

STATUTORY INSTRUMENTS  
1987 No 1069

D/Lands/6/155



**ROYAL AIR FORCE  
FYLINGDALES**

**BYELAWS 1987**

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

## STATUTORY INSTRUMENTS

1987 No 1069

# DEFENCE

### THE ROYAL AIR FORCE FYLINGDALES BYELAWS 1987

Made 18th June 1987

Coming into Force 1st July 1987

The Secretary of State for Defence to whom belongs part of the land described below and who has the right to use the remainder of the land so described for military purposes, hereby, in exercise of his powers under Part II of the Military Lands Act 1892(a) makes the following byelaws:

#### APPLICATION OF BYELAWS

1. These byelaws apply to the area of land in North Yorkshire (hereinafter referred to as "the Controlled Area") shown on the plan annexed to these byelaws as the Controlled Area, which area comprises the air force establishment known as "RAF Fylingdales" and includes all perimeter fences.

#### USE OF CONTROLLED AREA BY THE PUBLIC

2. Subject to the provisions of these byelaws the public are permitted to use all parts of the Controlled Area not specially enclosed or entry to which is not shown as being prohibited, on foot only, for all lawful purposes at all times when the Controlled Area is not being used for the military purpose for which it is appropriated.

#### PROHIBITED ACTIVITIES-CONTROLLED AREA

3. No person shall:

- (a) enter, pass through or remain in any part of the Controlled Area which is enclosed or the entry to which is shown by a notice as being prohibited;
- (b) enter or leave any part of the Controlled Area which is enclosed except by way of an authorised entrance or exit;
- (c) cause or permit any animal or thing to enter into or pass through any part of the Controlled Area which is

---

(a)1892 c.43

- enclosed or the entry to which is shown by a notice as being prohibited;
- (d) board or interfere with any vehicle, aircraft or installation within the Controlled Area;
  - (e) obstruct the movement of any vehicle or aircraft within the Controlled Area;
  - (f) obstruct any constable or any other person acting in the proper exercise or execution of his duty within the Controlled Area;
  - (g) distribute or display within the Controlled Area any handbill, leaflet, sign, advertisement, circular, poster, bill, notice or object, or affix the same to any fence, wall or other surface;
  - (h) interfere with any property within the Controlled Area, which is under the control of the Crown or of the service authorities of a visiting force, or in either case its agents or contractors;
  - (i) cause or permit aircraft to enter into or upon or to pass through or over the Controlled Area at a height of less than 500 feet above ground level;
  - (j) cause or permit any vehicle to enter any part of the Controlled Area;
  - (k) remain in the Controlled Area after having been directed to leave by any of the persons mentioned in byelaw 6;
  - (l) being the owner or person for the time being in charge of any animal or thing upon the Controlled Area, permit the same to remain after having been directed to remove the same by any of the persons mentioned in byelaw 6;
  - (m) deface any sign, wall, fence, structure, floor, pavement or other surface within the Controlled Area;
  - (n) take or cause to be taken upon the Controlled Area any offensive weapon;
  - (o) take part in, attend or organise any meeting or procession within the Controlled Area;
  - (p) camp (whether in tents, caravans or otherwise), bivouac or sleep out within the Controlled Area;
  - (q) within the Controlled Area, take a photograph of any military installation;
  - (r) deposit industrial refuse, rubble, waste or litter or abandon any vehicle or vehicle part or any other article within the Controlled Area;
  - (s) do any act within the Controlled Area which causes or is likely to cause nuisance, annoyance or injury to other persons;

- (t) within the Controlled Area light fires, drop or leave lighted or live matches or burning cigarette ends or do any act or thing liable to cause an outbreak of fire;
- (u) fail to keep under control any dog or other animal within the Controlled Area;
- (v) engage in or carry on any trade or business of any description within the Controlled Area.

#### EXCLUSION FROM THE CONTROLLED AREA

4. (1) If the Secretary of State or a member of the Ministry of Defence Police gives a person a direction prohibiting that person from entering the Controlled Area, that person shall not enter the Controlled Area whilst the direction is in force.

(2) Such a direction shall continue in force in relation to the person to whom it has been given until—

- (a) the expiration of 12 months beginning with the day on which the direction is given, or
- (b) the Secretary of State or a member of the Ministry of Defence Police notifies that person in writing that it has been revoked,

whichever is the earlier.

#### CONTRAVENTION OF BYELAWS

5. Any person who contravenes or attempts to contravene byelaws 3 or 4 shall be guilty of an offence.

#### ENFORCEMENT

6. The following persons are hereby authorised to remove from the Controlled Area and to take into custody without warrant any person committing an offence against any of the preceding byelaws and remove from such area any vehicle, animal, aircraft or thing whatsoever found therein in contravention of any of these byelaws:

- (a) the Air Officer Commanding-in-Chief RAF Strike Command;
- (b) the Air Officer Commanding No 11 Group;
- (c) the Officer Commanding RAF Fylingdales;
- (d) any officer, any warrant officer, or non-commissioned officer in uniform and being for the time being under the command of any of the officers mentioned in sub-paragraphs (a) to (c) of this byelaw;
- (e) any public officer being a Crown servant authorised in writing by or on behalf of any of the officers mentioned in sub-paragraphs (a) to (c) of this byelaw;
- (f) any constable.

## EXEMPTIONS

7. (1) Nothing done by a person acting under and in accordance with any authority or permission given by or on behalf of the Secretary of State, Air Officer Commanding-in-Chief RAF Strike Command, the Air Officer Commanding No 11 Group, the Officer Commanding RAF Fylingdales shall be a contravention of these byelaws.

(2) It shall not be an offence against any of these byelaws if it is proved that an act or omission was unavoidable by the exercise of reasonable care.

(3) The boarding of or interference with any property by the owner or with his consent shall not, in relation to that property, be a contravention of these byelaws.

## RIGHTS OF WAY

8. Nothing in these byelaws shall affect the lawful exercise by any person of a public right of way.

## INTERPRETATION

9. In these byelaws:

“aircraft” includes any craft or contrivance which though not an aircraft is for the time being airborne;

“meeting” means a meeting held for the purpose of the discussion of matters of public interest or for the purpose of the expression of views on such matters;

“offensive weapon” means any article made or adapted for use for:

- (a) causing injury to or incapacitating a person;
- (b) causing injury to, incapacitating or trapping an animal or bird;

or intended by the person having it with him for such use or for threatening such use;

“photograph” includes any cinematograph film and any form of video recording;

“service authorities” means naval, military or air force authorities;

“visiting force” means such body, contingent or detachment of the force of any country as is a visiting force for the purposes of any of the provisions of the Visiting Forces Act 1952.(a)

## COMMENCEMENT AND CITATION

10. These byelaws shall come into force on the 1st day of July 1987, and may be cited as the Royal Air Force Fylingdales Byelaws 1987.

Dated 18th June 1987  
(signed) ROGER FREEMAN

---

(a)1952 c.67

## EXPLANATORY NOTES

(These notes are for information only and are not part of the byelaws)

### PENALTY FOR OFFENCES

1. By section 17(2) of the Military Lands Act 1892, as amended by section 39 of and schedule 3 to the Criminal Justice Act 1982, (c.48) 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 level 2 on the standard scale, and may be removed by any 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.”**

At the time of printing the maximum fine on scale 2 is ONE HUNDRED POUNDS (£100).

### INSPECTION OF BYELAWS AND PLAN

2. A copy of these byelaws may be obtained on postal application to the office of the Principal Estate Surveyor (Catterick), Group Manager North, Property Services Agency, Department of the Environment, Gough Road, Catterick Garrison, North Yorkshire DL9 3EL, or from the Ministry of Defence, PL(Lands) Safeguarding and Byelaws, B4/3, Block B, Government Buildings, Leatherhead Road, Chessington, Surrey KT9 2LU.

### LOW FLYING

3. Pilots are warned that there is a radiation hazard to aircraft in the vicinity of RAF Fylingdales and are advised to consult the UK Civil Air Pilot for details.

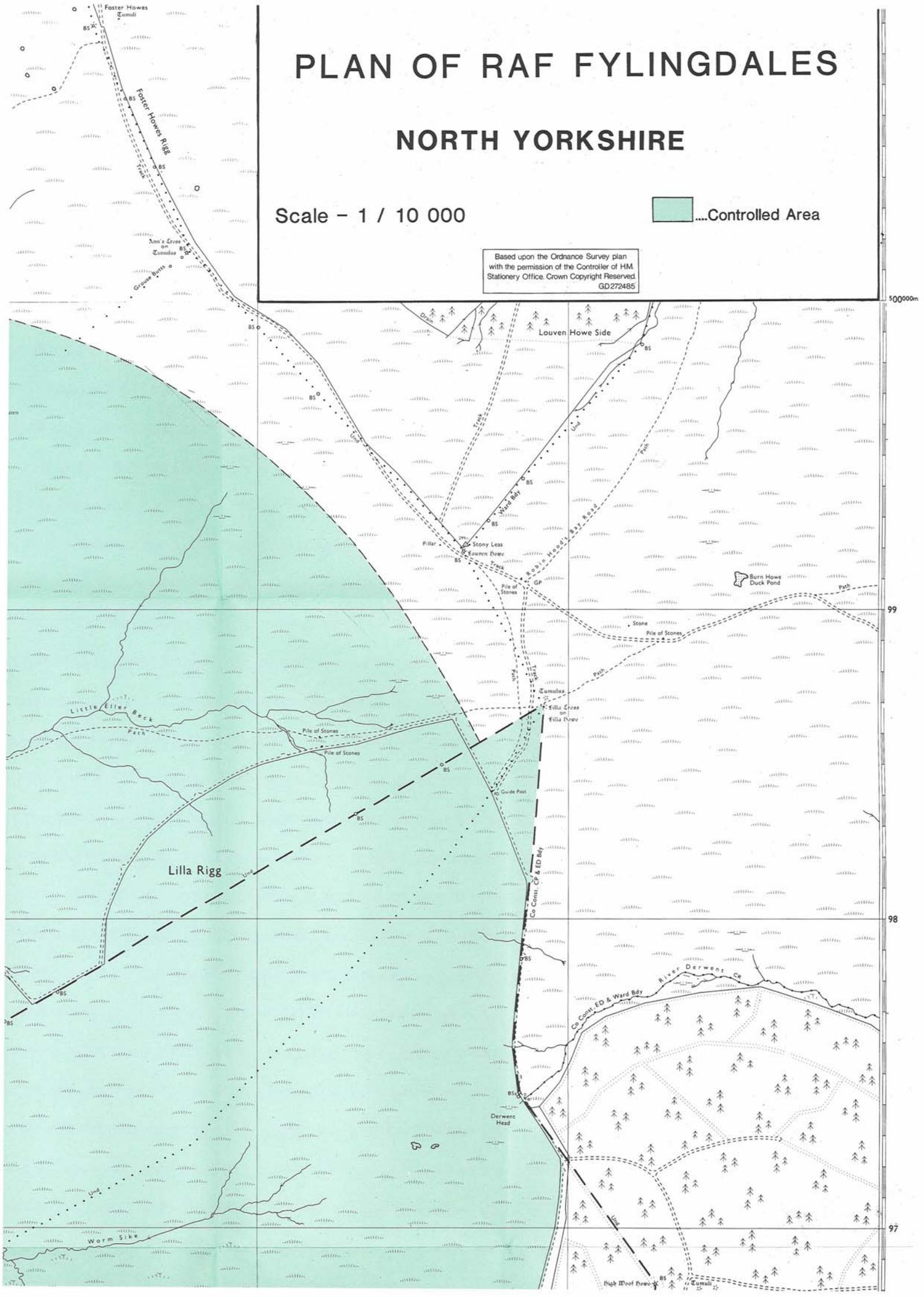
# PLAN OF RAF FYLINGDALES

## NORTH YORKSHIRE

Scale - 1 / 10 000

 ...Controlled Area

Based upon the Ordnance Survey plan  
with the permission of the Controller of HM  
Stationery Office. Crown Copyright Reserved.  
GD27485



85000m

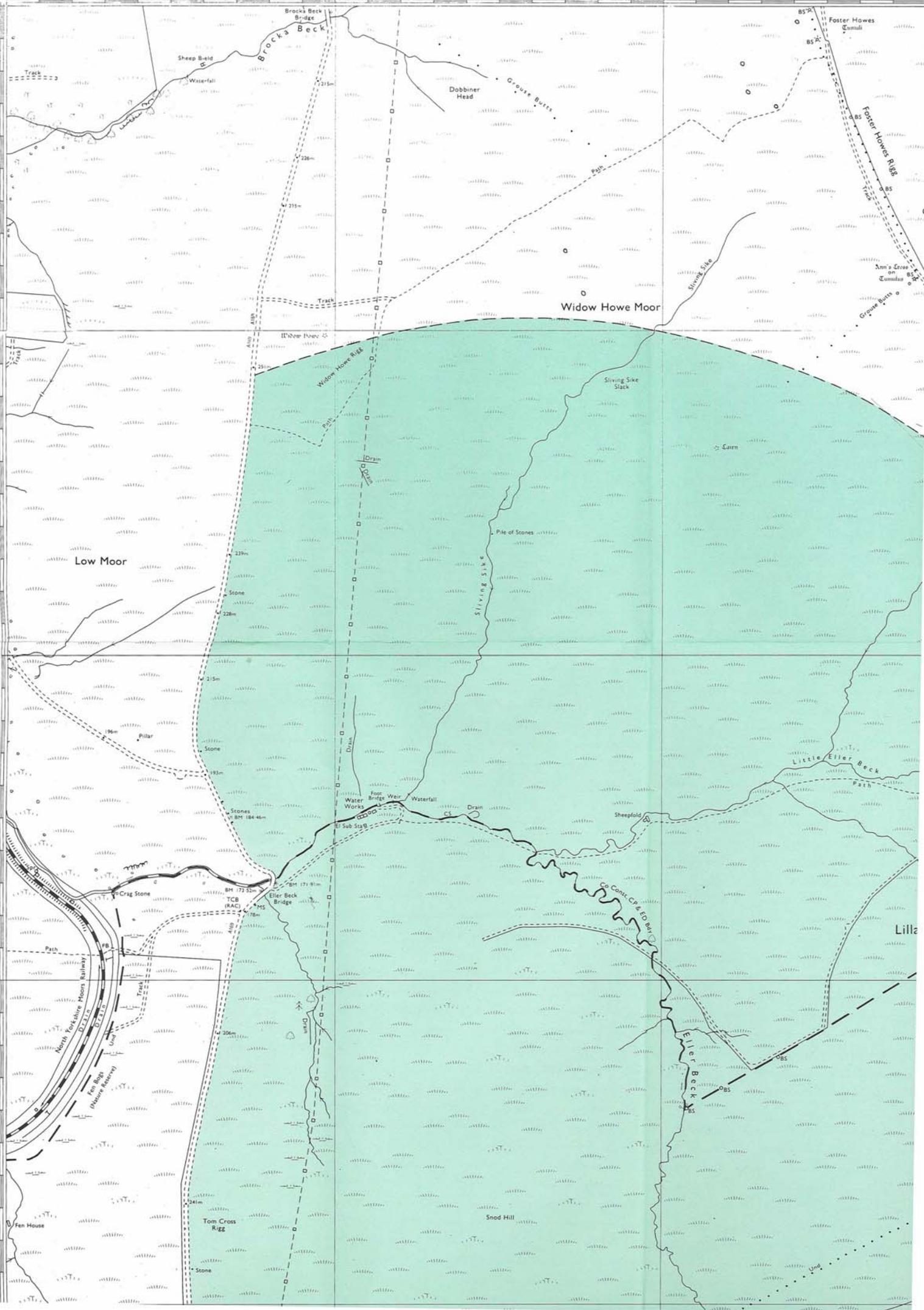
86

87

01  
00000m

99

98



Rocks Beck  
Bridge

Sheepfield  
Waterfall

Dobbiner Head

Grouse Butte

Foster Howes Cumuli

Foster Howes Rigg

Ann's Cross on Cumuli

Widow Howe Moor

Sliving Sike Slack

Low Moor

Sliving Sike

Pile of Stones

Little Eiler Beck

Water Works

Waterfall

Sheepfold

Co Const CP & EO Bay

Lilla

Eiler Beck Bridge

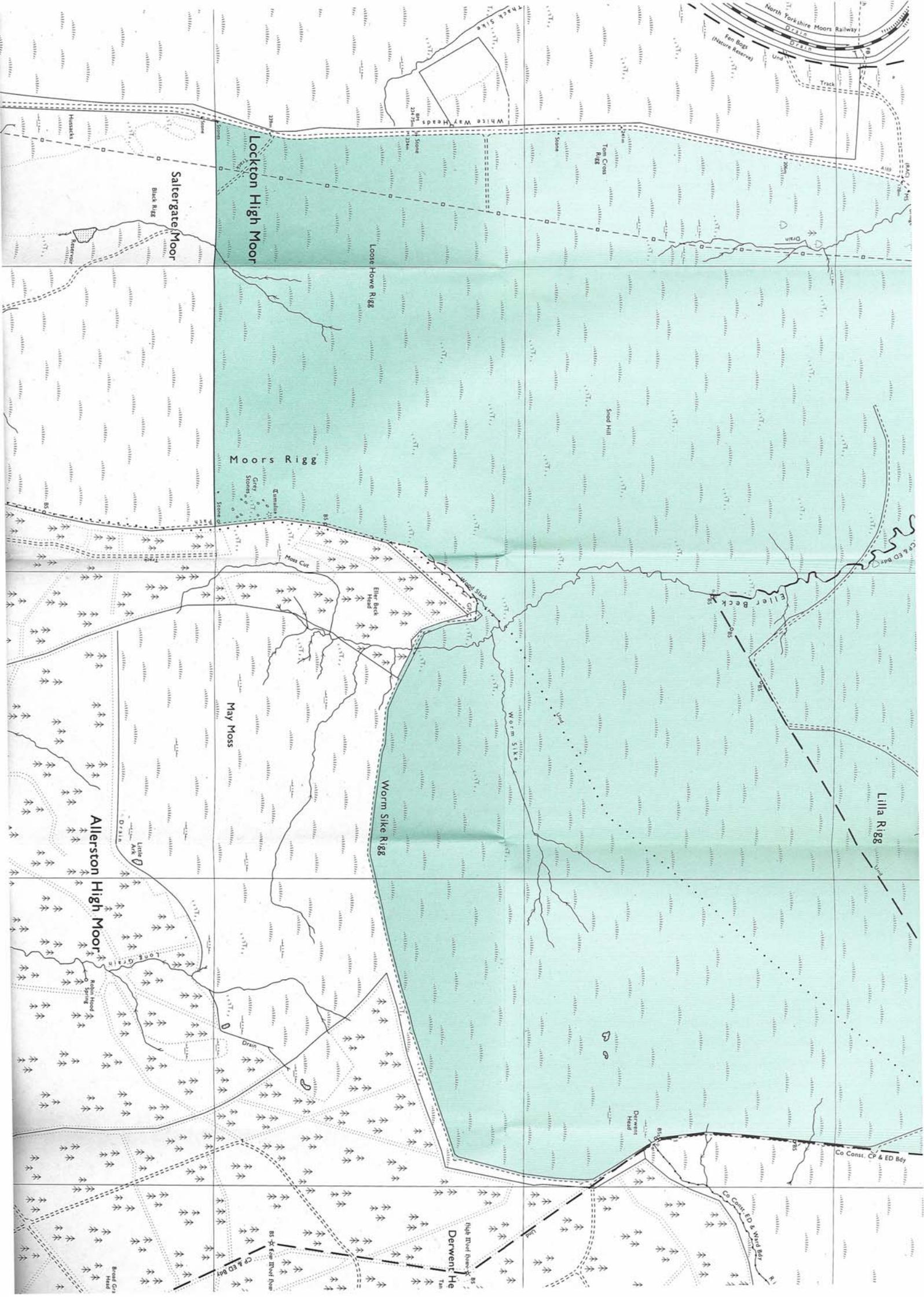
Crag Stone

North Yorkshire Moors Railway

Fen House

Tom Cross Rigg

Snod Hill



North Yorkshire Moors Railway

Fan Bog (Nature Reserve)

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Saltergate Moor

Black Rigg

White Way Heads

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

Lockton High Moor

Tran

Drain

Tom Cross

Sand Hill

Worm Sike

Eile Beck

Worm Sike Rigg

Moors Rigg

*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.*