



BULL SAND AND HAILE SAND FORTS.

IN THE

RIVER HUMBER.

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, with the
consent of the Board of Trade, for regulating Artillery
Practice from the above Forts.

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1938.

BYE-LAWS.

GENERAL PROHIBITION.

1. During such time as Notice is given by the hoisting of signals in manner hereinafter provided in Bye-law No. 3 that Artillery Practice is taking place from BULL SAND FORT AND/OR HAILE SAND FORT, all intrusion on the area, 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.

2. While notice that firing is taking place over the sea area mentioned in Bye-law No. 1 is given by the hoisting and display of signals as provided in Bye-law No. 3, then :—

- (i) No person shall enter or remain within the sea area, nor bring, take nor suffer to remain therein, any vessel, aircraft or thing, except as provided in Bye-law No. 7.
- (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.

3. Notice that firing is taking place is given by the hoisting and display of the following signals :—

(a) *In respect of firing by DAY* :—

- (i) A Blue Pennant at BULL SAND FORT OR HAILE SAND FORT, whichever is firing.
- (ii) A Red Flag over a Blue Pennant at WITHERNSEA, DONNA NOOK Coast Guard Station, Hydraulic Tower, GRIMSBY, and at Port War Signal Station, SPURN.
- (iii) In the event of Godwin Battery, KILNSEA, and BULL SAND and/or HAILE SAND Forts firing at the same time, a Blue Pennant over a Red Flag will be hoisted and displayed at WITHERNSEA, DONNA NOOK Coast Guard Station, Hydraulic Tower, GRIMSBY, and at the Port War Signal Station, SPURN.

The Signals referred to above will be hoisted and displayed half an hour before firing commences and will remain hoisted and displayed until firing has ceased, when they will at once be hauled down.

(b) *In respect of firing by NIGHT* :—

(i) A Blue Pennant under one black cylinder at BULL SAND FORT or HAILE SAND FORT, whichever is firing, and at GRIMSBY, SPURN, DONNA NOOK and WITHERNSEA.

The signals referred to above will be hoisted and displayed from 8 a.m. till sunset on the day previous to the night of firing.

(ii) One Red flashing light displayed vertically below the two Red Navigation Lights at BULL SAND FORT or HAILE SAND FORT, whichever is firing.

The signals referred to above will be hoisted and displayed half an hour before firing commences until firing has ceased, when the lights will at once be extinguished.

If firing is taking place both from BULL SAND FORT and HAILE SAND FORT, either by day or by night, the signals referred to in (a) (i), (b) (i), and (b) (ii) above, will be hoisted and displayed at both Forts.

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 area, or take or retain, or be in possession of, any such 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 or Military Authorities.

OFFICERS AUTHORISED.

5. Any person doing anything prohibited by or otherwise contravening Bye-laws Nos. 1, 2 or 4, 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 contravening Bye-laws Nos. 1, 2 or 4, or to remove any vessel, aircraft or thing found on the sea area in contravention of any of the said Bye-laws are :—

(1) The Officer in Charge of the Forts.

(2) Any Officer, Warrant Officer, Non-Commissioned Officer

or any Military Policeman for the time being under the Command of the said Officer in Charge; or

- (3) Any person authorised in writing under the hand of the said Officer in Charge.
- (4) Any Constable.

WHEN VESSEL OR AIRCRAFT IS IN DANGER.

6. When any vessel or aircraft is within the danger area, all firing will cease and action will be taken by the Range Safety Launch to notify the Master or Pilot or other person in charge of the vessel or aircraft that he is within the danger 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 Pilot Cutters cruising within the sea area, or at anchor at their stations.
 - (d) Any vessel when racing, provided due notice of the racing fixture has been given to the Officer Commanding, Royal Artillery at Paull Point Battery, Paull, near Hull.
 - (e) Any vessel employed in tending, placing or replacing any of the channel mark buoys or other aids to navigation within the sea area.
 - (f) Any vessel belonging to and displaying the flag of the Humber Conservancy Board, whilst employed on duty in connection with the Board.
 - (g) Any vessel engaged in depositing dredged materials or proceeding in connection with such deposit to or from an area utilised for the deposit of dredged materials.
 - (h) Any vessel belonging to the Corporation of Trinity House, London, whilst employed on any Trinity House duty or service.
 - (i) H.M. Ships of War, H.M. Aircraft or any vessel or aircraft employed under Admiralty or Air Council Authority.
 - (j) Any aircraft compelled to alight on or unable to quit the sea area.
 - (k) Any foreign vessel when outside territorial waters.

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 and other flying machines.

DATE OF OPERATION OF BYE-LAWS.

9. These Bye-laws shall come into force at the date hereof.

 SCHEDULE.

Limits of the sea area in respect of Artillery Practice from
BULL SAND FORT AND HAILE SAND FORT.

DESCRIPTION OF SEA AREA.

The Area of sea affected by these Bye-laws as laid down on Admiralty Chart 109, is as follows:—

On the North.—By a line commencing at Bull Sand Fort in Latitude $53^{\circ} 33' 42''$ N. : Longitude $0^{\circ} 4' 09''$ E. and drawn in a direction of 111° for a distance of 6.4 Nautical Miles to a point in Latitude $53^{\circ} 31' 25''$ N. : Longitude $0^{\circ} 14' 18''$ E. and thence

On the East.—By a line commencing at the last mentioned point and drawn in a direction 220° for a distance of 3 Nautical Miles to a point in Latitude $53^{\circ} 29' 08''$ N. ; Longitude $0^{\circ} 11' 00''$ E. and thence

On the South.—By a line commencing at the last mentioned point and drawn in a direction 299° for a distance of 6 Nautical Miles to a point in Latitude $53^{\circ} 32' 02''$ N. : Longitude $0^{\circ} 2' 06''$ E. (Haile Sand Fort) and thence

On the West.—By a line commencing at the last mentioned point and drawn in a direction 36° for a distance of 2.08 Nautical Miles to the starting point.

Dated this fourteenth day of November one thousand nine hundred and thirty-eight.

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

(Signed) H. J. CREEDY,

Under-Secretary of State, War Office.

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

(Signed) OLIVER F. G. STANLEY,

President of the 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 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.

PROGRAMME OF FIRING AND PUBLIC NOTICES.

(3) The programme of firing from the Forts may vary annually according to military requirements, but so far as can be foreseen, the number of days on which firing will take place is not likely to exceed seven per annum.

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

(a) By notices sent three weeks before firing is to take place to the following :—

The District Superintendent, Trinity Store, Great Yarmouth.

The City Engineer, Hull.

The Officer Commanding Royal Air Force at :—

CATFOSS.

DRIFFIELD.

LECONFIELD.

MANBY

NORTH COATES.

(b) By notices sent seven days before firing is to take place to the following :—

- The Secretary, Humber Conservancy Board, Hull.
- The Customs Houses at Grimsby and Goole.
- The Commodore of Pilots, Humber Pilot Office, Queen St., Hull.
- The Manager, Corporation Pier Office, Hull.
- The Dock Superintendents, Alexandra Dock and King George Dock, Hull.
- The Port Masters, Grimsby and Immingham Docks.
- The Clerk, North Eastern Sea Fisheries Committee.
- The Secretary, Grimsby Fishing Vessel Owners Exchange Co., Ltd., Grimsby.
- The Secretary, Grimsby Steam Fishing Vessels Mutual Insurance and Protecting Co., Ltd., Grimsby.
- The Secretary, Lincolnshire Steam Trawlers Mutual Insurance and Protecting Co., Ltd., Grimsby.
- The General Manager, Hull Steam Trawlers Mutual Insurance and Protecting Co., Ltd., St. Andrews Dock, Hull.
- The Secretary, Hull Fishing Vessel Owners Association Ltd., St. Andrew's Dock, Hull.
- The Secretaries of Steamship Companies at Hull and Goole.
- The District Officer, H.M. Coastguard, Withernsea.
- The District Officer, H.M. Coastguard, Mablethorpe.
- The Principal Keeper, Spurn Lighthouse, Spurn Point, near Hull, Yorks.

(c) By warning posted three days before firing is to take place at :—

- The Humber Conservancy Board Offices at Hull, Goole and Grimsby.
- The Humber Pilot Office, Hull.
- The Customs Houses, Hull, Goole and Grimsby.
- The Post Office, Hull.
- The Post Office, Grimsby.
- The Control Office, Hull Airport.

PROCEDURE FOR CLEARING SEA AREA.

(4)—(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 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 authorities.

RED FLAG ON TARGET TOWING VESSEL.

(5) A Red Flag 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 hoisted should, if possible, keep clear of the Range.

WHERE BYE-LAWS CAN BE OBTAINED.

(6) Copies of these Bye-laws can be obtained at the office of the Officer Commanding, R.A., Paull Point Battery, Paull, Hull.

WHERE PLAN OF RANGE CAN BE INSPECTED.

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

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.