



Sennybridge Training Area

BYELAWS

1974

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 Training Area.

STATUTORY INSTRUMENTS

1974 No. 1773

DEFENCE

SENNYBRIDGE TRAINING AREA BYELAWS 1974

Made 14th October 1974

Coming into operation 13th January 1975

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 Powys 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 land belonging to the Secretary of State in the Parishes of Traian Mawr, Llandeilo'r Fan, Llanynis, Llanfihangel Nant Bran, Merthyr Cynog, Llandulas, Pen Buallt, Gwarafog, Llanafan Fechan, Llangynog, Maes Mynis, Llanfair-ar-y-Bryn (together with all the highways thereon) in the Counties of Powys and Dyfed known as Sennybridge Training Area the boundaries of which are, for convenience of identification, shown by a thick black line on the plan annexed to these Byelaws and identified as "Plan of the Sennybridge Training Area".

USE OF DANGER AREA

2. The Danger Area may be used for the purposes of Service Training, including the firing of all types of artillery and infantry weapons, for demolition training and for air to ground rocket firing and bombing demonstrations and for all activities ancillary to such services.

PROHIBITION OF ACCESS

3. (1) When the Danger Area is being used for any of the military purposes specified in Byelaw No. 2, and subject to the provisions of paragraph (3) of this Byelaw, no person shall:—
- (a) enter into or upon or pass over or through the said Danger Area, or
 - (b) be or remain in or upon the said Danger Area, or
 - (c) cause or permit or suffer any vehicle, animal, vessel, aircraft or thing to enter into or upon or to pass through or to be or remain in or upon the said Danger Area, or
 - (d) cause or permit any aircraft to fly over the said Danger Area at a height less than 6,000 metres above mean sea level.
- (2) Whilst the Danger Area is being used for any of the said military purposes, notice of the fact shall be given by the display of the following signals, that is to say:—
- (a) By day—
 - a red flag hoisted at the following places:—
 - (i) On the Garth—Upper Chapel (B4519) road 933 metres south-south-east of Disgwylfa Farmhouse.
 - (ii) At a place 1,143 metres west-south-west of Dan-yr-Allt and 1,006 metres north-west of Pantygwyn.
 - (iii) At a place 229 metres north-north-west of Ty Bach Bridge (GR 98153935).
 - (iv) At a place 622 metres north of Yscir-Fechan and 110 metres west of Llwyn-y-Celyn—Vedette C.
 - (v) At a place 421 metres west-south-west of Aber Criban Farmhouse and 768 metres east-north-east of Twyn Cerig Cadarn.
 - (vi) At a place 183 metres north of Blaendyrn Farm and 457 metres south by east of Tircyd.
 - (vii) At a place 695 metres east of Cefn-Bryn-Isaf Farmhouse and 558 metres west of Rhiw Farmhouse—Vedette B.
 - (viii) At a place 366 metres east of Cwm-Nant-y-Moch Farm and 311 metres west-north-west of Llwyn-Teg-Isaf Farm—Vedette J.
 - (ix) At a place 165 metres west of Dderw-Fawr—Vedette A.
 - (x) At a place 384 metres south-west by west of Blaen Clydach Fach—Vedette I.

- (xi) At a place 988 metres west-south-west of Pwll Ddu (GR 86123267).
- (xii) At Clwyd-Watch and 503 metres south-south-east of Maes-y-Fforch—Vedette H.
- (xiii) At a place 457 metres north-east of Clwyd-Watch (GR 85783686).
- (xiv) At a place 585 metres south-west of Trelath (GR 86743874).
- (xv) At a place 640 metres north-east from Trelath Farm buildings.
- (xvi) 1,006 metres west-south-west of Pen-Lan-Wen—Vedette G.
- (xvii) At a place 320 metres east of Pen-Lan-Wen, south-west of Cross Inn Cottage (GR 89714192).
- (xviii) At a place 1,298 metres north-east of Pen-Lan-Wen (GR 90244284).
- (xix) At Vedette 'F' 713 metres east-south-east of Cynala-Uchaf and 850 metres east by south of Gallt-yr-Haiarn.
- (xx) At a place 914 metres east-south-east of Troed-y-Rhiw Isaf and 1,783 metres south-west by south of Cwm Craig Ddu Farmhouse—Vedette E.
- (xxi) At a place on the north side of the B4519 road 1,463 metres north-north-west of Disgwylfa (Drovers Arms).
- (xxii) At Vedette 'K' on the west side of the Upper Chapel—Builth Wells (B4520) road 640 metres south of Cwm Owen Inn and 1,939 metres north-east by east of Login.
- (xxiii) At a place 457 metres north-west of the 11th milestone from Brecon on the Brecon—Builth Wells (B4520) road (GR 01694345).

(b) By night—

a red light hoisted at the following places:—

- (i) At Vedette 'D' on the Garth—Upper Chapel (B4519) road 1,052 metres south-south-east of Disgwylfa Farmhouse.
- (ii) At a place 229 metres north-north-west of Ty Bach Bridge (GR 98143935).

- (iii) At Vedette 'C' 622 metres north of Yscir-Fechan and 110 metres west of Llwyn-y-Celyn.
 - (iv) At a place 183 metres north of Blaendyrn Farm and 457 metres south by east of Tircyd.
 - (v) At Vedette 'B' 759 metres east-south-east of Cefn-Bryn-Isaf Farmhouse and 622 metres west-south-west of Rhiw Farmhouse.
 - (vi) At Vedette 'J' 311 metres east by north of Cwm-Nant-y-Moch and 384 metres west-north-west of Llwyn-Teg-Isaf.
 - (vii) At Vedette 'A' 137 metres south of Dderw-Fawr.
 - (viii) At a place 411 metres south-west by west of Blaen Clydach Fach—Vedette I.
 - (ix) At Vedette 'H' at Clwyd-Watch 503 metres south-south-east of Maes-y-Fforch.
 - (x) At a place 585 metres south-west of Trelath (GR 86743874).
 - (xi) At Vedette 'G' 1,006 metres west-south-west of Pen-Lan-Wen.
 - (xii) At a place 320 metres east of Pen-Lan-Wen, south-west of Cross Inn Cottage (GR 89714192).
 - (xiii) At a place 1,298 metres north-east of Pen-Lan-Wen (GR 90244284).
 - (xiv) At Vedette 'F' 713 metres east-south-east of Cynala-Uchaf and 786 metres east by south of Gallt-yr-Haiarn.
 - (xv) At Vedette 'E' 841 metres east by south of Troed-y-Rhiw Isaf and 1,692 metres south-west by south of Cwm Craig Ddu Farmhouse.
 - (xvi) At Vedette 'K' on the west side of the Upper Chapel—Builth Wells (B4520) road 640 metres south of Cwm Owen Inn and 1,939 metres north-east by east of Login.
- (3) (a) This Byelaw shall only restrict the public user of that part of the Garth—Upper Chapel road (B4519) between the notice boards erected on each side of the road near the Drivers Arms and at the southern boundary of the Danger Area when notices are displayed on these boards stating that the road is closed.
- (b) Nothing in this Byelaw shall restrict the public user of the remaining part of the Garth—Upper Chapel road in the Danger Area.

PROJECTILES

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

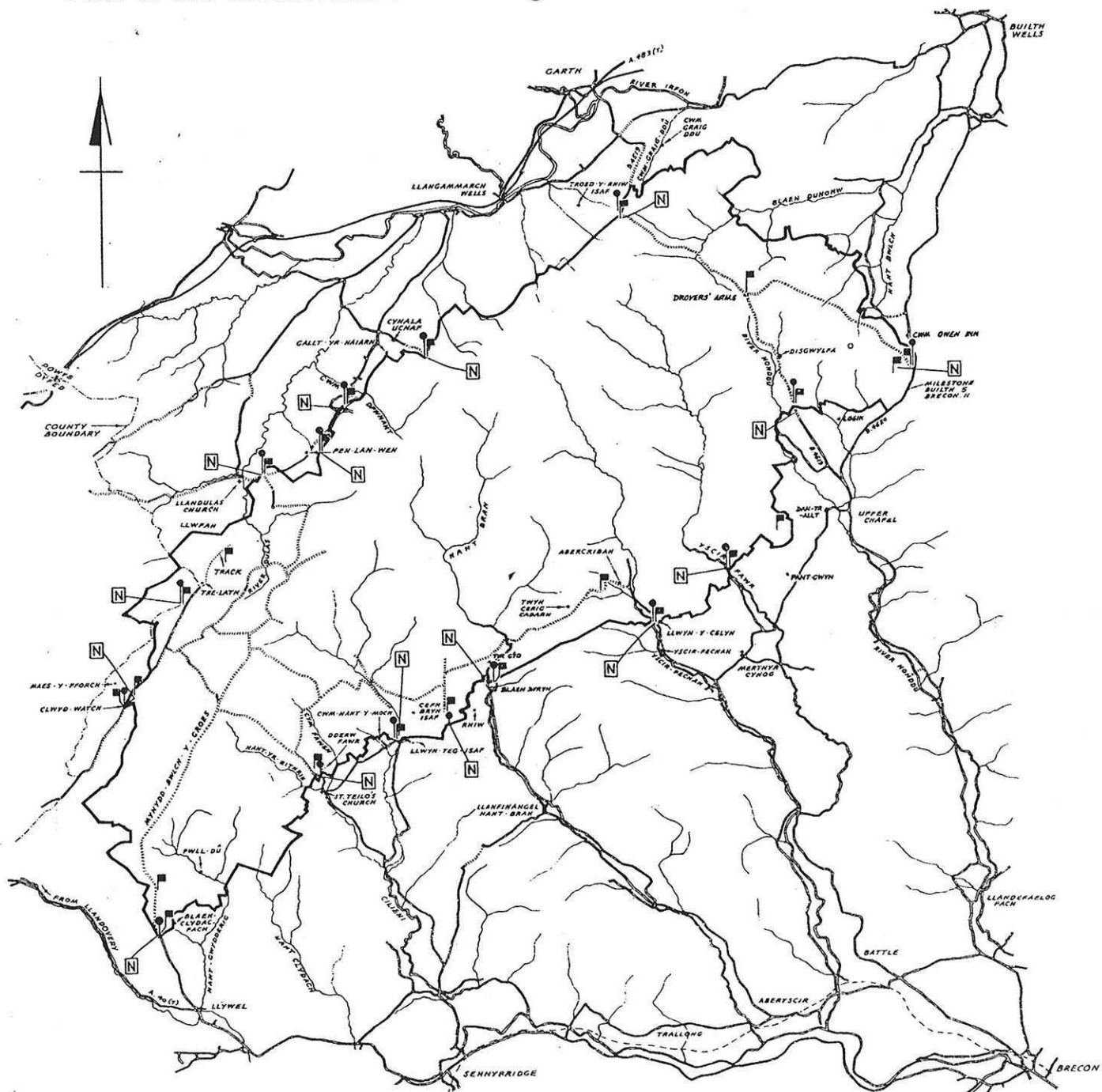
6. Subject to the provision of Byelaw No. 8 any person doing anything prohibited by or otherwise contravening any provision of any of the preceding Byelaws Nos. 3(1), 4 and 5, thereby commits an offence against the Byelaws so contravened.

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, vessel, aircraft or thing whatsoever found in the Danger Area in contravention of any of the said Byelaws—

- (a) the General Officer Commanding the Army District;
- (b) the Officer in Charge of the Sennybridge Training Area;
- (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 or the Officer in Charge of the Sennybridge Training Area;
- (d) any person authorised in writing by or on behalf of the said General Officer Commanding or the Officer in Charge of the Sennybridge Training Area; and
- (e) any member of a police force or any special constable under the control of the Defence Council.

Plan of the SENNYBRIDGE Training Area



DANGER AREA ———
 WARNING SIGNALS □ BY DAY ○ BY NIGHT
 WARNING NOTICES N

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 the Army District, or the Officer in Charge of the Sennybridge Training Area 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(c) 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;
- “vessel” includes any craft or vessel used in navigation and any craft or vessel which though not so used is for the time being waterborne.

DATE OF OPERATION OF BYELAWS

10. (1) These Byelaws shall come into operation on the 13th day of January 1975, and may be cited as the Sennybridge Training Area Byelaws 1974.
- (2) The Byelaws in respect of the Sennybridge Range dated the 21 January 1943 (d) are hereby revoked.

Dated this 14th day of October 1974.

(Signed) M. H. TALLBOYS

By order of the Secretary of State for Defence.

The consent of the Powys 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 23rd day of May 1974.

(Signed) T. F. G. YOUNG

Chief Executive of the Powys County Council.

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:—

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 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, Brecon. They may also be inspected at the Office of the Defence Land Agent, Department of the Environment, Property Services Agency, The Barracks, Brecon, where copies of the Byelaws may be obtained at the price of five pence (5p) 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 Commandant, Training Area, Sennybridge, 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 or night of firing, giving particulars of the intended date, time and duration of the firing to the Superintendent of Police, Brecon. In addition, any person who wishes to obtain up-to-date information about times of firing may telephone the Senior Instructor in Gunnery at Sennybridge Camp (Telephone No. Sennybridge 361).

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.