



Whittington Grenade Range

BYELAWS

Made by the Secretary of State for Defence, under the provisions of Part II of the Military Lands Act 1892, for regulating the use of the above-mentioned range.

DEFENCE

THE WHITTINGTON GRENADE RANGE BYELAWS 1965

Made 6th July 1965

Coming into operation 1st November 1965

The Secretary of State for Defence in exercise of his powers under Part II of the Military Lands Act 1892(a), Section 2 of the Defence (Transfer of Functions) Act 1964 (b) and of all other powers enabling him in that behalf hereby, with the consent of the Staffordshire County Council so far as regards the interference with the highways hereinafter mentioned, makes the following Byelaws:—

AREA OF LAND AFFECTED

1. The area to which these Byelaws apply (hereinafter referred to as "The Danger Area") consists of the Whittington Grenade Range (together with all highways thereon) in the Parish of Wigginton in the County of Stafford, the limits of which are set out in the Schedule hereto and are, for convenience of reference, marked with a thick black line on the plan hereto annexed and identified as "Plan of the Whittington Grenade Range".

USE OF DANGER AREA

2. The Danger Area may be used for the throwing and firing of hand grenades and for all activities ancillary to such throwing and firing.

PROHIBITION OF ACCESS

3. (1) When the Danger Area is being used for any of the purposes specified in Byelaw No. 2, no person shall:—
- (a) enter into or upon or pass over or through the Danger Area, or
 - (b) be or remain in or upon the Danger Area, or
 - (c) cause or permit or suffer any vehicle, animal, aircraft or thing to enter into or upon or to pass through or to be or remain in or upon the Danger Area, or
 - (d) cause or permit any aircraft to fly over the Danger Area at a height less than 1,300 feet above mean sea level.

- (2) Whilst the Danger Area is being used for any of the said purposes, notice of the fact shall be given by the display of the following signal, that is to say, by the display of a red flag hoisted immediately adjacent to the Brick Built Throwing Bays in the centre of the Danger Area.

PROJECTILES

4. No person shall dig or search for any projectile in or on the Danger Area, or interfere with or take or retain or be in possession of any projectile found within that Area, or remove any projectile from that Area.

GOVERNMENT STORES

5. No person shall interfere with or remove from the Danger Area any stores or articles belonging to or under the care or control of the Ministry of Defence or otherwise the property of the Crown.

OFFENCES

6. Subject to the provisions of Byelaw No. 8 any person doing anything prohibited by or otherwise contravening any provision of any of the preceding Byelaws Nos. 3, 4 and 5 thereby commits an offence against the Byelaw so contravened.

ENFORCEMENT

7. The following persons are hereby authorised to remove from the Danger Area and to take into custody without warrant any person found therein when it is being used for any of the purposes specified in Byelaw No. 2 or found committing any other offence against any of the said Byelaws, and to remove from the Danger Area any vehicle, animal, aircraft or thing whatsoever found in the Danger Area in contravention of any of the said Byelaws:—

- (a) the General Officer Commanding-in-Chief, Western Command;
- (b) the Officer in charge of the Whittington Grenade Range;
- (c) any officer, any warrant officer, non-commissioned officer or rating of corresponding rank, or any service policeman, in uniform and being for the time being under the Command of the said General Officer Commanding-in-Chief or the Officer in charge of the Whittington Grenade Range;
- (d) any person authorised in writing by or on behalf of the said General Officer Commanding-in-Chief or the Officer in charge of the Whittington Grenade Range; and
- (e) any member of a police force or any special constable under the control of the Ministry of Defence.

EXEMPTIONS

8. (1) Nothing done by a person using the Danger Area in pursuance of Byelaw No. 2 or by a person acting under and in accordance with any authority or permission given by or on behalf of the Secretary of State or the General Officer Commanding-in-Chief, Western Command, or the Officer in charge of the Whittington Grenade Range shall constitute an offence against any of these Byelaws.
- (2) If it is proved that an act or omission of any person which would otherwise have been an offence against any of the provisions of paragraph (1) of Byelaw No. 3 was due to any cause not avoidable by the exercise of reasonable care by that person the act or omission shall be deemed not to be an offence against that Byelaw.

INTERPRETATION

9. (1) The Interpretation Act 1889(a) shall apply to the interpretation of these Byelaws as it applies to the interpretation of an Act of Parliament.
- (2) In these Byelaws the expression—
 “projectile” includes any shot or shell or other missile and any portion thereof;
 “aircraft” includes any craft or contrivance which though not an aircraft is for the time being airborne.

DATE OF OPERATION OF BYELAWS

10. These Byelaws shall come into operation on the 1st day of November 1965, and may be cited as the Whittington Grenade Range Byelaws 1965.

THE SCHEDULE

The Danger Area is circular in shape and covers an area of 58·418 acres of Hopwas Hayes Wood. The centre of the circle is situate at a point 950 yards east-south-east from the south-west corner of Packington Hall which lies to the west of the Danger Area, 1,140 yards north-north-west of St. Chad's Church in Hopwas Village which lies south by east of the Danger Area, and 1,570 yards south-west of the southernmost extremity of Tamhorn Park Farm buildings which lie north-east of the Danger Area. From this centre point the circle is drawn with a radius of 300 yards.

Dated this 6th day of July 1965.

(Sgd.) G. M. RATCLIFF.

By order of the Secretary of State for Defence.

(a) 52 & 53 Vict. c.63.

The consent of the Staffordshire County Council to the making of these Byelaws, so far as regards the restriction of the use of the highways mentioned therein, was given by a resolution dated the 21st day of December 1963.

(Sgd.) T. H. EVANS,

Clerk of the Staffordshire County Council.

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 Byelaw 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 an Constable or Officer authorised in manner provided by the Byelaw from the area, whether land or water, to which the Byelaw 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 Byelaw, 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 Her Majesty.

INSPECTION OF BYELAWS AND PLAN

2. A copy of these Byelaws and a plan showing the Danger Area may be inspected at the Police Station, Tamworth and at the Office of the Clerk to the Lichfield Rural District Council, Rural Council House, Lichfield. They may also be inspected at the Office of the Defence Land Agent (Army), Ministry of Defence, 5 Swan Hill Court, Shrewsbury, where copies of the Byelaws may be obtained at the price of one shilling for each copy.

RECOVERY OF PROJECTILES

3. Any person who finds a projectile within the Danger Area must not disturb it but should report the finding of it to the Officer Commanding, HQ Lichfield Garrison, Whittington Barracks, Lichfield or to the police at the first opportunity.

PUBLIC NOTIFICATION OF FIRING

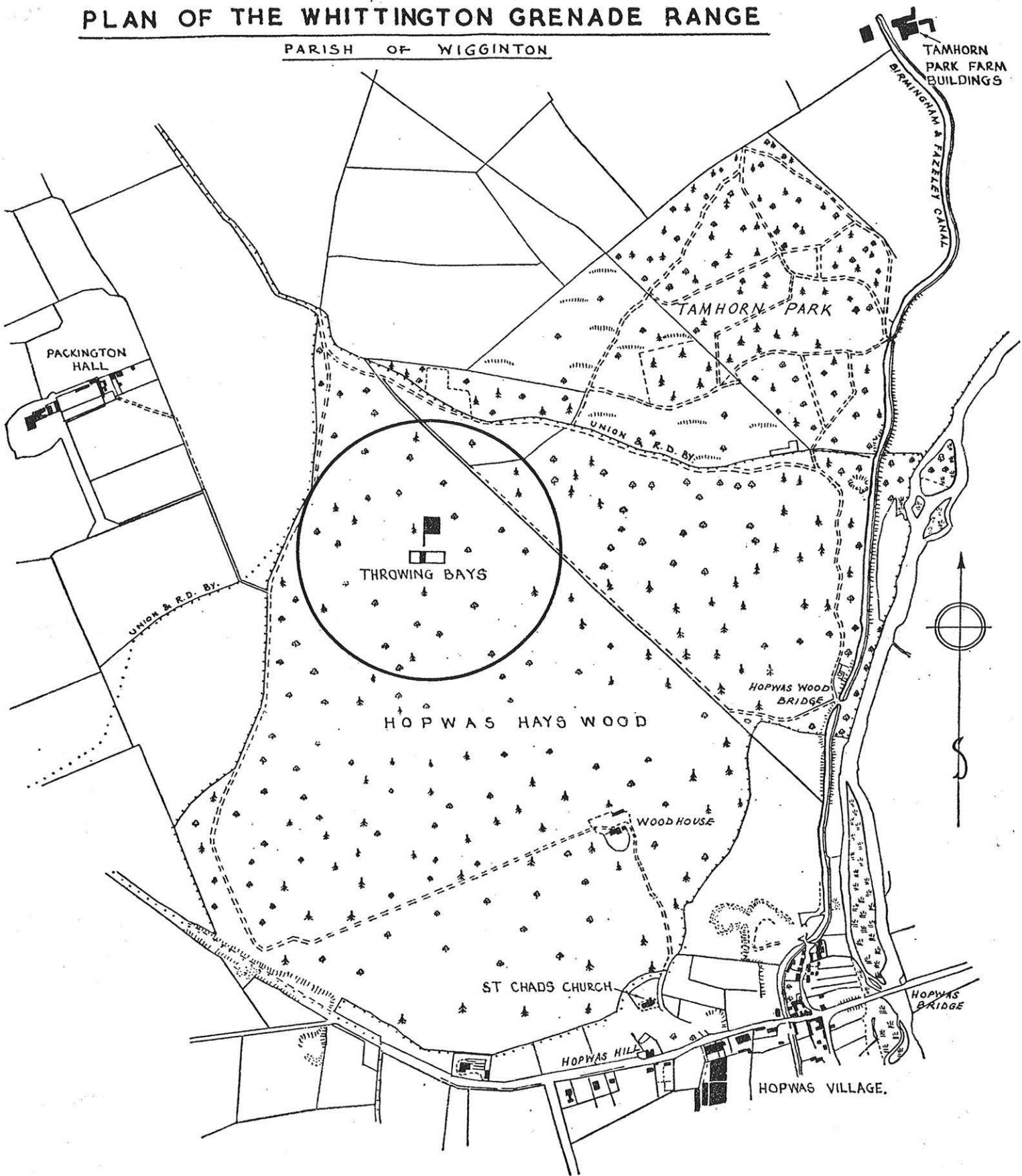
4. Public Notification that firing will take place will be given by sending notices, not less than seven days before the day of firing, giving particulars of the intended date, time and duration of the firing to the persons and authorities listed in the Appendix hereto.

APPENDIX

- The Superintendent of Police, Tamworth, Staffs.
Clerk to the Lichfield Rural District Council, Rural Council House,
Lichfield, Staffs.
The District Officer, The Forestry Commission, Old Probate Court,
Beacon Street, Lichfield, Staffs.
Messrs. Stoneborough Woodland Syndicate.
The Secretary, Lichfield Garrison Shoot, HQ Lichfield Garrison,
Whittington Barracks, Lichfield.
The Occupant, Packington Hall Farm, Lichfield.
The Occupant, Woodhouse, Hopwas, Nr. Tamworth.

PLAN OF THE WHITTINGTON GRENADE RANGE

PARISH OF WIGGINTON



- DANGER AREA
- 🚩 WARNING SIGNAL

SCALE OF YARDS

