



Revised by  
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# COLCHESTER DISTRICT

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## MILITARY LANDS.

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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, for regulating the use of certain land owned, leased or hired by the War Department in the Borough of Colchester, and Parishes of East Donyland, Abberton, Fingringhoe, Langenhoe and Peldon, and in the Rural District of Lexden and Winstree, for the purposes to which it is appropriated, and for prohibiting all intrusion on such land and all obstruction of the use thereof.

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## OFFENCES.

1. No costermonger, hawker, 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 vender of refreshments, or photographer, or person engaged in any similar traffic or occupation to any of those specified, or any tradesman or his agents or servants, unless in possession of a Pass, issued under the authority of the Major-General in charge of Administration, Eastern Command, shall intrude, or enter, or be upon the said War Department land for the purposes of selling, buying or 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 land any handbills, literature or other printed matter of any description.
3. No person shall, without the authority of the Major-General in charge of Administration, Eastern Command, attempt to cause or cause to assemble upon the said War Department land any number of persons or address any such persons when assembled.
4. No person without the authority of the Major-General in charge of Administration, Eastern Command, shall affix any posters, bills or notices of any description in or on the boundaries or walls of the said War Department land.
5. No person shall enter or be upon the said War Department land 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 land 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 persons shall enter or be upon the said War Department land 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 Major-General in charge of Administration, Eastern Command.

8. No person whatever shall continue on the said War Department land 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 land 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 Major-General in charge of Administration, Eastern Command, shall camp whether in tents or caravans or otherwise or bivouac, or sleep out upon the said War Department land.

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

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

12. No person, without the authority of the Major-General in charge of Administration, Eastern Command, shall cut grass or growing crops or cut and remove turf, or use the said War Department land for the purpose of grazing any horse, cow, sheep or other animal.

13. No person, without the authority of the Major-General in charge of Administration, Eastern Command, shall cut or deface any growing trees or shrubs or remove any timber, trees, shrubs or wild flower roots from the said War Department land, nor shall any person enter or be upon the said land for the purpose of damaging trees or other property situated on the said land.

14. No person shall enter or be upon the said War Department land for the purpose of pursuing or killing game or other birds or animals, or of fishing in any waters within the said land without the authority of the Major-General in charge of Administration, Eastern Command.

15. No person, without the authority of an Officer, shall light a fire on the said War Department land 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 land.

16. No person shall ride a horse or bicycle or drive any motor-car or other vehicle upon any footpath by the side of any War Department road maintained by the War Department and situate on the said War Department land.

17. No driver of a hackney carriage, taxi-cab or other vehicle shall enter or be upon the said War Department land for the purpose of plying for hire, without a Pass issued under the authority of the Major-General in charge of Administration, Eastern Command.

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 land, 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 twenty 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 twelve 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 a War Department Constable in uniform, or if such military policeman or War Department constable 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 "land" or "War Department land" shall include all roads on such land.

## WAR DEPARTMENT TENANTS.

20. Nothing in these Bye-laws shall affect prejudicially the rights of the tenants of the War Department under their agreements with the War Department.

## CONTRAVENTION OF BYE-LAWS.

21. 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-laws so contravened.

## OFFICERS AUTHORISED.

22. 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 land in contravention of any of these Bye-laws are :—

- (1) The Major-General in charge of Administration, Eastern Command.
- (2) The General Officer Commanding, Eastern Area, and Officer Commanding Troops, Colchester Garrison.
- (3) The Officer in Charge of any of the said War Department land.
- (4) Any Officer, Warrant Officer, Non-Commissioned Officer or any Military Policeman or War Department constable in uniform for the time being under the Command of any such Officer as aforesaid.
- (5) Any person authorised in writing under the hand of any such Officer as aforesaid.
- (6) Any Constable.

## DATE OF OPERATION OF THESE BYE-LAWS.

23. These Bye-laws shall come into force on the first day of August, One thousand nine hundred and thirty-five, on and after which date the Bye-laws in respect of Colchester District Military Land, dated sixth day of May, One thousand nine hundred and twenty-seven, shall be revoked.

## SCHEDULE.

The War Department land to which the foregoing Bye-laws apply, is situated at the undermentioned places, that is to say :—

- (1) Abbey Field, Barracks and War Department property adjacent.

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|------------------|-----------------|
| : (2) Reed Hall. | (6) Berechurch. |
| (3) Middlewick.  | (7) Langenhoe.  |
| (4) Donyland.    | (8) Peldon.     |
| (5) Fingringhoe. | (9) Abberton.   |

*Dated this twenty-second day of June, One thousand nine hundred and thirty-five.*

(Signed) HALIFAX.

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

## NOTICES.

### PENALTY FOR OFFENCES.

*as amended by section 92 of and Schedule 3 to the Criminal Justice Act 1967*  
 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 LAND AFFECTED.

2. The land 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, Colchester.

### WHERE BYE-LAWS CAN BE OBTAINED.

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