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# LUCE BAY

(WEST FREQU)

(IN THE COUNTY OF WIGTOWN)

## AIR GUNNERY AND BOMBING RANGE

### BYE-LAWS

MADE by the Secretary of State for Air under the provisions of the Military Lands Acts, 1892 and 1900, as applied by the Air Force (Application of Enactments) (No. 1) Order, 1918, and the Air Force (Application of Enactments) (No. 3) Order, 1923, with the consent of the Board of Trade for regulating the use of the Luce Bay Air Gunnery and Bombing Range.

*REVOKED*



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### DESCRIPTION OF THE RANGE

1. The Luce Bay Air Gunnery and Bombing Range to which these Bye-laws apply (hereinafter called the "Range Area") is situated in the Parishes of Old Luce and Stoneykirk in the County of Wigtown and comprises an area of Air Ministry land (hereinafter called the "Land Area") which lies between Clayshant on the south-west, the mouth of Piltanton Burn on the north and High Water Mark on the east and south-east, together with an area of foreshore and sea abutting thereon (hereinafter called the "Sea Area"). The respective limits of the Land Area and the Sea Area are set out in the Schedule hereto.

### GENERAL PROHIBITION

2. During such time as notice is given by the hoisting or displaying of signals in manner hereinafter provided in Bye-law No. 4, that air gunnery and bombing practice is taking place the Range Area will be closed to the public and all intrusion thereon and all obstruction of the use thereof are prohibited.

### OFFENCES DURING PRACTICE

3. During such time as notice is given by the hoisting or displaying of signals in manner hereinafter provided in Bye-law No. 4, that air gunnery and bombing practice is taking place and the Range Area is closed to the public in accordance with the provisions of Bye-law No. 2 then :—

(i) No person shall enter or remain within the Land Area or the Sea Area, or bring, take or suffer to remain therein any vehicle, animal, vessel, aircraft or thing, except as provided in Bye-law No. 8.

(ii) No vessel shall be employed in fishing in the Sea Area.

(iii) No pleasure boat shall cruise in the Sea Area.

(iv) No vessel shall anchor or remain anchored in or ground on the Sea Area.

(v) No aircraft shall alight on, remain in or travel upon the Land Area or the Sea Area.

(vi) In the event of any aircraft being from any cause within the Land Area, the pilot or other person in charge thereof shall use his utmost endeavours to remove such aircraft out of the Land Area without loss of time.

(vii) 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 endeavours to pass out of the Sea Area without loss of time.

### SIGNALS

4. Notice that air gunnery and bombing practice is taking place is given by the following signals :—

(A) By day—

(i) By a red flag hoisted on Flagstaff No. 1 at Quadrant Shelter No. 1, 1,220 yards south-east of Low Torrs.

(ii) By a red flag hoisted on Flagstaff No. 2 at Quadrant Shelter No. 2, 1,067 yards due south of Low Torrs.

(iii) By a red flag hoisted on Flagstaff No. 3, 1,293 yards south-east of Mid Torrs.

(iv) By a red flag hoisted on Flagstaff No. 4 at Quadrant Shelter No. 3, 1,726 yards north-east of Clayshant.

(v) By a red flag hoisted on Flagstaff No. 5 at Quadrant Shelter No. 4, 153 yards south-east of Clayshant.

(vi) By a red disc 4' 6" in diameter elevated 25 feet above ground level and 43 feet above high water springs and 213 yards south-west of the Coastguard Station at Drummore.

(vii) By a red disc 4' 6" in diameter elevated 25 feet above ground level and 47 feet above high water springs at a point 113 yards east of Gillespie Bridge and 9 yards south of the main road from Glenluce to Port William.

## (B) By night—

(i) By a fixed red light hoisted on each of the flagstaffs mentioned in (i), (ii), (iii) and (v) of (A) above and by a red flashing light, giving one flash of half-a-second's duration every five seconds, displayed on Quadrant Shelter No. 3, 1,726 yards north-east of Clayshant.

(ii) By a red flashing light giving one flash of half-a-second's duration every five seconds displayed at a point 213 yards south-west of the Coastguard Station at Drummore.

(iii) By a red flashing light giving one flash of half-a-second's duration every five seconds displayed 113 yards east of Gillespie Bridge and 9 yards south of the main road from Glenluce to Port William.

## DURATION OF SIGNALS

The signals referred to in this Bye-law will be hoisted or displayed half an hour before practice commences and will be hauled down or extinguished when practice has ceased.

## RECOVERY OF PROJECTILES

5. No person shall trawl, dredge or search for, or otherwise interfere with any projectile or portion thereof within the Range Area, or take or retain, or be in possession of, any such projectile, or portion thereof, found within the Range Area.

Any person who, when trawling or dredging, shall come into possession of any such projectile or portion thereof within the Sea Area, shall not retain it, but shall immediately return it in its then condition, and without tampering with it, into the water.

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

## AUTHORISED OFFICERS

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 have committed an offence against the Bye-law so contravened.

The persons hereby authorised to remove or to take into custody without warrant any person committing an offence

against any of the preceding Bye-laws Nos. 2, 3 or 5, or to remove any vehicle, animal, vessel, aircraft or thing found in the Range Area in contravention of the said Bye-laws are :—

(1) The Officer Commanding, Royal Air Force, Armament Training Camp, Luce Bay.

(2) Any Officer, Warrant Officer, Non-Commissioned Officer, or any Service Policeman, for the time being under the command of the said Officer Commanding.

(3) Any person authorised in writing under the hand of the said Officer Commanding.

(4) Any Constable.

#### WHEN VESSEL OR AIRCRAFT IN DANGER

7. When any vessel is within the Sea Area or any aircraft is within the Sea Area or the Land Area, all practice shall cease and a second red flag, second red disc or second red flashing light giving one flash of half-a-second's duration every five seconds, will be hoisted or displayed below each of the red flags, red discs or red flashing lights referred to in Bye-law No. 4 to notify the master or pilot or other person in charge of the vessel or aircraft that he is within the Sea Area or the Land Area as the case may be.

#### EXEMPTIONS

8. Save as provided in Bye-law No. 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) Any vessel employed in tending, placing or replacing any of the channel mark buoys or other aids to navigation within the Sea Area.

(d) H.M. ships of war, H.M. aircraft or any vessel or aircraft employed under Admiralty, War Department or Air Council authority.

(e) Any aircraft compelled to alight on or unable to quit the Range Area.

(f) Any foreign vessel when outside territorial waters.

## INTERPRETATION

9. In these Bye-laws :—

(a) The expressions “ air gunnery and bombing practice ” and “ practice ” include the firing of all kinds of small arm ammunition from aircraft and the dropping of practice (not live) bombs from aircraft and any or all of such operations.

(b) The expression “ vessel ” includes ship, yacht, lighter, boat and craft of every kind, and whether navigated by steam, motor, sail, oars or otherwise.

(c) The expression “ aircraft ” includes all balloons, whether fixed or free, kites, gliders, airships, aeroplanes, seaplanes, flying boats and other flying machines.

## DATE OF OPERATION OF BYE-LAWS

10. These Bye-laws shall come into force on the 1st day of August, one thousand nine hundred and thirty-eight.

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 SCHEDULE

## LIMITS OF THE LAND AREA AND THE SEA AREA OF THE LUCE BAY AIR GUNNERY AND BOMBING RANGE

## PART I.—DESCRIPTION OF THE LAND AREA

The area of land comprising the Land Area and affected by these Bye-laws is situated in the Parishes of Old Luce and Stoneykirk in the County of Wigtown. It lies between Clayshant on the south-west, the mouth of Piltanton Burn on the north and High Water Mark on the east and south-east, and is bounded as follows :—

ON THE NORTH-EAST.—By a line commencing at a point on the line of High Water about 1,200 yards east of Low Torrs marked by Danger Board No. 1, and thence following the line of High Water in a northerly direction for a distance of about 410 yards until a point is reached marked by Notice Board No. 2, and thence :—

ON THE NORTH-WEST.—By a line commencing at the last-mentioned point and proceeding in a south-westerly direction for a distance of about 2,400 yards passing Danger Boards Nos. 2, 3 and 4, and Notice Board No. 3 until a point is reached marked by Danger Board No. 5, and thence in a north-westerly direction for a distance of

about 240 yards until a point is reached marked by Danger Board No. 6, and thence in a south-westerly direction for a distance of about 1,000 yards passing Notice Board No. 4, Danger Board No. 7 and Notice Board No. 5 until a point is reached marked by Danger Board No. 8, and thence in a south-easterly direction for a distance of about 320 yards until a point is reached marked by Danger Board No. 9, and thence in a south-westerly direction for a distance of about 3,885 yards passing Notice Boards Nos. 6 and 7, Danger Boards Nos. 10 and 11, Notice Board No. 8 and Danger Board No. 12 until a point is reached marked by Notice Board No. 9 situated on the eastern boundary fence of Clayshant, and thence :—

ON THE SOUTH-WEST.—By a line commencing at the last-mentioned point and proceeding in a general south-easterly direction for a distance of about 415 yards passing Flagstaff No. 5 and Quadrant Shelter No. 4 and Notice Board No. 10 until a point is reached on the line of High Water marked by Danger Board No. 13, and thence :—

ON THE SOUTH-EAST AND EAST.—By a line commencing at the last-mentioned point and following the line of High Water in a north-easterly direction for a distance of about 2,610 yards until the boundary line between the Parishes of Old Luce and Stoneykirk is reached, and thence continuing along the line of High Water in a north-easterly direction for a distance of about 5,070 yards passing Notice Board No. 1 until the starting point is reached marked by Danger Board No. 1.

## PART II.—DESCRIPTION OF THE SEA AREA

The area of foreshore and sea comprising the Sea Area and affected by these Bye-laws is situated in Luce Bay extending seawards for a distance of  $8\frac{1}{4}$  sea miles and is marked by a beacon and by a series of conical shaped buoys Nos. 1 to 11 painted white and having a blue cross cutting the vertical axis and extending to the water line and with the letters D and A painted in red in alternate quadrants. The area is bounded as follows :—

ON THE NORTH-EAST.—By a line commencing at a point on High Water Mark 1,186 yards due east of Low Torrs, Latitude  $54^{\circ} 51' 50''$  N., Longitude  $4^{\circ} 51' 03''$  W., marked by Danger Board No. 1, and drawn in a direction  $132^{\circ}$  True for a distance of 0.52 of a sea mile to a point

Latitude  $54^{\circ} 51' 29''$  N., Longitude  $4^{\circ} 50' 23''$  W., marked by a beacon which consists of a pile painted black and white and surmounted by a red triangle and thence in a direction  $140^{\circ}$  True crossing the line of Low Water at  $0\cdot40$  of a sea mile and continuing for a total distance of  $0\cdot60$  of a sea mile to a point Latitude  $54^{\circ} 51' 00''$  N., Longitude  $4^{\circ} 49' 42''$  W., marked by Buoy No. 1, and thence in a direction  $174\frac{1}{2}^{\circ}$  True for a distance of  $0\cdot88$  of a sea mile to a point Latitude  $54^{\circ} 50' 08''$  N., Longitude  $4^{\circ} 49' 35''$  W., marked by Buoy No. 2 and thence in a direction  $117^{\circ}$  True through a point  $2\cdot62$  sea miles marked by Buoy No. 3, and continuing for a total distance of  $5\cdot25$  sea miles to a point Latitude  $54^{\circ} 47' 42''$  N., Longitude  $4^{\circ} 41' 32''$  W., marked by Buoy No. 4 and thence in a direction  $164\frac{1}{2}^{\circ}$  True for a distance of  $2\cdot23$  sea miles to a point Latitude  $54^{\circ} 45' 35''$  N., Longitude  $4^{\circ} 40' 31''$  W., marked by Buoy No. 5, and thence :—

ON THE SOUTH-EAST.—By a line commencing at the last-mentioned point and drawn in a direction  $244^{\circ}$  True through a point  $2\cdot38$  sea miles marked by Buoy No. 6, and continuing for a total distance of  $4\cdot76$  sea miles, to a point Latitude  $54^{\circ} 43' 30''$  N., Longitude  $4^{\circ} 47' 52''$  W., marked by Buoy No. 7, and thence :—

ON THE SOUTH.—By a line commencing at the last-mentioned point and drawn in a direction  $270^{\circ}$  True for a distance of  $2\cdot42$  sea miles, to a point Latitude  $54^{\circ} 43' 30''$  N., Longitude  $4^{\circ} 52' 08''$  W., marked by Buoy No. 8, and thence :—

ON THE WEST.—By a line commencing at the last-mentioned point and drawn in a direction  $328^{\circ}$  True for a distance of  $2\cdot04$  sea miles to a point Latitude  $54^{\circ} 45' 13''$  N., Longitude  $4^{\circ} 54' 00''$  W., marked by Buoy No. 9, and thence in a direction  $343\frac{1}{2}^{\circ}$  True through a point  $2\cdot08$  sea miles marked by Buoy No. 10, and thence for a further distance of  $1\cdot82$  sea miles to a point marked by Buoy No. 11 and continuing for a total distance of  $4\cdot75$  sea miles crossing the line of Low Water to a point on High Water Mark at the confluent of the Clayshant Burn, Latitude  $54^{\circ} 49' 49''$  N., Longitude  $4^{\circ} 56' 18''$  W., marked by Danger Board No. 13, and thence :—

ON THE NORTH-WEST.—By the line of High Water to the starting point at Danger Board No. 1, Latitude  $54^{\circ} 51' 50''$  N., Longitude  $4^{\circ} 51' 03''$  W.,



DATED this 25th day of May, One thousand nine hundred and thirty-eight.

(Signed) KINGSLEY WOOD,

*Secretary of State for Air.*

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

(Signed) OLIVER F. C. 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 AREAS

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.”

### HOURS OF GUNNERY AND BOMBING

3. Air gunnery and bombing practice may take place on the Range at any time of the day or night throughout the year.

### FACILITIES TO FISHERMEN

4. The local Air Force authorities will afford to fishermen in pursuit of their occupation every facility consistent with the carrying out of essential firing and bombing practices on the Range.

### WHERE BYE-LAWS CAN BE INSPECTED AND COPIES OBTAINED

5. Copies of these Bye-laws can be seen at the following places or may be obtained free of charge from the Under-Secretary of State, Air Ministry, Kingsway, London, W.C.2.

The Office of the Officer Commanding, Royal Air Force Station, West Freugh, Wigtownshire.

The Office of Sir Norman M. Macpherson, S.S.C., Solicitor in Scotland to the Air Ministry, 2A, Hill Street, Edinburgh, 2.

The Office of the Clerk to the Wigtownshire County Council, County Buildings, Stranraer.

The Office of the Clerk to the Rhins District Council, Council Office, Stranraer.

The Office of the Secretary, Annan Fishermen's Association, Annan.

The Offices of the County Police, Glenluce.

The Offices of the County Police, Drummore.

The Offices of the County Police, Port William.

The Commercial Hotel, Sandhead.

H.M. Coastguard Station, Portpatrick.

H.M. Coastguard Station, Drummore.

### PLAN OF THE RANGE

6. A plan of the range to which these Bye-laws apply is shown at the foot hereof.

