing, boardsailing or ice skating;
- xiii. Sailing model boats;
- xiv. Propelling by any means whatever any boat on an area or stretch of water, other than a public waterway;

- xv. Mooring or leaving or launching ant boat;
- xvi. Obstructing if the flow of any drain or watercourse;

USE OF VEHICLES

- xvii. Driving, riding, propelling or leaving any mechanically propelled vehicle including hovercraft;
- xviii. Launching or landing, except in case of emergency, any aircraft, including hang glider, motorised glider, or microlite craft or operating such an aircraft at a height that persons on the ground or in buildings may be inconvenienced or annoyed or birds may be disturbed;

USE OF CERTAIN EQUIPMENT

- xix. Using any apparatus for the transmission, reception, reproduction, or amplification of sound, speech or images by electrical or mechanical means, except apparatus designed and used as an aid to defective hearing and apparatus used in a vehicle so as not to produce sound audible by a person outside the vehicle;
- xx. Using any devices designed or adapted for detecting or locating any metal or mineral in the Reserve;

USE OF FIRE-ARMS ETC

- xxi. Being in possession of a fire-arm, with ammunition suitable for use in that fire-arm, or discharging a fire-arm or lighting a firework;
- xxii. Projecting any missile manually or by artificial means including by means of crossbow or catapult;

GENERAL PROHIBITION

- xxiii. Erecting, occupying or using any tent, shed, caravan, or other structure for the purpose of camping;
- xxiv. Flying any kite or model aircraft;
- xxv. Erecting any post, rail, fence, pole, stand, building or other structure;
- xxvi. Neglecting to shut any gate or to fasten it if any means of doing so are provided;
- xxvii. Posting or placing any notice or advertisement;
- xxviii. Selling or offering, or exposing for sale, or letting for hire or offering or exposing for letting for hire, any commodity or article, or selling or offering for sale any service;
- xxix. Engaging in any activity which is causing or likely to cause a disturbance or holding any show, performance, public meeting, exhibition of sports or the playing of any organised games;

- xxx. Intentionally or recklessly removing or displacing, any notice board, notice exhibited by order of the Council, apparatus, wall, boundary bank, fence, barrier railing, post or hides;
- xxxi. Roller skating, skiing, tobogganing, or skate-boarding;
- xxxii. Lighting any fire, stove, heater or other appliance capable of causing a fire;
- xxxiii. Letting fall or throwing any lighted match or lighted substance in a manner likely to cause a fire;
- xxxiv. Intentionally leaving items in a place other than a receptacle provided by the Council for the deposit of litter or refuse; and

INTERFERENCE WITH DULY AUTHORISED OFFICER

- xxxv. Intentionally obstructing any officer of the Council or any person or the servant of any person, employed or authorised by the Council in execution of any works including research or scientific work connected with the laying out, maintenance or management of the Reserve.
3. i. The Council may issue permits authorising any person to do any act or class of acts within the Reserve or any part thereof which would otherwise be unlawful under these byelaws; and
- ii. Any such permit shall be issued subject to the following conditions: -
- a. that it must be carried whenever a visit is made to the Reserve, and produced for inspection when required by a person duly authorised by the Council in that behalf; and
 - b. that it may be revoked by the Council at any time.
4. These byelaws shall not operate so as to interfere with the exercise:-
- i. By a person of
 - a) a right vested in him as owner, lessee or occupier of land in the Reserve;
 - b) any easement or profit a prendre to which he is entitled;
 - c) any public right of way;
 - ii. of any function of a local authority or statutory undertaker;
 - iii. by a constable or a member of the armed forces or of any fire brigade or ambulance service of the performance of his duty.
5. Any person who offends against any of these byelaws shall be liable on summary conviction to a fine not exceeding level 2 on the Standard Scale.