



**BICESTER GARRISON  
MILITARY LANDS  
BYELAWS 1977**

**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 lands.**

# STATUTORY INSTRUMENTS

1977 No. 1739

## DEFENCE

### The Bicester Garrison Military Lands Byelaws 1977

Made 17th October 1977

Coming into operation 9th January 1978

The Secretary of State for Defence, in exercise of his powers under Part II of the Military Lands Act 1892 (a) and Section 2 of the Defence (Transfer of Functions) Act 1964 (b) and of all other powers enabling him in that behalf, hereby makes the following Byelaws :—

#### LANDS AFFECTED

1. The lands to which these Byelaws apply consist of lands belonging to the Secretary of State in the Counties of Buckingham and Oxford, in the Districts and Parishes in the First Schedule hereto, but not including any public rights of way, the limits and boundaries of which are, for convenience of identification, shown by a black line on the plan annexed to these Byelaws and identified as "Plan of the Bicester Garrison Military Lands", all of which is hereinafter referred to as "the Military Lands".

#### USE OF LANDS BY PUBLIC

2. Subject to the provisions of these Byelaws the public are permitted to use all parts of the Military Lands not specially enclosed or the entry to which is not shown by notice as being prohibited or restricted, including those Ministry of Defence roads thereon specified in the Second Schedule hereto, which have been constructed and made up for general use by vehicular traffic, for the purposes of open-air recreation at all times when the Military Lands are not being used for the military purposes for which they are appropriated.

#### CONTROL OF ROAD TRAFFIC

3. When any such Ministry of Defence road within any part of the Military Lands which is not specially enclosed or the entry to which is not prohibited or restricted is not closed to the public or is not being used for military purposes :—

- (1) No person shall ride a horse, bicycle or tricycle or drive a vehicle elsewhere than on the carriageway of such road;

---

(a) 1892 c.43.

(b) 1964 c.15.

- (2) No person shall cause any vehicle to ply for hire on any such road;
- (3) Every person who rides a horse, bicycle or tricycle or drives a vehicle on any such road
  - (a) shall comply with the directions, given orally or by signal of a Service policeman in uniform or any member of a police force, or special constable under the control of the Defence Council;
  - (b) subject to paragraph (6) of this Byelaw shall comply with all military and traffic signs, and
  - (c) shall ride or drive with due care and attention and with reasonable care for other persons;
- (4) No person shall ride a bicycle or tricycle or drive a vehicle upon such a road during the hours of darkness as prescribed by the enactments relating to the lighting of road transport unless such bicycle or tricycle or vehicle carries the appropriate lights which are required to be carried by such bicycle or tricycle or vehicle when on a public highway during the hours of darkness;
- (5) No person shall drive without a valid Driving Licence or be in charge of any vehicle unless the vehicle is registered, taxed and insured, as required for such vehicle when on a public highway;
- (6) No person shall park, stop or cause to be parked or stopped any vehicle where 'No Parking' or 'No Waiting' notices are displayed, except for the purposes of loading or unloading passengers or goods.

#### PROHIBITED ACTIVITIES

4. Without prejudice to the provisions of Byelaw No. 3, no person when on the Military Lands shall:—
  - (1) enter on any part of the Military Lands which is specially enclosed or the entry to which is shown by a notice as being prohibited or restricted, or
  - (2) ride a horse, bicycle or tricycle or ride, drive or propel a vehicle of any kind otherwise than on the carriageway of a road suitably constructed and made up for general use for vehicular traffic, or
  - (3) engage in or carry on any trade or business of any nature or kind whatsoever or ride, drive, conduct or cause to be ridden, driven or conducted, use or employ any animal or vehicle of any kind or use any audible means of sound production upon the Military Lands and Residential Estates either wholly or mainly for the purposes of trade, or advertisement, or

- (4) loiter, or commit any nuisance, or behave in any indecent or unseemly manner, or
- (5) assemble or attempt to assemble or cause to assemble or bring upon the Military Lands any number of persons for the purposes of a private or public meeting or otherwise, or address any such persons when assembled, or
- (6) camp (whether in tents, caravans or otherwise), bivouac or sleep out, or
- (7) deposit industrial or domestic refuse, rubble, waste or litter or abandon any vehicle or vehicle part or article, or
- (8) damage, cut or remove grass, turves or growing crops, shrubs, trees, timber or wildflower roots, or
- (9) graze any animal, or
- (10) pursue, kill, shoot, snare or trap game or other birds or animals, or take or destroy their eggs, or
- (11) damage, spoil, interfere with or remove any building, wall, fence, gate, post, cattle grid, stores, equipment or ammunition, or
- (12) dig or search for any projectile or any lead or other metal, or interfere with or take or retain or be in possession of any projectile or lead or other metal found within the Military Lands, or
- (13) do, or cause or allow to be done, any act which is likely to cause nuisance, annoyance or injury to other persons, or
- (14) deposit or distribute or cause to be deposited or distributed any handbills, leaflets, or other literature or printed matter of any description, or
- (15) affix posters, notices or bills of any description in or on the boundaries, walls or fences or in or on any building or other structures or on any tree, pillar, post, bollard, railing, gate or other erection, or
- (16) 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, or
- (17) fail to keep under control any dog or animal, or
- (18) take on or cause to be taken on the Military Lands any fire-arm, airgun, ammunition, any explosive or detonator or any part or component of the foregoing.

## WARNING OFF

5. (1) No person shall remain on the Military Lands after having been warned off by a person acting under the authority of the General Officer Commanding the Army District or of the Officer in Charge of the Military Lands.
- (2) No person being the owner or person for the time being in charge of any animal, vehicle or thing upon the Military Lands, shall permit the same to remain upon the Military Lands after having been warned to remove the same by a person acting under the authority of the General Officer Commanding the Army District or of the Officer in Charge of the Military Lands.

## OFFENCES

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

## ENFORCEMENT

7. The following persons are hereby authorised to remove from the Military Lands and to take into custody without warrant any person committing an offence against any of the said Byelaws, and to remove from the Military Lands any vehicle, animal or thing found on the Military Lands in contravention of any of the said Byelaws:—

- (a) the General Officer Commanding the Army District;
- (b) the Officer in Charge of the Military Lands;
- (c) any officer, 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 the Army District, or the Officer in Charge of the Military Lands;
- (d) any person authorised in writing by or on behalf of the said General Officer Commanding the Army District, or the Officer in Charge of the Military Lands;
- (e) any member of a police force;
- (f) any special constable under the control of the Defence Council.

## EXEMPTIONS

8. (1) Nothing done by a person using the Military Lands for any of the military purposes for which they are for the

time being appropriated, if done in pursuance of such military purpose, shall be deemed to constitute an offence against any of these Byelaws.

- (2) 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, the General Officer Commanding the Army District or the Officer in Charge of the Military Lands shall be deemed to constitute an offence against any of these Byelaws.
- (3) Nothing in these Byelaws shall take away or prejudicially affect any right of common existing in respect of any common land included within the Military Lands.

#### INTERPRETATION

9. The Interpretation Act 1889 (c) shall apply to the interpretation of these Byelaws as it applies to the interpretation of an Act of Parliament.

#### DATE OF OPERATION OF BYELAWS

10. These Byelaws shall come into operation on the 9th day of January 1978 and may be cited as the Bicester Garrison Military Lands Byelaws 1977.

Dated this 17th day of October 1977.

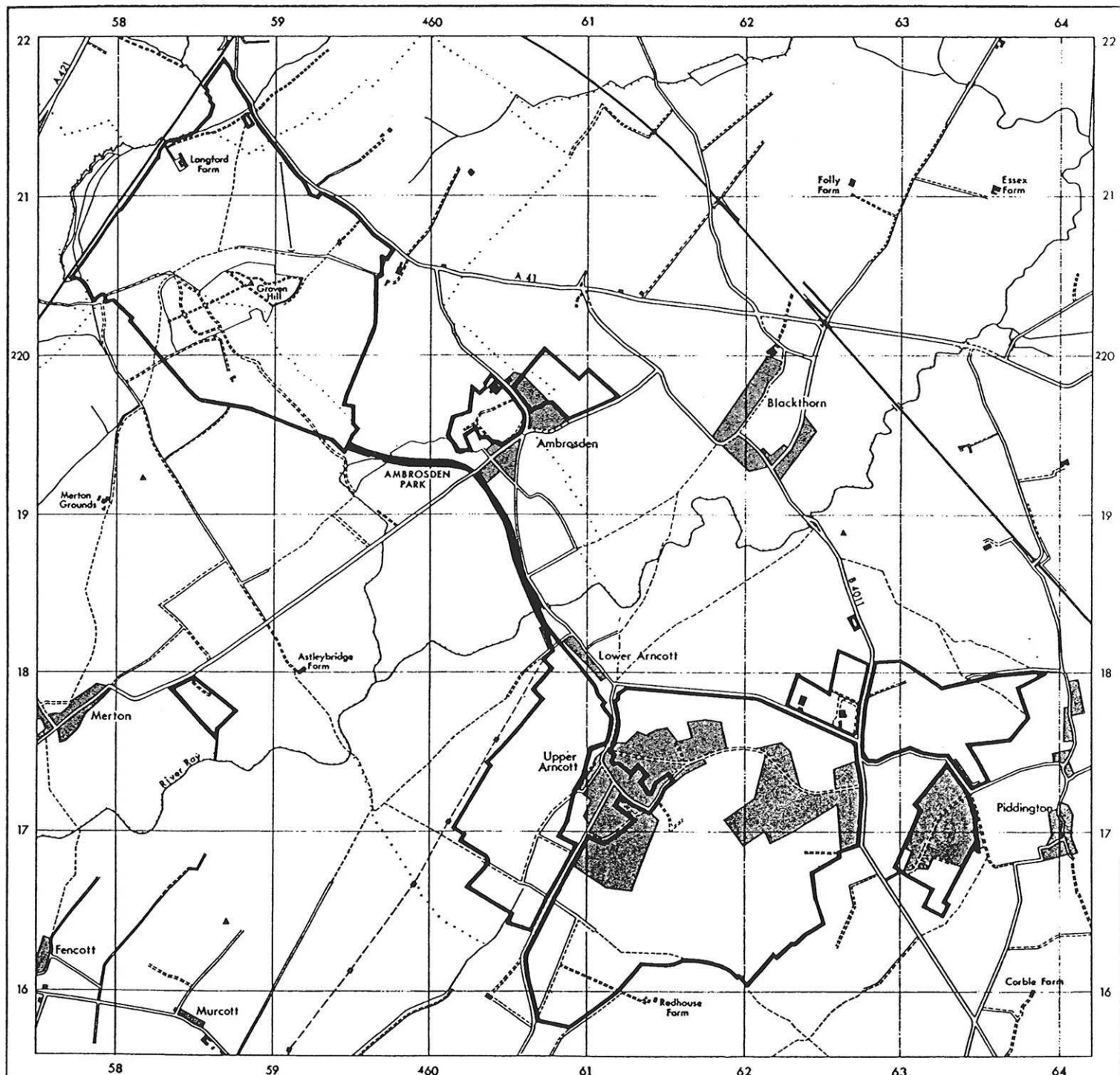
W. V. MORGAN

By order of the Secretary of State for Defence

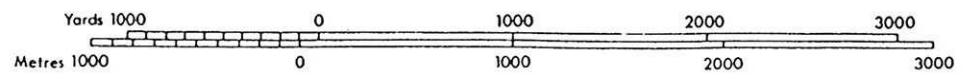
#### THE FIRST SCHEDULE

The lands belonging to the Secretary of State for Defence together with all buildings thereon to which all the foregoing Byelaws apply are situated in the Counties of Oxford and Buckingham in the following Districts and Parishes:—

<i>County of Oxford</i>		<i>Parish</i>
Cherwell District	... ..	Ambrosden Arcott Bicester Market End Blackthorn Merton Piddington
 <i>County of Buckingham</i>		
Aylesbury Vale District	... ..	Boarstall



True North | Grid North



Drawn from parts of O.S.  
1:25,000 Sheets, SP 51,  
SP 52, SP 61, & SP 62.

# Plan of the BICESTER GARRISON Military Lands

THE SECOND SCHEDULE  
MINISTRY OF DEFENCE ROADS

Arcott Wood Road	<i>Ambrosden</i>
Patrick Haugh Road	Willow Road
Buchanan Road (North-East)	Willow End
Circular Road	Laburnam Close
Pioneer Road	Birch Road
Westacott Road	Sycamore Road
The road through the former MOD Police Site at Arcott from Buchanan Road to Mill Lane.	Alder Drive
Access road to Depot Superintendent, DOE at Arcott.	Elm Close
Entrance Road to 'B' Site from the B4011.	Elm Lane
	West Hawthorn Road
	East Hawthorn Road
	Ash Lane
	Oak Lane
	Quintan Avenue
	Akeman Avenue
	Glebe Close
	Langtun Avenue
	Allectus Avenue
	Ernicote Road

NOTICES

PENALTY FOR OFFENCES

1. By Section 17(2) of the Military Lands Act 1892, as amended by Section 92 of and Schedule 3 to the Criminal Justice Act, 1967, it is provided that:—

**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 TWENTY POUNDS, and may be removed by any Constable or Officer authorised in the 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 Military Lands to which these Byelaws apply may be inspected at the Headquarters Bicester Garrison, Arcott, Bicester, Oxon and



also at the office of the Senior Estate Surveyor, Property Services Agency, Department of the Environment, Bagley Croft, Hinksey Hill, Oxford OX1 5BS where copies of the Byelaws may be obtained at the price of five pence (5p) for each copy.

*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.*