Management Rules for Public Parks and Greenspace



The City of Edinburgh Council in exercise of the powers conferred on them by Section 112 of the Civic Government (Scotland) Act 1982 hereby make the following Management Rules for the Council's Parks, Gardens and open spaces:

Interpretation

In these management Rules the following words have the meanings given to them:
"Council" means The City of Edinburgh Council;

"Park" means any land provided, owned, leased, occupied or managed by the Council within the City of Edinburgh and used as a recreation ground, public playground, public open space, public walk, walkway, woodland, ornamental or pleasure ground or gardens and all buildings and works connected therewith;

"Council Official" means an employee of the Council or of Edinburgh Leisure, or any person authorised by the Council to enforce these rules;

"Code" means the Scottish Outdoor Acces Code, the guidance on the Land Reform (Scotland) Act 2003.

Summary

Any person who appears to be breaking, has broken or is about to break any of the following rules may be asked by a Council Official to leave the Park. Any person refusing to leave will be guilty of an offence and liable on summary conviction, to a fine not exceeding level one on the standard scale.

1. No person shall in any park wilfully obstruct, interrupt, verbally insult or annoy employees or agents of the Council in carrying out their duties.
2. Any written permission required by these rules must be shown on request to a Council Official.
3. The Council may decide to waive any particular Rule at any time.

General

The following acts are prohibited:

4.1 Behaviour which causes (or in the opinion of a Council Official is likely to cause) annoyance, offence, alarm or distress to any other park user.

4.2 Any wilful or careless act which damages or removes any artefact, plant, tree, shrub, building, structure, equipment, furniture or fitting.

4.3 Depositing litter except in litter bins provided for the purpose.

4.4 Pursuing any activity which endangers (or in the opinion of a Council Official is likely to endanger) any person or property.



4.5 Ball games in Princes Street Gardens and Saughton Walled Gardens.

4.6 Fishing in any water course without permit.

4.7 Depositing or leaving any substance or article which is likely (in the opinion of a Council Official) to cause injury or damage to any person or property.



4.8 Metal detecting in any park without the written permission of the Scottish Detector Club, subject to an agreement between the Council and the Scottish Detector Club being valid.

The following acts are prohibited unless the Council's written permission has been obtained first:

4.9 Entering into or wilfully remaining in a Park when it is closed to the public.

4.10 Selling, hiring or offering for sale or hire any items or goods or services.

4.11 Displaying or handing out advertisements, conducting surveys or giving any displays or performances.

4.12 Begging or busking.

4.13 Engaging in any commercial activity whatsoever (including, without limitation, dog walking services, photography, filming and fitness training services).

Dogs and Horses

The following acts are prohibited:

5.1 Allowing a dog to enter in or on a children's play area or area of the Park that is designated as a 'dog free area.'

5.2 Allowing dogs to foul in a public Park unless the person in charge of the dog immediately removes the fouling (within the provisions of the Dog Fouling (Scotland) Act 2003).

5.3 Failing to keep a dog under close control in any Park.

5.4 Failing to keep a dog under close control, at heel or on a short lead when near young farm animals and at nesting time (April – July) in woodlands, grasslands, moorland and at the seashore.

5.5 Allowing a dog to run onto sports pitches when these are in use.

5.6 Leading, riding, training or exercising a horse in a manner which falls short of the responsibilities in the Code.

BBQs, Fire and Camping

The following acts are prohibited:

6.1 Lighting barbecues outwith designated barbecue sites, where these are provided, or in areas or in a manner likely to burn or scorch the ground or cause danger or nuisance to other Park users or neighbouring residents.

6.2 Failing to remove litter associated with BBQs and picnics.

The following acts are prohibited unless the Council's written permission has been obtained first:

6.3 Lighting an open fire in any Park.

6.4 Camping within one mile of a public road.

Cycling

The following acts are prohibited:

7.1 Cycling in a manner which falls short of the responsibilties in the Code.

7.2 Cycling off the paths in woodland and other areas sensitive to environmental damage.

Motor Vehicles

The following acts are prohibited unless the Council's written permission has been obtained first:

8.1 Driving or using or leaving any car, motorbike, quad bike, mini moto, or other vehicle, or parking a caravan, except on roads and in car parks provided by the Council for cars and vehicles, unless the Council's permission has been obtained first. This rule does not apply to prams and wheelchairs used for carrying children or people with a disability.

The following acts are prohibited:

8.2 Operating any motorised or mechanically propelled toy or model vehicle, aircraft or boat so as to disturb wildlife, endanger or give annoyance to other people or if asked by a Council Official not to do so.

Events and Other Activities

The following acts are prohibited unless the Council's written permission has been obtained first:



9.1 Holding an event, performance, ceremony in any Park, or a demonstration or public meeting in any Park except East Meadows, Calton Hill or Leith Links.

9.2 Carrying, or discharging any firework or firearm.

9.3 Playing any organised game or sport on pitches provided by the Council.

Short Hole Golf Courses

The following acts are prohibited for those not engaged in the game of golf:

10 Going onto playing surfaces when these are in use and onto greens at all times.

Expulsion and Exclusion from Parks

11.1 Where a Council Official has reasonable grounds for believing that a person has contravened, is contravening or is about to contravene any of these Management Rules, they may expel that person from the Park.

11.2 Where a Council Official has reasonable grounds for believing that a person is about to contravene any of these Management Rules, they may exclude that person from the Park.

11.3 Where a person has persistently contravened or attempted to contravene these Management Rules and in the Council's opinion is likely to contravene them again, the Council may decide to make that person subject to an exclusion order for a specified period of up to one year.

11.4 An exclusion order made under Rule 11.3 shall take effect on such date as the Council may decide, being not less than 14 days after the decision to make that person subject to an exclusion order.
A person who has been made subject to an exclusion order:

i) shall be entitled to written notice of the decision to make the exclusion order, containing a statement of the reasons for that decision, and

ii) shall be entitled to make written or oral representations to the Council at any time up to the time that the order would have taken effect but for the representation being made.

EDINBVRGH
YOUR COUNCIL – YOUR ENVIRONMENT

Designed by the City of Edinburgh Council • SfC • 12.183