



BROWNDOWN RANGES

in the County of

HANTS.

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, for regulating the use of the above-mentioned ranges.

LONDON:

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BROWNDOWN RANGES

in the County of HANTS.

BYE-LAWS

1. The Ranges may be used by Anti-Tank Guns, Anti-Tank Rifles, Grenades, Machine Guns, Mortars, Revolvers and Rifles.

GENERAL PROHIBITION.

2. During such time as notice is given by the hoisting and display of signals in manner hereinafter provided in Bye-law No. 4 that firing is taking place on the Browndown Ranges, all intrusion on the War Department property at Browndown or on any part thereof affected by the said notice (hereinafter called the land area) and the foreshore and sea abutting thereon (hereinafter called the sea area) within the limits set out in the Schedule hereto and all obstruction of the use thereof is prohibited.

OFFENCES DURING FIRING.

3. While notice that firing is taking place in the areas mentioned in Bye-law No. 2 is given by the hoisting and display of signals as provided in Bye-law No. 4, then in respect of the land and sea areas :—

- (a) No person shall enter or remain in the land area or sea area nor bring, take, or suffer to remain therein any vehicle, animal, vessel, aircraft or thing, except as provided for in Bye-law No. 7.
- (b) No vessel shall be employed in fishing in the sea area.
- (c) No pleasure boat shall cruise in the sea area.
- (d) No vessel shall anchor or remain anchored in or ground in the sea area.
- (e) No aircraft shall alight on, remain in, or travel upon the sea area.
- (f) In the event of any vessel or aircraft being from any cause within the sea area while closed, the Master or Pilot or other person in charge thereof shall use his utmost endeavours to pass out of the sea area without loss of time.

SIGNALS.

4. Notice that firing is taking place is given by the hoisting and display of the following signals:—

By Day.

(a) When the Land and Outer Sea Area are closed for firing, signals will be displayed as follows:—

By hoisting a red flag on (1) the Camp Flagstaff; (2) the Signal Flagstaff at No. 1 Lookout situated near the shore one thousand three hundred yards South-East of the Lee-on-the-Solent Pier; (3) the Signal Flagstaff at No. 2 Lookout situated on Browdown Battery (West).

(b) When the Land and Inner Danger Area are closed for firing, signals will be given as follows:—

By hoisting one red flag three feet over Numeral Pendant 2 on the flagstaffs referred to in (a) above.

(c) When Mortar firing is taking place the following ground sign will be displayed in addition to those mentioned in (b) above:—

A black letter "F" eight-feet long on a white ground surrounded by a red border.

This signal will be shown at a point one hundred and twenty yards South-West of Browdown Camp, and when it is displayed no aircraft shall fly over the land or sea danger areas at a height of less than 3,000 feet above sea level.

By Night.

(d) When the Land and Outer Danger Area are closed for firing, signals will be given as follows:—

By a red light displayed on the aforementioned flagstaffs.

DURATION OF SIGNALS.

The red flags referred to in (a) and (b) of this Bye-law will be hoisted and displayed at half-mast and the black letter "F" referred to in (c) of this Bye-law will be exposed half an hour before firing is due to commence. The red flags, subject to the provisions of Bye-law No. 7, will be displayed at full mast and the black letter "F" will continue to be exposed, during the time firing is taking place. When firing has ceased all red flags will be lowered and the black letter "F" will be covered up.

The red lights will be displayed one hour before firing begins and will be lowered when firing has ceased.

RECOVERY OF SHELL, ETC.

5. No person shall trawl, dredge, or search for, or otherwise interfere with any shot, shell or other projectile or portions 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.

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, Military, or Royal Air Force Authorities.

OFFICERS AUTHORISED.

6. Any person doing anything prohibited by or otherwise contravening any of the preceding Bye-laws Nos. 2, 3 or 5 shall be deemed to commit an offence against the Bye-laws so contravened.

The persons hereby authorised to remove or take into custody without warrant any person committing an offence against Bye-laws Nos. 2, 3 or 5, or to remove any vehicle, animal, vessel, aircraft or thing found in the land area or in the sea area in contravention of any of the said Bye-laws are :—

- (1) The General Officer Commanding-in-Chief, Southern Command.
- (2) The Officer in Charge of the Range.
- (3) Any Officer, Warrant Officer, Non-Commissioned Officer, or any Military Policeman for the time being under the command of the said Officer in Charge.
- (4) Any person authorised in writing under the hand of the said Officer in Charge ; or
- (5) Any Constable.

WHEN VESSEL OR AIRCRAFT IN DANGER.

7. While any vessel or aircraft is within the Sea Area all firing will cease and, by day, the flags on the signal Flagstaffs at No. 1 and No. 2 Lookouts will be lowered to half-mast, and, by night, a second red light will be displayed below the red lights

on the said Flagstaffs, to notify the Master or Pilot or other person in charge of the vessel or aircraft that he is within such Sea Area.

EXEMPTIONS.

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

- (a) Any vessel entering or passing through the sea area in the ordinary course of navigation.
- (b) Any vessel compelled to enter or unable to quit the sea area by reason of the exigencies of navigation.
- (c) Any vessel employed in tending, placing or replacing any of the channel mark buoys or other aids to navigation within the sea area.
- (d) Any yacht when actually engaged in racing, provided that fourteen days' notice of the racing fixture has been given to the Commandant at Browndown Camp.
- (e) H.M. Ships of War, H.M. Aircraft or any vessel or aircraft employed under Admiralty or Air Council Authority.
- (f) Any vessel belonging to the Corporation of Trinity House, London, whilst employed on any Trinity House duty or service.
- (g) Any pilot vessel when employed on pilotage duty.
- (h) Any aircraft compelled to alight on or unable to quit the sea area.

INTERPRETATION.

9.—(a) "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.

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

DATE OF OPERATION OF BYE-LAWS.

10. These Bye-laws shall come into force at the date hereof after which date the Bye-laws dated 26th April, 1929, in respect of Browndown Rifle Ranges, shall be revoked.

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SCHEDULE.

DESCRIPTION OF LAND AND SEA AREAS.

(a) LAND AREA.

The land area is all that portion of War Department land, known as Browdown, situate in the Parish of Alverstoke, and bounded as follows :—

Commencing at a War Department Boundary Stone on the line of High Water, which is about fifty yards South-South-West of the Northern corner of the junction of Queens Road with Marine Parade East in Lee-on-the-Solent, and running in an East by South direction along the Southern side of the former Lee-on-the-Solent branch of the Southern Railway to the point where the said Branch forms a level crossing with the Military Road from Gomer Lane to Lee-on-the-Solent, then along the Southern edge of the said Military Road to a point about one hundred and twenty yards South-South-East of Browdown Camp, Marine Hutments, thence by a line running in a South-South-West direction to a flagstaff on the East side of Browdown West Battery, and thence by a line bearing 261° True to a point on the line of High Water, thence on the seaward side by the line of High Water to the starting point.

(b) SEA AREA.

The area of foreshore and sea affected by these Bye-laws is bounded as follows :—

On the East.—By a line commencing at a point on High Water Mark in Latitude 50° 47' 08" N., Longitude 1° 10' 23" W.; and drawn in a direction 204° 30' for a distance of 130 yards to a point in Latitude 50° 47' 05" N., Longitude 1° 10' 26" W.; thence

On the South-East.—By a line commencing at the last mentioned point and drawn in a direction 232° for a distance of 3,100 yards to a point in Latitude 50° 46' 08" N., Longitude 1° 12' 19" W. (marked by a barrel-shaped buoy); thence

On the South-West.—By a line commencing at the last mentioned point and drawn in a direction 317° 30' for a distance of 3,180 yards to a point in Latitude 50° 47' 17" N., Longitude 1° 13' 59" W. (marked by barrel-shaped buoy); thence

On the North-West.—By a line commencing at the last mentioned point and drawn in a direction 66° for a distance of 1,665 yards to a point in Latitude 50° 47' 37" N., Longitude 1° 12' 47" W. (marked by a barrel-shaped buoy); thence

On the North.—By a line commencing at the last mentioned point and drawn in a direction 90° for a distance of 1,350 yards

to a point on High Water Mark in Latitude $50^{\circ} 47' 37''$ N., Longitude $1^{\circ} 11' 42''$ W.; thence

On the North-East.—By the line of High Water from the last mentioned point in a South-Easterly direction to the starting point in Latitude $50^{\circ} 47' 08''$ N., Longitude $1^{\circ} 10' 23''$ W.

(c) Whenever shooting takes place the land area will be closed. According to the type of practice taking place it will not, however, always be necessary to close the whole sea area by day, but whenever shooting takes place by night the whole sea area will be closed.

(d) Within the Sea Danger Area laid down in (b) above, which will be known as the "Outer Danger Area" will be an Inner Danger Area bounded as follows:—

On the East.—By a line commencing at a point on High Water Mark in Latitude $50^{\circ} 47' 08''$ N., Longitude $1^{\circ} 10' 23''$ W., and drawn in a direction $204^{\circ} 30'$ for a distance of 130 yards to a point in Latitude $50^{\circ} 47' 05''$ N., Longitude $1^{\circ} 10' 26''$ W.; thence

On the South-East.—By a line commencing at the last mentioned point and drawn in a direction 244° for a distance of 1,870 yards to a point in Latitude $50^{\circ} 46' 40''$ N., Longitude $1^{\circ} 11' 44''$ W. (marked by a Pillar-shaped buoy showing a flashing red light); thence

On the West.—By a line commencing at the last mentioned point and drawn in a direction 344° for a distance of 2,000 yards to a point in Latitude $50^{\circ} 47' 37''$ N., Longitude $1^{\circ} 12' 10''$ W.; thence

On the North.—By a line commencing at the last mentioned point and drawn in a direction 90° for a distance of 570 yards to a point on High Water Mark in Latitude $50^{\circ} 47' 37''$ N., Longitude $1^{\circ} 11' 43''$ W.; thence

On the North-East.—By the line of High Water from the last mentioned point in a South-Easterly direction to the starting point in Latitude $50^{\circ} 47' 08''$ N., Longitude $1^{\circ} 10' 23''$ W.

The area it is required to close will be signified by the Signals shown in Bye-law No. 4.

The buoys mentioned above are painted white with two blue stripes crossing at right angles at the top of the buoy and having the letters "D" and "A" in red on the side of the buoy in alternate spaces between the blue stripes.

Dated this Twenty-fourth day of April, One thousand nine hundred and thirty-nine.

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

(Signed) G. W. LAMBERT.
Assistant Under-Secretary of State, War Office.

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

(Signed) OLIVER F. G. STANLEY.
President of the Board of Trade.

NOTICES.

PENALTY FOR OFFENCES.

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

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, whether land or water, 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, vessel 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.

APPLICATION TO SEA AREA.

(2) By Section 2 (2) of the Military Lands Act, 1900, it is provided :—

Where any land, the use of which can be regulated by Bye-laws under the Military Lands Act, 1892, or this Act, abuts on any sea or tidal water, or where rifle or artillery practice is or can be carried on over any sea, tidal water or shore from any such land, Bye-laws may be made in relation to any such sea, tidal water or shore as if they were part of the land.

PUBLIC NOTIFICATION OF FIRING.

(3) Firing may take place on these Ranges at any time and no special notices of day firing will be issued.

When night firing is to take place, one week's notice of such firing will be given to the following:—

The District Fishery Officer, Ministry of Agriculture and Fisheries.

The District Superintendent, Trinity Wharf, East Cowes, Isle of Wight.

The Secretary, Lee-on-the-Solent Sailing Club.

The Southampton Harbour Master.

The Commander-in-Chief (for King's Harbour Master), Portsmouth.

The Police, Lee-on-the-Solent.

The Lee-on-the-Solent Pier Company, Limited.

The Sub-Fishery Officers of the Southern Sea Fisheries Committee:—

Mr. Charles Paskins, 93, High Street, Cowes, Isle of Wight.

Mr. George Pound, 16, St. Vincent Street, Southsea, Hants.

When mortar firing is to take place in addition to the above, one month's notice of such firing will be given to the Admiralty, Air Ministry and to the Air Officer Commanding-in-Chief, Coastal Command, R.A.F., Lee-on-the-Solent, and the latter Officer will again be warned the day previous to such firing taking place.

PROCEDURE FOR CLEARING SEA AREA.

(4) (a) Vessels entering or remaining within the sea area in contravention of any of the preceding Bye-laws may, under Section 17 (2) of the Military Lands Act 1892 (see 1 above) be removed from the area. In such cases any vessel acting under the orders of the local Military authorities will, when necessary, tow the offending vessel out of the area.

(b) Masters of vessels entering or remaining within the sea area in the ordinary course of navigation or by reason of the exigencies of navigation and exempt from the operation of the Bye-laws under Clauses No. 8 (a) and (b) are requested to assist the carrying out of firing practice by hastening through the area or by consenting to be towed out of the area, if necessary, by any vessel acting under the orders of the local Naval, Military or Royal Air Force authorities.

WHERE BYE-LAWS CAN BE OBTAINED.

(5) Copies of these Bye-laws can be obtained at the Office of the Camp Commandant, Browndown Camp.

WHERE PLAN OF RANGE CAN BE INSPECTED.

(6) A plan and chart showing the land and sea areas of the Ranges and the positions of the Flagstaffs, Signal to Aircraft and Buoys referred to in Bye-law No. 4 and the Schedule, can be inspected at the above office.

NOTE 1.—A sketch plan showing the land and sea areas of the Ranges and the positions of the Signals Posts and Buoys is attached hereto.

NOTE 2.—The Ranges will be closed, if necessary, during the Sprat fishing season, on notification of the commencement of this season being made by the District Fishery Officer to the Camp Commandant, Browndown Camp, Gosport.

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.