

*Statutory Rules and  
Orders No. 255 of 1929.*



**TYNEMOUTH CASTLE**  
AND  
**SPANISH BATTERIES,**  
In the County of Northumberland.

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**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, with the consent of the Board of Trade, in respect of Artillery Practice from Tynemouth Castle and Spanish Batteries.

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LONDON:

PRINTED UNDER THE AUTHORITY OF HIS MAJESTY'S STATIONERY OFFICE,  
By HARRISON & SONS, LTD., 44-47, ST. MARTIN'S LANE, W.C.2,  
PRINTERS IN ORDINARY TO HIS MAJESTY.

1930.

# TYNEMOUTH CASTLE AND SPANISH BATTERIES.

## BYE-LAWS.

1. The War Department property at Tynemouth Castle and Spanish Batteries, and the foreshore and sea eastward thereof, within the limits hereinafter mentioned and described, shall be closed to all *unauthorised* persons, for the purpose of firing from the Batteries while the warning signals are hoisted in accordance with Bye-laws 6, 7 or 8 as the case may be.

2. The area of foreshore and sea which shall be closed (hereinafter called the "sea area") is bounded as follows:—

### *On the West—*

By a line starting from a point on High Water Mark on the South side of Spanish Battery about 100 yards East of the Old Lifeboat Slip, following the line of High Water round the land end of the North Pier to the North side of Tynemouth Castle, and thence drawn in a direction  $10^{\circ}$  TRUE (N.  $24^{\circ} 47'$  E. Mag.) from the Flagstaff on Tynemouth Castle for a distance of about 11,000 yards to a point from which St. Mary's or Bait Island Lighthouse, bears  $223\frac{1}{2}^{\circ}$  TRUE (S.  $58^{\circ} 17'$  W. Mag.) and thence

### *On the North—*

By a line drawn in a direction  $97^{\circ}$  TRUE (S.  $68^{\circ} 13'$  E. Mag.) until a point is reached from which the North Pier Lighthouse bears  $213^{\circ}$  TRUE (S.  $47^{\circ} 47'$  W. Mag.), and thence

### *On the East—*

By a line drawn in a direction  $158^{\circ}$  TRUE (S.  $7^{\circ} 13'$  E. Mag.), until a point is reached from which the North Pier Lighthouse bears  $270^{\circ}$  TRUE (N.  $75^{\circ} 13'$  W. Mag.) and the Souter Point Lighthouse bears  $240^{\circ}$  TRUE (S.  $74^{\circ} 47'$  W. Mag.), and thence

### *On the South—*

By a line drawn in a direction  $270^{\circ}$  TRUE (N.  $75^{\circ} 13'$  W. Mag.), through the North Pier Lighthouse on to the starting point.

3. When firing is being carried out from Tynemouth Castle Battery only, the North Pier and that portion of the sea area, described in Bye-law 2 above, which lies South of the North Pier will not be closed and signals to this effect will be given as provided in Bye-law 7.

4. When firing is being carried out from Spanish Battery only, that portion of the sea area, which lies West of a line drawn from the starting point, described in Bye-law 2 above, in a direction  $20^{\circ}$  TRUE (N.  $34^{\circ} 47'$  E. Mag.) for a distance of about 11,000 yards to a point from which St. Mary's or Bait Island Lighthouse bears  $236^{\circ}$  TRUE (S.  $70^{\circ} 47'$  W. Mag.), will not be closed and signals to this effect will be given as provided in Bye-law 8.

#### NOTICES.

5.—(a) Public notification that practice will take place by day will be made as follows, seven clear days before the day on which the practice takes place :—

By notice sent to :—

The Secretary, Tyne Improvement Commission.	Newcastle-on-Tyne.
The Superintendent of Police... ..	Tynemouth.
The Chief Coastguard Officer ... ..	Tynemouth.
The Post Master ... ..	Tynemouth.
The Harbour Master ... ..	North Shields.
The Superintendent of River Police ...	South Shields.
The Resident Engineer, Tyne Pier Works.	South Shields.
The Dredging Superintendent, Tyne Improvement Commissioners ...	New Quay, North Shields.
The Quay Master ... ..	North Shields.
The Town Clerk ... ..	North Shields.
Secretary, Trinity House ... ..	London.
The Customs House ... ..	Newcastle.
” ” ... ..	North Shields.
” ” ... ..	South Shields.
” ” ... ..	Blyth.
The Secretary, Tyne Pilotage Authority	South Shields.
Ministry of Agriculture and Fisheries	North Shields.
The Tyne Salmon Conservancy ...	Newcastle-on-Tyne.
The Northumberland Sea Fisheries Committee.	Newcastle-on-Tyne.
The North East Coast Fishing Vessel Owners Association, Ltd.	North Shields.
The Wear Shipbuilders Association ...	Sunderland.
The Secretary, Tyne Shipbuilders Association.	Newcastle-on-Tyne.
The Secretary, North East Coast Ship Repairers Association.	Newcastle-on-Tyne.
The Secretary, North East Coast Engineering Employers' Association.	Newcastle-on-Tyne.

A notice will also be posted outside the Castle Gates.

(b) When practice is to take place by night, notice will be sent to the undermentioned persons, in addition to those mentioned above :—

The Superintendent of Police...	...	Blyth.
The Chief Coastguard Officer ...	...	Blyth.
The Post Master ...	...	Blyth.
The Manager, Seamen's and Fisher- men's Rest.		Blyth.
The Caretaker, Watch House	...	Cullercoats.

(See Note 1 at end of Bye-Laws *re* Annual Programme of Firing.)

### SIGNALS.

6. In respect of combined firing from Tynemouth Castle and Spanish Batteries over the whole of the Sea Area described in Bye-law 2.

(i) *In respect of day firing—*

(a) On the day previous to firing a signal that practice is to take place on the following day will be given as follows :—

A Red Peter (a square red flag with white centre) hoisted at Tynemouth Castle.

(b) On the day of firing the signal that the sea area is closed will be :—

A square red flag over a yellow flag with a black ball (Commercial Code "I") hoisted at Tynemouth Castle. This signal will be hoisted half an hour before firing commences and will remain hoisted until firing has ceased.

(ii) *In respect of night firing—*

(a) On the day previous to the night of firing a signal that practice is to take place during the succeeding night will be given as follows :—

A blue pennant over a square red flag hoisted at Tynemouth Castle.

(b) On the night of firing the signal that the sea area is closed will be :—

Three lights hoisted vertically at Tynemouth Castle, the two upper lights being white and the lower light, red.

This signal will be shown half an hour before firing commences and will remain hoisted until firing has ceased.

7. In respect of firing from Tynemouth Castle Battery only, over the sea area described in Bye-law 2, with the exclusion of that part of such area referred to in Bye-law 3.

(i) *In respect of day firing—*

- (a) On the day previous to firing, a signal that practice is to take place on the day following will be given as follows :—

A red and white chequered flag (Commercial Code " U ") hoisted at Tynemouth Castle.

- (b) On the day of firing the signal that the sea area referred to in this Bye-law is closed will be :—

A red flag hoisted at Tynemouth Castle.

This signal will be hoisted half an hour before firing commences and will remain hoisted until firing has ceased.

(ii) *In respect of night firing—*

- (a) On the day previous to the night of firing a signal that practice is to take place on the succeeding night will be given as follows :—

A square red flag over a blue pennant hoisted at Tynemouth Castle.

- (b) On the night of firing, the signal that the sea area referred to in this Bye-law is closed will be :—

Three lights hoisted vertically at Tynemouth Castle, the upper light being white, the middle light red, and the lower light white.

This signal will be shown half an hour before firing commences and will remain hoisted until firing has ceased.

8. In respect of firing from Spanish Battery only, over the sea area described in Bye-law 2, with the exclusion of that part of such area referred to in Bye-law 4.

(i) *In respect of day firing—*

- (a) On the day previous to firing, a signal that practice is to take place on the following day will be given as follows :—

A white flag with Blue centre (Commercial Code, " S ") hoisted at Spanish Battery.

- (b) On the day of firing, the signal that the sea area referred to in this Bye-law is closed will be :—

A red flag hoisted at Spanish Battery.

This signal will be hoisted half an hour before firing commences and will remain hoisted until firing has ceased.

(ii) *In respect of night firing—*

- (a) On the day previous to the night of firing, a signal that practice is to take place on the succeeding night will be given as follows :—

A square red flag over a Blue, White and Red Square flag (Commercial Code "W") hoisted at Spanish Battery.

- (b) On the night of firing the signal that the sea area referred to in this Bye-law is closed will be :—

Three lights hoisted vertically at Spanish Battery, the two upper lights being red and the lower light white.

This signal will be shown half an hour before firing commences and will remain hoisted until firing has ceased.

(See Note 2 at end of Bye-Laws regarding the Red Flag on the Target Towing Vessel.)

## OFFENCES.

9. During such time as the land and sea area or any portion thereof shall be closed as aforesaid, no person shall enter or remain therein, nor bring, take nor suffer to remain therein any vehicle, animal, vessel, aircraft or thing, except as provided in Bye-Law No. 19.

10. No vessel shall be employed in fishing in any part of the sea area while closed.

11. No pleasure boat shall cruise in any part of the sea area while closed.

12. No vessel shall anchor or remain anchored in or ground on any part of the sea area while closed, except that yachts and boats will be permitted to remain at their moorings in the area south of the North Pier (referred to in Bye-Law No. 3) at the owner's risk while firing is taking place from Spanish Battery.

13. No aircraft shall alight on or remain in or travel upon any part of the sea area while closed.

14. In the event of any vessel or aircraft being from any cause within the sea area or any portion thereof while closed, the Master or Pilot or other person in charge thereof shall use his utmost endeavours to pass out of the said area without loss of time, and shall, where necessary, consent to be towed out of the sea area, by any vessel under the orders of the Local Military Authorities.

15. No person shall trawl, dredge or search for or otherwise interfere with any shot, shell or other projectile or portion thereof within the sea area, or take or retain, or be in possession of any such shot, shell or other projectile, or portions thereof, found within the sea area.

Any person who, when trawling, dredging or in any manner whatever, shall come into possession of any such shot, shell or other projectile, or any portion thereof, within the sea area, shall not retain them, but shall immediately return them in their then condition, and without tampering with them, into the water, and shall report to the local Military Authorities, Police or Coastguard, the position where the shot, shell or other projectile or portion thereof was returned into the water.

Provided, nevertheless, that the provisions of this Bye-law shall not apply in case of persons who recover projectiles under written instructions from the local Naval or Military Authorities.

16. The following persons, viz. :—

- (1) The Officer in charge of the Battery or Batteries from which firing is taking place.
- (2) Any Officer, Warrant Officer, Non-Commissioned Officer or any Military Policeman for the time being under the command of the said Officer in charge.
- (3) Any person authorised in writing under the hand of the said Officer in charge, or
- (4) Any constable,

shall have power and are hereby authorised :—

- (i) To remove from the land area or the sea area and take into custody without warrant, and bring before a Court of Summary Jurisdiction, as provided by the Military Lands Acts, 1892-1903, to be dealt with according to law, any person contravening any of these Bye-laws.
- (ii) To remove from the land area or the sea area any vehicle, animal, vessel, aircraft or thing found therein in contravention of any of these Bye-laws, and any such vehicle, animal, vessel, aircraft or thing shall be liable to forfeiture as mentioned in the aforesaid Acts.

17. Any person doing anything prohibited by or otherwise contravening any of the preceding Bye-laws, numbered 9, 10, 11, 12, 13, 14 and 15 respectively, shall be deemed to commit an offence against the same, and is, under the said Acts, liable, on conviction, to a fine not exceeding **Five pounds**.

#### GENERAL.

18. When any vessel or aircraft is within danger in the sea area, all firing shall cease and an additional red flag, by day, or an additional red light, at night, will be hoisted below the

flag or flags or the three lights referred to in Section (b) of Bye-law No. 6 (i) and (ii) or Bye-law No 7 (i) and (ii) or Bye-law No. 8 (i) and (ii) as the case may be, to notify the Master or Pilot or other person in charge of the vessel or aircraft that he is within the danger area.

19. These Bye-laws shall not apply to :—

- (a) Any vessel entering or passing through the sea area in the ordinary course of navigation. (See Note 3 at end of Bye-Laws.)
- (b) Any vessel compelled to enter or unable to quit the sea area by reason of the exigencies of navigation. (See Note 4 at end of Bye-Laws.)
- (c) Any vessel when racing, provided due notice has been given of the racing fixture to the Officer Commanding R.A., Tyne and Tees Defences.
- (d) Any vessel employed in tending, placing or replacing any Channel Mark Buoys or other aids to navigation within the sea area.
- (e) H.M. Ships of War, H.M. Aircraft or any vessel or aircraft employed under Admiralty or Air Council Authority.
- (f) Any aircraft compelled to alight on or unable to quit the sea area.
- (g) Wreck marking vessels and vessels employed in placing or removing wreck marks.
- (h) Hoppers employed in depositing dredged material or refuse and attendant tugs.
- (i) Any vessel engaged in carrying out trials or adjusting compasses etc., or proceeding to or returning from such trials provided due notice has been given to the Officer Commanding R. A. Tyne and Tees Defences.
- (j) Any foreign vessel when outside territorial waters.

20. "Vessel" in these Bye-laws includes ship, yacht, lighter, boat and craft of every kind, and whether navigated by steam, motor, sail, oars or otherwise.

21. "Aircraft" in these Bye-laws includes all balloons, whether fixed or free, kites, airships, aeroplanes, seaplanes, flying boats and other flying machines.

*Dated this twenty-first day of January, One thousand nine hundred and twenty-nine.*

*(Signed)*

L. WORTHINGTON EVANS,  
*His Majesty's Principal Secretary of  
State for the War Department.*

The Board of Trade hereby signify their consent to the foregoing Bye-laws.

*(Signed)*

P. CUNLIFFE-LISTER,  
*President of the Board of Trade.*



## NOTES.

### 1. Annual Programme of Firing.

The approximate annual programme of firing from the Batteries, is as follows :—

*Tynemouth Castle* :—About fourteen days annually, mostly during the months of June to August, but occasionally during other months.

*Spanish Battery* :—About one to three days every other year.

The above approximate programme is subject to alteration if necessitated by military requirements.

### 2. Red Flag on Target Towing Vessel.

A Red Flag on the Range Target Towing Vessel is a Signal that the target is ready to be or is being fired at, and Masters of vessels seeing the Red Flag hoisted, should, if possible, keep clear of the Range.

### 3. Clause 19 (a).

It is understood that as far as possible Masters of Trawlers and other fishing vessels leaving the Tyne and bound to the Northward or Eastward will assist the carrying out of firing practice by following the undermentioned courses to avoid the danger area :—

Vessels bound Northward—A course 355° TRUE until clear of St. Mary's or Bait Island. Vessels bound Eastward—A course 100° TRUE for a distance of 11,000 yards.

### 4. Clause 19 (b).

“Exigencies of Navigation” include awaiting tide, dock accommodation or pilot, it being clearly understood that Masters of vessels will do everything in their power to assist the carrying out of firing practice, by moving clear of the danger area whenever possible.

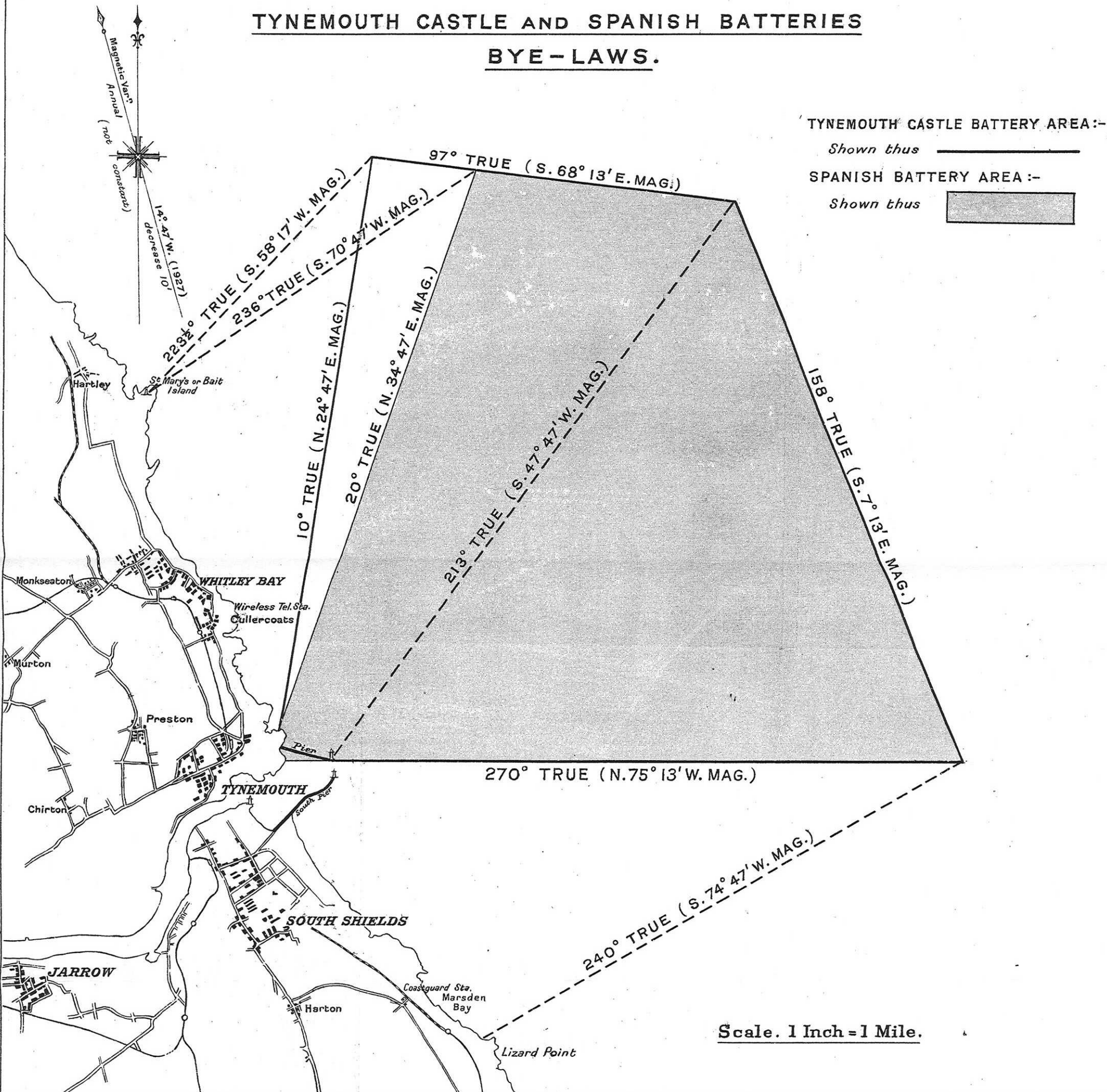
### 5. Inspection of Bye-laws and Chart, etc.

A copy of these Bye-laws and a plan and chart, showing the danger area, can be inspected at the Office of the Adjutant, R.A., Tynemouth Castle, where copies of the Bye-laws can also be obtained, free of charge, by any person who desires same.

### 6. Warning to Aircraft.

Aircraft are warned not to fly in the vicinity of this Range while firing is in progress, and no liability for accidents to aircraft arising from the use of the Range can be admitted.

# TYNEMOUTH CASTLE AND SPANISH BATTERIES BYE-LAWS.



Scale. 1 Inch = 1 Mile.