



# HEUGH AND LIGHTHOUSE BATTERIES.

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## HARTLEPOOL.

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### BYE-LAWS.

Made by His Majesty's Principal Secretary of State for the War Department under the provisions of the Military Lands Acts, 1892 to 1903, as amended by Regulation 52 of the Defence Regulations, 1939, and by virtue of that Regulation, for regulating firing practice from the above Batteries.

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## BYE-LAWS.

1. FIRING by all descriptions of Artillery Weapons and by Anti-Aircraft Machine Guns may take place from these Batteries.

### GENERAL PROHIBITION.

2. DURING such time as Notice is given by the hoisting of signals in manner hereinafter provided that firing practice is taking place from Heugh and Lighthouse Batteries, all intrusion on the War Department land at the Batteries and land on the seaward side thereof, hereinafter called the land area, and the foreshore and sea abutting thereon, hereinafter called the sea area, within the limits set out in the Schedule hereto, and all obstruction of the use thereof is prohibited.

### OFFENCES DURING FIRING.

3. WHILE notice that firing is taking place over the areas mentioned in Bye-law No. 1 is given by the hoisting of signals as provided in Bye-law No. 4 then :—

- (i) All roads and footpaths within the land area will be closed and no person shall enter or remain within the land area or the sea area, nor bring, take nor 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 in the sea area.
- (v) No aircraft shall alight on, remain in, or travel upon the sea area.
- (vi) 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 firing is taking place is given by the hoisting and display of the following signals.

## By Day—

(a) By a Red Flag at each of the following places :—

(i) Coastguard Signal Station, Heugh, Hartlepool.

(ii) Fairy Cove.

(iii) The Pavilion, Redcar Pier.

(iv) Coastguard Station, South Gare Breakwater.

(b) By a Red Flag on the flagstaff in Heugh Battery.

## By Night.—

(c) By a Red Lamp on the flagstaff in Heugh Battery.

(See Notice 6 at end of Bye-laws regarding the Red Flag or Red Lamp on the Target Towing Vessel.)

## DURATION OF SIGNALS.

THE signals referred to in sub-paragraphs 4 (a) (i) to (iv) and (c) above, will be hoisted half an hour before firing commences and will remain hoisted until firing has ceased. The signals will then be hauled down or the Red Lamp extinguished.

THE Red Flag referred to in sub-paragraph 4 (b) will be flown whilst firing is actually taking place. At the termination of firing the Red Flag will be kept at half-mast for half an hour when it will then be hauled down.

THE signal that night practice is terminated will be the elevating and traversing of the defence electric lights, i.e. search-lights turned skywards and moved laterally.

## RECOVERY OF SHELL, ETC.

5. NO person shall trawl, dredge, or search for, or otherwise interfere with any shot, shell or other projectile, or portions thereof, within the sea area, or take or retain, or be in possession of any shot, shell or other projectile, or portions thereof found within the sea area.

ANY person who, when trawling, dredging or in any manner whatever shall come into possession of any such shot, shell or other projectile, or portions thereof, within the sea area, shall not retain them, but 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.

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 commit 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 Bye-laws Nos. 2, 3 or 5, or to remove any vehicle, animal, vessel, aircraft or thing found in the land area or in the sea area in contravention of any of the said Bye-laws, are :—

- (1) The Officer in Charge of either of the Batteries.
- (2) Any Officer, Warrant Officer, Non-Commissioned Officer or any Military Policeman for the time being under the Command of any such Officer in Charge.
- (3) Any person authorised in writing under the hand of any such Officer in Charge, or
- (4) Any Constable.

## WHEN VESSEL OR AIRCRAFT IS IN DANGER.

7. BY day while any vessel or aircraft within the sea area is likely to be in danger, all firing will cease and a second Red Flag will be hoisted below the Signal Flag at the Coastguard Signal Station, Heugh, referred to in Bye-law No. 4 (a) (i) to notify the Master or Pilot or other person in charge of the vessel or aircraft that he is within the sea area.

BY night the sea area is guarded by picquet boats from which a Rocket or Red Signal Cartridge is fired if any vessel or aircraft enters the sea area.

ALL firing will cease until the vessel or aircraft has passed out of the sea area.

## EXEMPTIONS.

8. 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 when racing, provided fourteen days' notice of the racing fixture has been given to the Officer Commanding, Tees and Hartlepool Fire Command, Pasley Barracks, Redcar.

- (d) Any vessel employed in tending placing or replacing any of the channel mark buoys or other aids to navigation within the sea area.
- (e) H.M. Ships of War, H.M. Aircraft or any vessel or aircraft employed under Admiralty or Air Council authority.
- (f) Any aircraft compelled to alight on or unable to quit the sea area.
- (g) Any foreign vessel when outside territorial waters.

#### INTERPRETATION.

9.—(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, sea-planes, flying boats, gliders and other flying machines.

#### DATE OF OPERATION OF BYE-LAWS.

10. THESE Bye-laws shall come into force at the date hereof on and after which date the Bye-laws in respect of Heugh and Lighthouse Batteries dated Thirty-first October, One thousand nine hundred and thirty-two shall cease to have effect.

#### SCHEDULE.

LIMITS of the land and sea areas in respect of Artillery practice from Heugh and Lighthouse Batteries.

#### DESCRIPTION OF LAND AREA.

THE area of land affected by these Bye-laws includes the whole of the War Department land at Heugh and Lighthouse Batteries, together with the land on the seaward side thereof extending to and including the Sea Wall up to High Water Mark, forming the sites of the promenades in front of the Batteries, and is bounded as follows:—

##### *On the North—*

By a line starting from a point on High Water Mark on the Sea Wall, just East of the North-east corner of Heugh Battery and drawn in a westerly direction across the promenade to the North-west corner of Heugh Battery near the Promenade Café.

##### *On the West—*

By a line drawn from the North-west corner of Heugh Battery in a South-westerly direction along the rear of the Battery Area and thence in a Southerly direction crossing Moor Terrace at the top of Battery Slope to the South-west corner of Lighthouse Battery.

*On the South—*

By a line drawn in an Easterly direction along the Southern boundary of Lighthouse Battery area prolonged across the promenade in front of Lighthouse Battery to High Water Mark on the Sea Wall.

*On the East—*

By a line drawn in a general Northerly direction along the Sea Wall to the starting point.

## DESCRIPTION OF SEA AREA.

The area of foreshore and sea affected by these Bye-laws is bounded as follows:—

*On the West—*

By a line commencing at a point on High Water Mark in Latitude  $54^{\circ} 42' 00''$  N., Longitude  $1^{\circ} 10' 36''$  W., and drawn in a direction  $360^{\circ}$  for a distance of about 6.9 Nautical Miles until a point is reached in Latitude  $54^{\circ} 48' 54''$  N., Longitude  $1^{\circ} 10' 36''$  W., from which Beacon Hill at Hawthorn bears  $260^{\circ}$ ; thence

*On the North—*

By a line commencing at the point in Latitude  $54^{\circ} 48' 54''$  N., Longitude  $1^{\circ} 10' 36''$  W., and drawn in a direction  ~~$171^{\circ}$~~   $117^{\circ}$  for a distance of about 7.4 Nautical Miles until a point is reached in Latitude  $54^{\circ} 45' 30''$  N., Longitude  $0^{\circ} 59' 12''$  W.; thence

*On the East—*

By a line commencing at the last-mentioned point and drawn in a direction  $185^{\circ}$  for a distance of about 5.4 Nautical Miles until a point is reached in Latitude  $54^{\circ} 40' 9''$  N., Longitude  $1^{\circ} 0' 00''$  W.; thence

*On the South—*

By a line commencing at the last-mentioned point and drawn in a direction  $284^{\circ}$  for a distance of about 6.2 Nautical Miles to a point on High Water Mark in Latitude  $54^{\circ} 41' 36''$  N., Longitude  $1^{\circ} 10' 25''$  W.; and thence

*On the West again—*

By the line of High Water to the starting point.

Dated this fifth day of December One thousand nine hundred and thirty-nine.

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

(Signed) G. W. LAMBERT.

## 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.

## TIME OF FIRING.

(3) Firing by day will not usually commence before 10 a.m. This rule is, however, approximate and may be varied to conform to Military requirements.

Firing by night will not commence earlier than half an hour after sunset.

## PUBLIC NOTIFICATION OF FIRING.

(4) Public notification that firing will take place will be made as follows :—

By Notice sent to :—

The Harbour Master, Hartlepool.

The Post Master, Hartlepool.

The Post Master, West Hartlepool.

The Superintendent of Police, Hartlepool.

The Commanding Officer, Coastguard, Hartlepool.

The Tees Harbour Master, Dock Point, Middlesbrough.  
 The Tees Conservancy Commission, Middlesbrough.  
 The Tees Pilotage Authority, Middlesbrough.  
 The Hartlepool Pilotage Authority, West Hartlepool.  
 The Hartlepool Port and Harbour Commissioners.  
 The Coastguard Stations at South Gare and Saltburn.  
 The Mercantile Marine Office, Middlesbrough.  
 The Custom Houses at Middlesbrough and West Hartlepool.  
 The Fish Quay, Hartlepool.  
 The Sunderland Pilotage Authority.  
 The Seaham Dock Master.

The above Notices will be sent out in time to be posted by the recipients Twenty-four hours before firing takes place.

A Notice will also be posted at the gate of Heugh Battery.

#### ADDITIONAL SIGNAL.

(5) On the date previous to the day of firing a Red Peter (a square red flag with white centre) will be flown from the flagstaff in Heugh Battery from 8 a.m. until sunset.

#### RED FLAG OR RED LAMP ON TARGET TOWING VESSEL.

(6) A red flag or red lamp on the Range Target Towing Vessel is a Signal that the target is ready to be, or is being, fired at, and Masters of vessels seeing the Red Flag or Red Lamp hoisted should, if possible, keep clear of the Range.

#### PROCEDURE FOR CLEARING SEA AREA.

(7)—(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 Bye-laws under Bye-law No. 8 (b), are requested to assist the carrying out of firing practice by consenting to be towed out of the area, if necessary, by any vessel acting under the orders of the local Naval, Military or Royal Air Force Authorities.

#### WHERE BYE-LAWS CAN BE OBTAINED.

(8) Copies of these Bye-laws can be obtained at the Office of the Officer Commanding Tees and Hartlepool Fire Command, Pasley Barracks, Redcar.

#### WHERE PLAN OF RANGE CAN BE INSPECTED.

(9) A plan and chart showing the danger area affected by these Bye-laws can be inspected at the above office.