

Statutory Rules and Orders

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# STIFFKEY

LIGHT ANTI-AIRCRAFT ARTILLERY RANGE  
In the County of NORFOLK

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## BYE-LAWS

To be made by His Majesty's Principal Secretary of State for the War Department, under the provisions of the Military Lands Acts, 1892 to 1903, with the consent of the Board of Trade, for regulating the use of the above-named Range.

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1935.

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### BYE-LAWS

*To be made by His Majesty's Principal Secretary of State for the War Department, under the provisions of the Military Lands Acts, 1892 to 1903, with the consent of the Board of Trade, for regulating the use of the above-mentioned Range.*

#### GENERAL PROHIBITION.

1. During such time as notice is given by the hoisting and display of signals in manner hereinafter provided that firing is taking place in the land and sea areas hereinafter referred to of the Stiffkey 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 by Bye-law No. 1 is given by the hoisting and display of signals as provided by 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 in 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 endeavours 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 and a Black Ball six feet in diameter on a flagstaff at the West end of Coneyford Plantation just North of Stiffkey.

A Red Pennant on flagstaffs at Wells and Cley Coast Guard Housing Stations.

*By Night—*

Two Red Lights, placed horizontally, six feet apart on a flagstaff at the West end of Coneyford Plantation just North of Stiffkey.

Two Red Lights, placed horizontally, six feet apart on flagstaffs at Wells and Cley Coast Guard Housing Stations.

When Weybourne Range is being used also there will be *in addition*, at Wells and Cley Coast Guard Housing Stations—

*By Day—*A Red Flag.

*By Night—*A Red Light. This light will be placed centrally and six feet below the two horizontal lights referred to above.

*(b) In respect of the land area.*

*By Day—*A Red Flag hoisted on a staff at the positions occupied by each of three safety parties which will be stationed on the Western, Southern and Eastern Boundaries of the land area at the following points :—

The Western Party at the lifeboat station opposite Big Gap on Wells Run.

The Southern Party on Warham Greens, East of Wells.

The Eastern Party at the Eastern end of Coneyford Plantation.

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

(*Note.—*See Notice 6 as to the positions of the safety parties referred to.)

## 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 or land areas, or take or retain, or be in possession of any such shot, shell or projectile, or portions thereof, found within the sea or land areas.

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 or land areas, shall not retain them, and if within the sea area, 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-laws 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 in the sea area in contravention of any part of the said Bye-laws are :—

- (1) The Major-General in charge of Administration, Eastern 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.
- (5) Any Constable.

#### WHEN VESSEL OR AIRCRAFT IN DANGER.

6. While any vessel or aircraft is within the sea area, all firing will cease and a second red flag by day, or a third red light by night, will be hoisted on a flagstaff at the West end of Coneyford Plantation just North of Stiffkey, below the Flag and Ball or in line with the two horizontal red lights 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.

#### 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) 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 or Air Council Authority.
  - (e) Any Aircraft compelled to alight on or unable to quit the sea area.

- (f) Any vessel belonging to the Corporation of Trinity House, London, whilst employed on any Trinity House duty or service.
- (g) Any foreign vessel or aircraft when outside territorial waters.
- (h) Sheep grazing unattended on the marshes within the danger area.

#### 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 AREAS.

###### (a) Land Area.

###### *On the South—*

Commencing at the Eastern end of Coneyford Plantation and running Westward along the Northern side of the said Plantation for about 350 yards, thence Southward for about 326 yards thence along the Southern fence of field No. 219a to Green Way thence Northward along the Eastern side of Green Way for about 300 yards and continuing Westward across Green Way and along the Southern boundary of field No. 66 thence Northward along the Western boundary of this field to a point 600 yards from the Western end of Coneyford Plantation, thence Westward along the Southern edge of the Marshes passing the Look-out House to Stonemeal Creek and crossing this Creek thence Westward along the High Water Mark on the Northern side of the Harbour to Sluice Creek and across this Creek to a point on the High Water Mark opposite Bolt's Close, Wells next the Sea in Latitude  $52^{\circ} 57' 29''$  N. Longitude  $0^{\circ} 51' 14''$  E. and thence—

###### *On the West and North—*

By the line of High Water Mark from the last-mentioned point to a point on the High Water Mark on the Western side of Patch Creek in Latitude  $52^{\circ} 57' 58''$  N. Longitude  $0^{\circ} 56' 25''$  E. and thence

• *On the East—*

By the line of High Water Mark from the last-mentioned point along the Western side of Patch Creek to a point thereon North of Bungay Green Way thence Southward to the starting point.

(b) *Sea Area.*—The Sea Area is bounded :—

*On the West—*

By a line commencing at a point on High Water Mark on the Northern side of the Harbour, Wells-next-the-Sea, opposite Bolt's Close, in Latitude  $52^{\circ} 57' 29''$  N. Longitude  $0^{\circ} 51' 14''$  E. and running in a  $270^{\circ}$  direction to Low Water Mark on the Eastern side of the Run and continuing along the Low Water Line on the Eastern side of the Run to a point in Latitude  $52^{\circ} 59' 30''$  N. Longitude  $0^{\circ} 50' 27''$  E. and thence

*On the North—*

By an arc of a circle commencing at the last-mentioned point on a radius of 3.7 Nautical Miles, with its centre in Latitude  $52^{\circ} 57' 18''$  N. Longitude  $0^{\circ} 55' 21''$  E. to a point in Latitude  $53^{\circ} 00' 03''$  N. Longitude  $0^{\circ} 59' 25''$  E. and thence

*On the East—*

By a line commencing at the last-mentioned point and running in a direction  $220^{\circ}$  approximately to Low Water Mark in Latitude  $52^{\circ} 59' 00''$  N. Longitude  $0^{\circ} 58' 00''$  E. on the Western side of the ~~entrance~~ entrance of Blakeney Harbour and along the Low Water line on the Western side of the Harbour to Patch Creek and then along the Northern and Western side of Patch Creek to a point on High Water Mark in Latitude  $52^{\circ} 57' 55''$  N. Longitude  $0^{\circ} 56' 25''$  E and thence

*On the South—*

By the line of High Water Mark commencing at the last-mentioned point along the High Water Mark to the Starting point.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, One thousand nine hundred and thirty-eight.

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

(Signed)

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

(Signed)

~~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 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 navigation and exempt from the operation of the Byelaws 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 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 the 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 8 p.m. and 6 a.m. the following morning.

Night firing will not last after 2 a.m.

No firing will take place from midnight Saturday to 6 a.m. on Monday.

## PUBLIC NOTIFICATION OF FIRING.

(5) As soon as firing has been completed each day, a notification will be sent by telephone to the District Officer of H.M. Coast Guard, Cromer. If on any day it is decided that no firing shall take place, a similar notification will be sent, if practicable, not later than 8.30 a.m., or as soon as it is decided, and a representative of the fishermen of Wells, Blakeney, Cley and Sheringham, will be notified by an Officer of H.M. Coast Guard.

## ADDITIONAL PRECAUTIONS DURING FIRING.

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

Western party—at the Lifeboat House opposite Big Gap on Wells Run.

Southern party—on Warham Greens East of Wells.

Eastern party—at the Eastern end of Coneyford Plantation, just North of Stiffkey.

## WHERE BYE-LAWS CAN BE OBTAINED AND 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 Holt, Wells and Sheringham.

(b) The Principal Post Offices at :—

- (1) Holt
- (2) Wells
- (3) Sheringham
- (4) Stiffkey
- (5) Blakeney
- (6) Morston
- (7) Cley

## 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.