

*Statutory Rules and
Orders No. 216 of 1934.*



CHATHAM AND DISTRICT

IN THE COUNTY OF KENT.

MILITARY LANDS.

BYE-LAWS

Made by His Majesty's Principal Secretary of State for the War Department, under the provisions of the Military Lands Acts, 1892-1903, for regulating the use of certain War Department lands in the Eastern Command as set out in the Schedule hereto, for the purposes to which they are appropriated and for prohibiting all intrusion on such lands and all obstruction of the use thereof.

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OFFENCES.

1. No costermonger, hawkers, pedlar, huckster, marine store or other dealer, or rag and bone and bottle gatherer, or book-maker or racing or betting tout, or vendor of newspapers or any kind of literature or vendor of refreshments, or photographer, or person engaged in any similar traffic or occupation to any of those specified, unless in possession of a Pass, issued under the authority of the Commander, Chatham Area, shall intrude, or enter, or be upon the said War Department lands for the purposes of selling, buying, trafficking or otherwise carrying on his or her or any like business or calling.
2. No person shall deposit or distribute or cause to be deposited or distributed upon the said War Department lands any handbills, literature or other printed matter of any description.
3. No person shall, without the authority of the Commander, Chatham Area, attempt to cause or cause to assemble any number of persons or address any such persons when assembled.
4. No person, without the authority of the Commander, Chatham Area, shall affix any posters, bills or notices of any description in or on the boundaries or walls of the said War Department lands.
5. No person shall enter or be upon the said War Department lands for the purpose of committing a nuisance or of idling, loitering or behaving in an indecent or disorderly manner, or for the purpose of gaming, betting or wagering.
6. No person shall enter or be upon the said War Department lands for the purpose of carrying, or of applying for permission to carry, the kits of soldiers or other persons, or of obtaining any other kind of casual employment.
7. No person shall enter or be upon the said War Department lands for the purpose of removing Cartridge Cases, lead from the Butts, or any kind of metal or other material, unless duly authorised and in possession of a Pass, issued under the authority of the Commander, Chatham Area.

8. No person whatever shall continue on the said War Department lands after being warned off by an Officer or by any person acting under the authority of an Officer. Nor shall any vehicle, animal or thing be allowed to remain on the said lands after the owner, or the person for the time being in charge thereof, shall have been warned to remove the same by an Officer or by any person acting under the authority of an Officer.

9. No person, unless in possession of a Pass, issued under the authority of the Commander, Chatham Area, shall camp or bivouac, or sleep out upon the said War Department lands.

10. No person, without the authority of an Officer, shall deposit broken glass or other rubbish upon the said War Department lands.

11. No night walker or common prostitute shall locate herself in, or trespass on, or resort to the said War Department lands for the purpose of prostitution.

12. No person, without the authority of the Commander, Chatham Area, shall cut grass or growing crops or cut and remove turf, or use the said War Department lands for the purpose of grazing any horse, cow, sheep, or other animal.

13. No person, without the authority of the Commander, Chatham Area, shall cut or deface any growing trees or shrubs or remove any timber trees or shrubs from the said War Department lands, nor shall any person enter or be upon the said lands for the purpose of damaging trees or other property situated on the said lands.

14. No person shall enter or be upon the said War Department lands for the purpose of pursuing or killing game or other animals or of fishing in any waters within the said lands without the authority of the Commander, Chatham Area.

15. No person, without the authority of an Officer, shall light a fire on the said War Department lands for any purpose whatever; nor shall any person, by throwing down lighted or live matches or in any other way, do anything causing or tending to cause a fire to break out on the said lands.

16. No person shall ride a horse or bicycle upon any footpath by the side of any War Department road maintained by the War Department and situate on the said War Department lands.

17. No driver of a hackney carriage, taxi-cab or other vehicle shall enter or be upon the said War Department lands for the purpose of plying for hire, without a Pass issued under the authority of the Commander, Chatham Area.

18. Subject to the restrictions contained in Bye-laws Nos. 16 and 17 the public may ride any horse or bicycle or drive any horse-drawn vehicle, motor-car, motor cycle or other mechanically propelled vehicle on any road maintained by the War Department and situate on the said War Department lands, when such road is not being used for any military purpose, but in such cases :—

- (i) No driver of any such motor-car, motor cycle or other mechanically propelled vehicle under three tons in weight shall drive at a speed exceeding fifteen miles per hour on any such roads.
- (ii) No driver of any mechanically propelled vehicle of three tons in weight and over shall drive at a speed exceeding eight miles per hour on any such roads.
- (iii) The rider of any such horse or bicycle or the driver of any such horse-drawn vehicle, motor-car, motor cycle or other mechanically propelled vehicle, shall, at the request of a military policeman in uniform, or if such military policeman put up his hand as a signal for that purpose, stop and not proceed further until a signal to proceed is given.
- (iv) The rider of any such bicycle or the driver of any such horse-drawn vehicle, motor-car, motor cycle or other mechanically propelled vehicle shall not drive over such roads without a light between the hours of one hour after sunset and one hour before sunrise during summer time, or between the hours of half-an-hour after sunset and half-an-hour before sunrise during winter time.

The provisions of this sub-section are in addition to and not in derogation of any existing statute local or other bye-laws or regulations which may now or hereafter be in force.

RIGHTS OF WAY.

19. Nothing in these Bye-laws shall affect any public right of way, but subject as aforesaid the expression "lands" or "War Department Lands" shall include all roads on such lands.

CONTRAVENTION OF BYE-LAWS.

20. Any person doing anything prohibited by or otherwise contravening any of the preceding Bye-laws numbered 1 to 18 shall be deemed to commit an offence against the Bye-law so contravened.

OFFICERS AUTHORISED.

21. 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 numbered 1 to 18, or to remove any vehicle, animal or thing found on the said War Department lands in contravention of any of these Bye-laws are :—

- (1) The Major-General in charge of Administration, Eastern Command.
- (2) The Commander, Chatham Area.
- (3) The Officer in charge of any of the said War Department lands.
- (4) Any Officer, Warrant Officer, Non-Commissioned Officer or any Military Policeman for the time being under the Command of the said Major-General in charge of Administration, Eastern Command, or of the said Commander, Chatham Area.
- (5) Any person authorised in writing under the hand of the said Major-General in charge of Administration, Eastern Command, the said Commander, Chatham Area, or of the said Officer in charge ; or
- (6) Any Constable.

DATE OF OPERATION OF THESE BYE-LAWS.

22. These Bye-laws shall come into force on the first day of April, One thousand nine hundred and thirty four on and after which date the Bye-laws in respect of Chatham and District Military Lands dated seventeenth day of November, One thousand nine hundred and twenty-two shall be revoked.

SCHEDULE.

LANDS AFFECTED.

The War Department lands, together with any Buildings thereon (as set out in the plan referred to in notice (2)) to which the foregoing Bye-laws apply, are as follows :—

1. Gillingham and Chatham Great Lines.
2. Gillingham Lower Lines.
3. Gillingham Black Lion Field.
4. Gillingham Inner Lines.
5. Chatham Southill Barracks, Maidstone Road.
6. Chatham and Rochester Land adjoining Fort Pitt Cemetery.
7. Gillingham Land east of Star Lane, Watling Street.
8. Gillingham. Hoath Woods.
9. Gillingham Woodlands.
10. Chatham Land surrounding Fort Luton.
11. Chatham Land surrounding Fort Horsted.
12. Rochester... .. Land surrounding Forts Borstal and Bridge-woods.
13. Wouldham Wouldham Camping Ground.
14. Frindsbury Chattenden, Islingham and Upnor.
15. Rochester... .. Land at Fort Clarence.

Dated this nineteenth day of February, One thousand nine hundred and thirty-four.

(Signed) HAILSHAM,

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

NOTICES.

PENALTY FOR OFFENCES.

1. By Section 17 (2) of the Military Lands Act, 1892, it is provided that:—

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 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, 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.

INSPECTION OF MAP SHOWING LANDS AFFECTED.

2. The lands described in the Schedule hereto, together with all Buildings thereon, to which these Bye-laws apply, are shown on a plan which may be inspected at the office of the Commander, Royal Engineers, Chatham.

WHERE BYE-LAWS CAN BE OBTAINED.

3. Copies of these Bye-laws can be obtained at the office of the Commander, Royal Engineers, Chatham, by any person who desires to obtain the same.

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.