



**ST. AGNES HEAD LIGHT
ANTI-AIRCRAFT ARTILLERY
RANGE IN THE COUNTY OF
CORNWALL.**

BYE-LAWS.

Made by His Majesty's Principal Secretary of State for the War Department, under the provision of the Military Lands Acts, 1892 to 1903, as amended by Regulation 52 of the Defence Regulations, 1939, and by virtue of that Regulation for regulating the use of the above-mentioned Range.

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1940.

BYE-LAWS.

GENERAL PROHIBITION.

1. During such time as notice is given by the hoisting and display of signals in manner hereinafter provided by Bye-law No. 3 that firing is taking place in the land and sea areas hereinafter referred to of the St. Agnes Head Light Anti-Aircraft Artillery Range, the limits of which are set out in the Schedule hereto, all intrusion on the land and sea areas and all obstruction of the use thereof is prohibited.

OFFENCES DURING FIRING.

2. While notice that firing is taking place in the areas mentioned in Bye-law No. 1 is given by the hoisting and display of signals as provided in Bye-law No. 3, 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 by Bye-law No. 7.
- (b) No vessel shall be employed in fishing in the sea area.
- (c) No pleasure boat shall cruise in any part of 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, the Master or Pilot or other person in charge thereof shall use his utmost endeavour to pass out of the sea area without loss of time.

SIGNALS.

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

- (a) *In respect of the Sea Area—*

By Day.

A Red Flag not less than 10 feet above a Black Ball 6 feet in diameter on a flagstaff 100 yards South of the Coastguard Watcher's Hut on St. Agnes Head.

A Red Flag on a flagstaff at Portreath, Coast Guard Establishment.

By Night.

A Red Flashing Light giving one flash every second on a flagstaff 100 yards South of the Coastguard Watcher's Hut on St. Agnes Head.

A fixed Red Light on a flagstaff at Portreath, Coast Guard Establishment.

*(b) In respect of the Land Area—**By Day.*

A Red Flag hoisted on a staff at the positions occupied by each of the two safety parties which will be stationed on the Eastern and Southern Boundaries of the Range at the following points :—

Eastern Party.—On the cliffs 400 yards South-west of Newdowns Head.

Southern Party.—On the cliffs at White Rocks 300 yards South of St. Agnes Head.

By Night.

Two Red fixed Lights arranged vertically 3 feet apart, hoisted on a staff at the positions occupied by each of the above-mentioned two safety parties stationed on the Eastern and Southern Boundaries of the land area.

DURATION OF SIGNALS.

The signals referred to in this Bye-law will be hoisted one hour before firing commences, and will remain hoisted until firing has ceased.

RECOVERY OF SHELL, ETC.

4. 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 to be in possession of any such shot, shell, or 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.

5. Any person doing anything prohibited by or otherwise contravening any of the preceding Bye-laws Nos. 1, 2 or 4, shall be deemed to commit an offence against the Bye-law so contravened.

The persons hereby authorised to remove or take into custody without warrant any person committing an offence against Bye-laws Nos. 2 or 4, or to remove any vehicle, animal, vessel, aircraft or thing found in the land area or the sea area in contravention of any of the said Bye-laws are :—

- (1) The Major-General in charge of Administration 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.

WHEN VESSEL OR AIRCRAFT IN DANGER.

6. While any vessel or aircraft is observed within the sea area a second red flag by day or an additional flashing red light by night will be hoisted on the flagstaff 100 yards south of the Coastguard Watcher's Hut, St. Agnes Head, below the Flag and Ball or Flashing Red Light referred to in Bye-Law No. 3 (a) to notify the Master or Pilot or other person in charge of the vessel or aircraft that he is within such sea area. Firing will then normally be continued outside the limit of twenty degrees on either side of such vessel or aircraft.

EXEMPTIONS.

7. 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) H.M. Ships of War, H.M. Aircraft, or any vessel or aircraft employed under Admiralty or Air Council Authority.
 - (d) Any Aircraft compelled to alight on or unable to quit the sea area.

- (e) Any vessel belonging to the Corporation of Trinity House, London, whilst employed on any Trinity House duty or service.
- (f) Any foreign vessel or aircraft when outside territorial waters.

INTERPRETATION.

8.—(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.

9. These Bye-laws shall come into force at the date hereof.

SCHEDULE.

DESCRIPTION OF LAND AND SEA AREA.

Land Area.

Comprises all that area of land lying to the North West of a line commencing at a point on High Water Mark (near White Rocks) 530 yards South of St. Agnes Head and drawn in a North Easterly direction along the North Western boundaries of O.S. fields Nos. 480, 479 and 459, thence along the embankment (just North of O.S. fields Nos. 460, 460A, and 446) to its Eastern extremity, thence Northwards along the Western boundaries of O.S. fields Nos. 439 and 2A to the High Water Mark.

Sea Area.

The Sea Area is bounded as follows:—

Point of Origin.—Latitude $50^{\circ} 19' 00''$ N. Longitude $5^{\circ} 13' 48''$ W.

On the West.

By the arc of a circle centre origin, radius 6.5 Nautical Miles, between points 225° and 355° from origin.

On the South East.

By a line commencing at a point on the High Water Line in Latitude $50^{\circ} 18' 24''$ N., Longitude $5^{\circ} 13' 57''$ W. and drawn in a direction of 245° to meet a line drawn 225° from origin, thence by this line (bearing 225°) to meet the above-mentioned arc at its Southern extremity.

On the East.

By the line of High Water Mark from the above-mentioned point in Latitude $50^{\circ} 18' 24''$ N., Longitude $5^{\circ} 13' 57''$ W., to a point in Latitude $50^{\circ} 19' 18''$ N., Longitude $5^{\circ} 13' 12''$ W., thence by a line drawn in a direction of 335° to meet a line drawn 355° from origin, thence by this line (bearing 355°) to meet the above-mentioned arc at its Eastern extremity.

Dated this twentieth day of October One thousand nine hundred and forty.

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

(Signed) G. W. LAMBERT.

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 to 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.

PROCEDURE FOR CLEARING SEA AREA.

(3)—(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 by reason of the exigencies of the navigation and exempt from the operation of the Bye-laws under Bye-law No. 7 (b) are requested to assist the carrying out of Artillery Practice 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.

TIMES OF FIRING.

(4) Firing will take place on the range from 1st May to 30th September inclusive annually. Firing will also take place occasionally from 1st October to 30th April annually, but during the latter period notice will be given a week in advance for both day and night firing.

Except when night firing occurs, no firing will take place between the hours of 9 p.m. and 6 a.m. the following morning.

In normal circumstances night firing will not last after 2 a.m.

PUBLIC NOTIFICATION OF FIRING.

(5) If on any day during the period from 1st May to 30th September, inclusive, it is decided that no firing shall take place, the District Officer, His Majesty's Coastguard, St. Ives, and the Coastguard Officer at Newquay will be informed, if practicable not later than 8.30 a.m. or as soon as it is decided not to fire.

ADDITIONAL PRECAUTIONS DURING FIRING.

(6) Safety parties will be stationed at each boundary of the Land Area during firing, at the following points :—

Eastern Party on the cliffs 400 yards South West of New-downs Head.

Southern Party on the cliffs at White Rocks 300 yards South of St. Agnes Head.

WHERE BYE-LAWS CAN BE OBTAINED AND A PLAN OF THE RANGE INSPECTED.

(7) Copies of these Bye-laws can be obtained and a plan of the Range can be inspected at :—

(a) Police Stations at St. Agnes, Perranporth and Portreath.

(b) The Principle Post Offices at :—

1. St. Agnes.
2. Perranporth.
3. Portreath.
4. Hayle.
5. St. Ives.

AIRCRAFT WARNING.

(8) 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.