



Te Kaunihera o  
**Te Awa Kairangi ki Uta**  
**Upper Hutt City Council**

# Upper Hutt City Council

## Parks and Reserves Rules

June 2022

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**1. INTERPRETATION**

In these rules, unless inconsistent with the context –

**AUTHORISED OFFICER** means any person appointed by the local authority to act on its behalf and with its authority.

**CUSTODIAN OR RANGER** means any person for the time being appointed by the local authority to control or supervise any Reserve.

**RESERVE** includes any open space, plantation, park, garden, or ground set apart for public recreation or enjoyment which is now or hereafter may be under the management or control of the local authority.

**PARKING** means the standing of a vehicle in any place for a period in excess of 5 minutes and **PARK** shall have a corresponding meaning.

**2. ENTRANCES AND EXITS ONLY TO BE USED**

No person shall enter or leave any Reserve except through the openings, gateways, entrances or exits provided for the purpose.

**3. OBSTRUCTION OF ENTRANCES, ETC**

No person shall wilfully obstruct any of the approaches, entrances, exits, thoroughfares, or walks of any Reserve and (where gates are provided) no person shall enter any Reserve save while the same is open for the admission of the public.

**4. DAMAGE AND INTERFERENCE**

A. No person shall in any Reserve enter any of the enclosures or places set apart for the cultivation of plants, nor walk, drive, ride, trespass, trample, or in any other way cause damage:-

(i) On any portion of the Reserve on which the same is forbidden by notice either general or particular; or

(ii) On any plantation, flowerbed, or border.

B. No person shall deface by writing or otherwise or in any other manner damage the walls of or anything appurtenant to any building in any Reserve, or therein act or use the same otherwise than in a cleanly and decent manner.

**5. LITTER**

No person shall leave any bottle, tin, glass, crockery, paper, remnants of food, or other litter within the limits of any Reserve otherwise than in receptacles provided therefore.

**6. POLLUTION**

No person shall deposit, discharge or leave any deleterious offensive or dangerous matter or cause pollution within the limits of any Reserve or any stream, dam or fountain therein.

**7. DOGS**

**A. DOG EXERCISE AREAS**

Dogs may be exercised at large, but under the control of their owners or a responsible person who has the owner's permission to walk and/or exercise that dog in all Upper Hutt Parks, except:

- all playgrounds at all times; and
- all sports fields while a sporting event is in progress; and
- all parks while Council approved activities are in progress; and
- Birchville Park and Te Haukaretu Park at all times (on lead exercise is still permitted).

**B. FOULING IN PUBLIC PLACES**

Every person, while having in his or her care or control, any dog which fouls any public place with faecal matter, is required to remove such faecal matter immediately. The faecal matter is to be disposed of responsibly.

**8. WATER**

No person shall permit or cause wastage of water or permit any water tap to flow for a longer period than may be reasonably required for the filling of utensils for drinking, cooking, or washing purposes; nor shall any person in any manner pollute or otherwise render unfit for use for human consumption or otherwise any water supply in any Reserve.

**9. RIDING AND DRIVING**

No persons shall park, ride or drive any motor vehicle or cart, motorcycle, power cycle or bicycle, or drive, ride or lead any horse, or other animal on any area of any Reserve except on those areas set aside specially for such purpose.

**10. SPEED**

No person shall drive any motor vehicle or motorcycle or power cycle in any Reserve at a speed in excess of 20km/hr.

**11. NOTICES AND SIGNS**

No persons shall post or interfere with any placard, sign or notice board in, or about any Reserve without the prior permission of an authorised officer of the local authority, nor without such permission distribute any handbill or notice therein or at any of the entrances thereto.

**12. BATHING**

No person shall bathe or wade within a Reserve in any water where such bathing or wading has been forbidden by the local authority.

**13. LIGHTING FIRES**

- A. No person shall light any fire except in a place specially provided by the local authority for that purpose, or set fire to any vegetation in any Reserve.
- B. No person shall light any fire or continue burning the same in a Reserve after sunset without the consent of an authorised officer of the local authority or the custodian.

**14. ERECTION OF TENTS AND BOOTHS**

No person shall put up or erect any stall, tent, camp, booth, swing, amusement device, or structure of any kind within any Reserve except by permission of an authorised officer of the local authority, and then only in compliance with every condition under which such permission may be granted.

**15. TRADING AND INTOXICATING LIQUORS**

- A. No person shall sell or offer for sale any article of food or merchandise or liquor, intoxicating or otherwise, or any kind of drink, or carry on any trade, pursuit, or calling within any Reserve, without permission of an authorised officer of the local authority and then only in compliance with every condition under which such permission may be granted.
- B. No person shall at any time consume or remain on any Reserve for the purpose of consuming, intoxicating liquor except as has been lawfully sold under the foregoing provisions.

**16. MISBEHAVIOUR**

Within the limits of any Reserve, no person shall wilfully obstruct, disturb, annoy or interfere with any other person in the use or enjoyment of any Reserve or use any foul, abusive, indecent or obscene language, or be intoxicated or under the influence of drugs, or noisy, or riotous, or in any way misbehave.

**17. DESTRUCTION OF BIRDS ETC**

No person shall by any means whatsoever destroy, shoot, snare, injure, interfere with or take any animal, fish, bird, bird's nest or bird's egg, or attempt to do so, in or from any Reserve without the prior consent of an authorised officer of the local authority;

Provided that in the case of any animal or bird protected by the Wildlife Act 1953, no such permission shall be granted unless and until the provisions of the Act have been complied with.

**18. ASSEMBLIES**

No person shall, within the limits of any Reserve and except with the prior authority of an authorised officer of the local authority, organise, hold, or conduct, or attempt to hold or conduct, any public meeting, gathering, fair or fete, or demonstration, or make any public address or attempt to collect a crowd.

**19. INTERFERENCE WITH EMPLOYEES**

No person shall in any Reserve interrupt or interfere with any person working therein.

**20. SPORTS AND GAMES**

- A. The authorised officer of the local authority in charge of Reserves and in his absence the custodian, may prevent any game being played therein which in his opinion is liable to damage the said Reserve or anything therein, or which in his opinion is otherwise undesirable or unseemly.
- B. Every person who shall fail forthwith upon the request of the custodian or authorised officer as aforesaid to desist from playing or taking part in any such game shall be guilty of an offence against this Part of this bylaw.
- C. No person shall play any game in any Reserve except upon such portions thereof as shall be set apart for that purpose or as the custodian or authorised officer shall direct.
- D. No person shall play at or engage in or practice activities or sports on any playing ground or part thereof on any Reserve after being requested by the custodian or authorised officer to leave such playing ground or Reserve or any part thereof, or when any notice is erected at the main entrance to such playing ground or Reserve or on the particular part thereof bearing the words GROUND CLOSED TO PLAY whether alone or with any other words.
- E. No person shall play or practise golf except on a Reserve which the local authority has by resolution set aside for that purpose.

**21. FIREARMS ETC**

- A. No person shall within the limits of any Reserve and without the prior permission of an authorised officer of the local authority –
  - (i) Take, use or carry any firearm, axe or similar weapon or other instrument of a dangerous character, or any airgun or bow and arrow, or let off any fireworks; or
  - (ii) Throw stones or other projectiles or missiles either by hand or by means of a catapult or other appliance.
- B. Any custodian may take into his possession and retain while the person carrying the same is in any Reserve, any weapon or instrument aforesaid, without being liable for any claim arising therefrom.

**22. MODEL AEROPLANES**

No person shall fly any model aeroplane except with the prior permission of an authorised officer of the local authority and then only in compliance with every condition under which such permission is granted.

**23. LANDING OR AEROPLANES ETC**

No person shall make use of any part of any Reserve for the purpose of the landing thereon or flying therefrom of an aeroplane or of any kind of flying machine or glider except in case of emergency or in accordance with the prior permission of an authorised officer of the local authority.

**24. LOCAL AUTHORITY OFFICERS**

No act by any officer, employee, or agent of the local authority when engaged in the performance of his duties on any Reserve shall constitute an offence against this Part of this bylaw.

**25. TIMES OF OPENING OF RESERVES**

- A. The local authority may from time to time, by resolution publicly notified, prescribe the period or periods during which any particular Reserve shall be open to the public.
- B. If the local authority has prescribed such period or periods in manner aforesaid, no person shall be in or upon or remain in or enter such Reserve otherwise than during such period or periods.

**26. CLOSING IN SPECIAL CIRCUMSTANCES**

- A. If in his opinion at any time any Reserve is being used or is likely to be used for any purpose which may result or be likely to result in riotous conduct or in civil disorder, the officer authorised by the local authority in that behalf may, by notice in any newspaper circulating in the district under its jurisdiction or by notice erected or displayed on the entrances to such Reserve, declare such Reserve to be closed for such period as he shall deem advisable.
- B. No person shall enter or remain in such Reserve during such period of closing without the prior permission of an authorised officer of the local authority.

**27. CHARGES ON SPECIAL OCCASIONS**

- A. The local authority may close all or any portion or portions of any Reserve set apart for particular games during such times as it thinks fit, and where charges may lawfully be made, may by resolution fix charges within legal limits for the right to use such portions as are open to the public.
- B. The local authority may by resolution adopt regulations governing the use of such portions and the play thereon, and may similarly fix charges therefore. Every playing area shall be used only for the purpose for which it was constructed or set apart, and no person shall go thereon for the purpose of playing unless he shall have first paid the charge fixed for that purpose.
- C. Every person who on any day for which a charge is payable for admission to any Reserve or any part thereof enters any such Reserve or part thereof without paying the proper charge shall be guilty of an offence against this Part of this bylaw.
- D. Every person who on any day for which a charge is payable for admission to any Reserve or any part thereof has, before the hour at which any exhibition, show, game, programme of sports, or other entertainment for which the charge is made is due to commence, entered such Reserve or part thereof without paying the prescribed

charge for admission, shall before the commencement of such exhibition, show, game, programme of sports, or other entertainment either pay the proper charge for admission or leave such Reserve or part thereof.

**28. ORDERING OFF**

Every person committing any breach of the provisions of this Part of this bylaw shall, upon request by the custodian or any authorised officer, immediately leave the Reserve and may be prohibited for appearing on the Reserve for such period as the authorised officer deems fit, but shall nevertheless be liable also to be prosecuted for such breach, and any person failing with all reasonable speed to comply with such request shall be guilty of a further offence.

**29. OFFENDERS REQUIRED TO GIVE NAMES**

Any person who in the opinion of the custodian or any duly authorised officer commits a breach of any of the provisions of this Part of this bylaw shall if so requested by the custodian or authorised officer supply his full name and address.