



SHOEBURYNESS AND DISTRICT

MILITARY LANDS

BYE-LAWS

made by His Majesty's Principal Secretary of State for the War Department under the provisions of the Military Lands Acts, 1892 to 1903, for regulating the use of certain War Department lands in the Shoeburyness District specified in the Second Schedule hereto for the purposes to which they are appropriated and for prohibiting all intrusion on such lands and all obstruction of the use thereof.

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OFFENCES.

1. No costermonger, hawker, pedlar, huckster, marine store or other dealer, or rag and bone and bottle gatherer, or book-maker or racing or betting tout, or vendor of newspapers or any kind of literature, or vendor of refreshments, or photographer, or person engaged in any similar traffic or occupation to any one of those specified, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, shall intrude, or enter, or be upon the said War Department lands for the purpose of selling, buying or trafficking or otherwise carrying on his or her or any like business or calling.

2. No person shall deposit or distribute or cause to be deposited or distributed upon the said War Department lands any hand-bills, literature or other printed matter of any description.

3. No person shall, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, attempt to cause or cause to assemble upon the said War Department lands any number of persons or address any such persons when assembled.

4. No person, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, shall affix any posters, bills or notices of any description in or on the boundaries or walls of the said War Department lands.

5. No person shall enter or be upon the said War Department lands for the purpose of committing a nuisance or of idling, loitering, or behaving in an indecent or disorderly manner, or for the purpose of gaming, betting or wagering.

6. No person shall enter or be upon the said War Department lands for the purpose of carrying, or of applying for permission to carry, the kits of Soldiers or other persons, or of obtaining any other kind of casual employment.

7. No person shall enter or be upon the said War Department lands for the purpose of removing cartridge cases, lead from the Butts or any kind of metal or other material, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness.

8. No person whatever shall continue on the said War Department lands after being warned off by an Officer or by any person acting under the authority of an Officer. Nor shall any vehicle, animal or thing be allowed to remain on the said lands after the owner, or the person for the time being in charge thereof, shall have been warned to remove the same by an Officer or by any person acting under the authority of an officer.

9. No person, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, shall camp, whether in tents or caravans or otherwise, or bivouac or sleep out upon the said War Department lands.

10. No person, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, shall deposit broken glass or other rubbish upon the said War Department lands.

11. No night walker or common prostitute shall locate herself in, or trespass on, or resort to the said War Department lands for the purpose of prostitution.

12. No person, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, or the D.C.R.E., Shoeburyness, shall cut grass or growing crops or cut and remove turf or use the said War Department lands for the purpose of grazing any horse, cow, sheep or other animal.

13. No person, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, or the D.C.R.E., Shoeburyness, shall cut or deface any growing trees or shrubs or remove any timber, trees or shrubs from the said War Department lands, nor shall any person enter or be upon the said lands for the purpose of damaging trees or other property situated on the said lands.

14. No person shall enter or be upon the said War Department lands for the purpose of pursuing or killing game or other birds or animals or of fishing in any water within the said lands or of digging for bait on the War Department foreshore without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness.

15. No person, without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, shall light a fire on the said War Department lands for any purpose whatever; nor shall any person by throwing down lighted or live matches or in any other way do anything causing or tending to cause a fire to break out on the said lands.

16. No person shall ride a horse or bicycle or drive any motor-car or other vehicle upon any footpath by the side of any War Department road maintained by the War Department and situate on the said War Department lands.

17. No driver of a hackney carriage, taxi-cab or other vehicle shall enter or be upon the said War Department lands for the purpose of plying for hire without a permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness.

18. No motor-car, motor-cycle, or other mechanically propelled vehicle shall pass over the Havengore-Foulness Island Road more particularly described in the First Schedule hereto unless the driver thereof is in possession of a Permit issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, or the D.C.R.E., Shoeburyness.

19. No steam or internal combustion engined tractor with or without a trailer shall pass over the Havengore-Foulness Island Road more particularly described in the First Schedule hereto between the Lifting Bridge, Foulness, and Fisherman's Head, unless the driver thereof is in possession of a Permit for each journey issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness, or the D.C.R.E., Shoeburyness. Such permit shall be in addition to that required under Bye-law No. 18.

20. No char-a-banc or motor-coach shall be driven over any War Department roads including the road mentioned in Bye-law No. 18 unless the driver thereof has received a Permit for each journey issued under the authority of the Officer Commanding Troops, Shoeburyness, or the Superintendent of Experiments, Shoeburyness.

21. Subject to the restrictions contained in Bye-laws Nos. 16, 17, 18, 19 and 20 the public may ride any horse or bicycle or drive any horse-drawn vehicle, motor-car, motor-cycle, char-a-banc, motor-coach or other mechanically propelled vehicle, on any road maintained by the War Department and situate on the said War Department land when such road is not being used for any military purpose, but in such case :—

- (i) The driver of any goods vehicle that is to say a vehicle constructed or adapted for use for the conveyance of

goods or burden of any description or of any vehicle carrying live stock shall not drive at a speed exceeding twelve miles per hour on any such roads.

- (ii) The rider of any such horse or bicycle or the driver of any such horse-drawn vehicle, motor-car, motor-cycle, char-a-banc, motor-coach or other mechanically propelled vehicle, shall, at the request of any person (in uniform) authorised under Bye-law No. 25 (4) or any person (in uniform) authorised in writing under Bye-law No. 25 (5) or if such person put up his hand as a signal for that purpose, stop and not proceed further until a signal to proceed is given.

RIGHTS OF WAY.

22. Nothing in these Bye-laws shall affect any public right of way, but subject as aforesaid the expression "lands" or "War Department lands" shall include all roads on such lands.

WAR DEPARTMENT TENANTS.

23. Nothing in these Bye-laws shall affect the rights of the tenants of the War Department under their Agreements with the War Department.

CONTRAVENTION OF BYE-LAWS.

24. Any person doing anything prohibited by or otherwise contravening any of the preceding Bye-laws numbered 1 to 21 shall be deemed to commit an offence against the Bye-laws so contravened.

OFFICERS AUTHORISED.

25. The persons hereby authorised to remove or to take into custody without warrant any person committing an offence against any of the preceding Bye-laws numbered 1 to 21 or to remove any vehicle, animal or thing found on the said War Department lands in contravention of these Bye-laws are :—

- (1) The Officer Commanding Troops, Shoeburyness.
- (2) The Superintendent of Experiments, Shoeburyness.
- (3) The D.C.R.E., Shoeburyness.
- (4) Any Officer, Warrant Officer, Non-Commissioned Officer, or any Military Policeman for the time being under the command of the said Officer Commanding Troops, the said Superintendent of Experiments, or the said D.C.R.E.
- (5) Any person authorised in writing under the hand of the said Officer Commanding Troops, the said Superintendent of Experiments, or of the said D.C.R.E., or
- (6) Any Constable.

DATE OF OPERATION OF BYE-LAWS.

26. These Bye-laws shall come into force at the date hereof, on and after which date the Bye-laws in respect of Shoeburyness and District Military lands dated seventh day of February, One thousand nine hundred and twenty-seven shall be revoked.

FIRST SCHEDULE—ROADS.

HAVENGORE-FOULNESS ISLAND ROAD.

From Cupid's Corner, via Samuel's Corner, to the Lifting Bridge over Havengore Creek, thence across Havengore Island, New England Creek, New England Island, Shelford Creek (over concrete dam) to Foulness Island. Thence via the concrete road to Fisherman's Head.

SECOND SCHEDULE—LANDS AFFECTED.

The War Department Lands together with all Buildings thereon to which the foregoing Bye-laws apply are situated at the undermentioned places, that is to say:—

- (1) South Shoebury.—All lands within the War Department Boundary Fences and all foreshore below High Water Mark.
- (2) South Shoebury.—War Department Tramway.
- (3) North Shoebury.—All lands within the War Department Boundary Fences.
- (4) North Shoebury.—War Department Tramway.
- (5) North and South Shoebury.—All land known as Experimental Ranges, including saltings, sea wall and beach down to High Water Mark, and all foreshore below High Water Mark.
- (6) Havengore. All Havengore Island, including its saltings and beach down to High Water Mark and all foreshore below High Water Mark, and Havengore Creek.
- (7) New England.—All New England Island including its saltings, sea wall and beach down to High Water Mark, and all foreshore below High Water Mark and Shelford and New England Creeks.
- (8) Foulness.—All War Department property on Foulness Island including its saltings, sea wall and beach down to High Water Mark, and all adjoining foreshore below High Water Mark.

- (9) Shoebury to Foulness.—All foreshore known as Maplin and Foulness Sands.
- (10) Grain Island.—War Department land situated in the Parish of St. James' and used in connection with Yantlet Firing Point.

Dated this twenty-ninth day of October, One thousand nine hundred and thirty-five.

(Signed) HALIFAX,

His Majesty's Principal Secretary of State for the War Department.

NOTICES.

HAVENGORE-FOULNESS ISLAND ROAD.

1. The War Department at any time or times, without giving notice, may close this Road more particularly described in the First Schedule hereto.

2. Applications for permission to use the road should be addressed to the Officer Commanding Troops, or the Superintendent of Experiments or the D.C.R.E., Shoeburyness.

Drivers of vehicles must be prepared to produce their Permits to pass over the road when requested to do so by a Servant of the War Department.

3. Persons using this road do so at their own risk, and the War Department accepts no liability for any accident or damage caused to persons or their property while on any part of the road from whatsoever cause arising.

4. Permission to use this road in accordance with these conditions does not include permission to enter or be upon any War Department lands other than the road.

PENALTY FOR OFFENCES.

5. By Section 17 (2) of the Military Lands Act, 1892, it is provided that:—

If any person commits an offence against any Bye-law under this Act, he shall be liable, on conviction before a Court of Summary Jurisdiction to a fine not exceeding FIVE POUNDS and may be removed by

any Constable or Officer authorised in manner provided by the Bye-law from the area to which the Bye-law applies, and taken into custody without warrant, and brought before a Court of Summary Jurisdiction to be dealt with according to law, and any vehicle, animal, or thing found in the area in contravention of any Bye-law, may be removed by any Constable or such Officer as aforesaid and on due proof of such contravention be declared by a Court of Summary Jurisdiction to be forfeited to His Majesty.

INSPECTION OF MAP SHOWING AREA.

6. The lands, together with all Buildings thereon described in the Second Schedule hereto, to which these Bye-laws apply are shown on a map which may be inspected at the office of the D.C.R.E., Shoeburyness.

WHERE BYE-LAWS CAN BE OBTAINED.

7. Copies of these Bye-laws can be obtained at the Office of the D.C.R.E., Shoeburyness, by any person who desires to obtain the same.

Notwithstanding any fine limit mentioned in the above byelaws the current maximum fine as at 01/09/2008 is the sum of £500 being the maximum on level 2 of the standard scale.