



Ponclair Range

BYELAWS

Made by the Secretary of State for Defence, under the provisions of Part II of the Military Lands Act 1892, for regulating the use of the above-mentioned range.

DEFENCE

The Ponclair Range Byelaws 1965

Made

2nd February 1965

Coming into operation

15th May 1965

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 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 Ponclair Range in the Royal Burgh of Lanark in the County of Lanarkshire the limits of which are set out in the Schedule hereto and are, for convenience of reference, marked with a thick black line on the plan hereto annexed and identified as “Plan of the Ponclair Range”.

USE OF DANGER AREA

2. The Danger Area may be used for the firing of machine guns, rifles, pistols and for all activities ancillary to such firing.

PROHIBITION OF ACCESS

3. (1) When the Danger Area is being used for any of the purposes specified in Byelaw No. 2, no person shall:—
- (a) enter into or upon or pass over or through the Danger Area, or
 - (b) be or remain in or upon the Danger Area, or
 - (c) cause or permit or suffer any vehicle, animal, aircraft or thing to enter into or upon or to pass through or to be or remain in or upon the Danger Area, or
 - (d) cause or permit any aircraft to fly over the Danger Area at a height less than 1000 feet above mean sea level.
- (2) Whilst the Danger Area is being used for any of the said purposes, notice of the fact shall be given by the display of the following signals, that is to say, by the display of a red

flag by day and a red light by night hoisted at the following places:—

- (a) at a place 250 yards north-west of the westernmost building at Bonnington Mains and 90 yards due east of the Bankhead-Robiesland road;
- (b) at a place 150 yards south-west by south of the point where the Lanark-Douglas Railway Bridge crosses Hyndford Road, 445 yards south-east of the junction of The Beeches with the said road;
- (c) at a place 110 yards south-south-east of the eastern extremity of the target, 620 yards east-south-east of the point where the Ponclair Burn passes beneath the Bankhead-Robiesland road;
- (d) at a place 480 yards east-south-east of the easternmost buildings at Bonnington Mains, 220 yards due south of Bonnington Avenue.

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 provisions of Byelaw No. 8, any person doing anything prohibited by or otherwise contravening any provision of any of the preceding Byelaws Nos. 3, 4 and 5 thereby commits an offence against the Byelaw 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, aircraft or thing whatsoever found in the Danger Area in contravention of any of the said Byelaws:—

- (a) the General Officer Commanding-in-Chief, Scottish Command;
- (b) the Officer in charge of the Ponclair Range;

- (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-in-Chief or the Officer in charge of the Ponclair Range;
- (d) any person authorised in writing by or on behalf of the said General Officer Commanding-in-Chief or the Officer in charge of the Ponclair Range; and
- (e) any member of a police force or any special constable under the control of the Ministry of Defence.

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-in-Chief, Scottish Command or the Officer in charge of the Ponclair Range 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(a) 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; and
 “aircraft” includes any craft or contrivance which though not an aircraft is for the time being airborne.

DATE OF OPERATION OF BYELAWS

10. These Byelaws shall come into operation on the 15th day of May 1965, and may be cited as the Ponclair Range Byelaws 1965.

THE SCHEDULE

The limits of the Danger Area are as follows:—

On the North-West

Commencing at a point on the south-east side of the roadway known as "The Beeches", which runs in a south-westerly direction to New Lanark from the highway from Lanark to Hyndford, at a point 370 yards east-north-east of the crossroads about 150 yards south-east of the entrance to Bankhead Farm, thence in a NORTH-EASTERLY direction along the south-eastern side of "The Beeches" for a distance of 100 yards; thence

On the North-East

From the last mentioned point in a direction EAST-SOUTH-EAST for a distance of 517 yards, to a point at a field boundary 23 yards north by west of the Spring situated 236 yards east-north-east of the easternmost boundary of the Target Gallery, thence in a SOUTH-EASTERLY direction for a distance of 66 yards to a point 270 yards east by north of the easternmost boundary of the Target Gallery; thence

On the South-East

From the last mentioned point in a SOUTH-WESTERLY direction for a distance of 140 yards to a point 4 yards west of a field boundary, 196 yards east-south-east of the south-east corner of the Target Gallery and 144 yards south-south-west of the aforementioned Spring, thence in a direction WEST-SOUTH-WEST for a distance of 362 yards to a point 270 yards south-south-west of the south-east corner of the Target Gallery, 24 yards north-west of a field boundary; thence

On the South-West

From the last mentioned point in a direction NORTH-NORTH-WEST for a distance of 60 yards, and at a right-angle to the last mentioned boundary, to a point 242 yards south-west of the south-east corner of the Target Gallery, thence in a direction NORTH-NORTH-WEST for a distance of 487 yards, crossing the Ponclair Burn at a point 473 yards west of the aforementioned Spring to the point of commencement.

Dated this 2nd day of February 1965.

(Sgd.) V. BOVENIZER
By order of the Secretary
of State for Defence.

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 Byelaw 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 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 BYLAWS AND PLAN

2. A copy of these Byelaws and a plan showing the Danger Area may be inspected at the Police Station, Hope Street, Lanark, at the Office of the Officer Commanding, Depot, Royal Highland Fusilliers/The Cameronians (Scottish Rifles), Winston Barracks, Lanark, and at the Office of the Command Land Agent (Army), Scottish Command, Craigiehall, South Queensferry, West Lothian. Copies of the Byelaws may also be obtained at the latter two offices at the price of one shilling 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 Officer in charge of the Ponclair Range 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 persons and authorities listed in the Appendix hereto.

APPENDIX

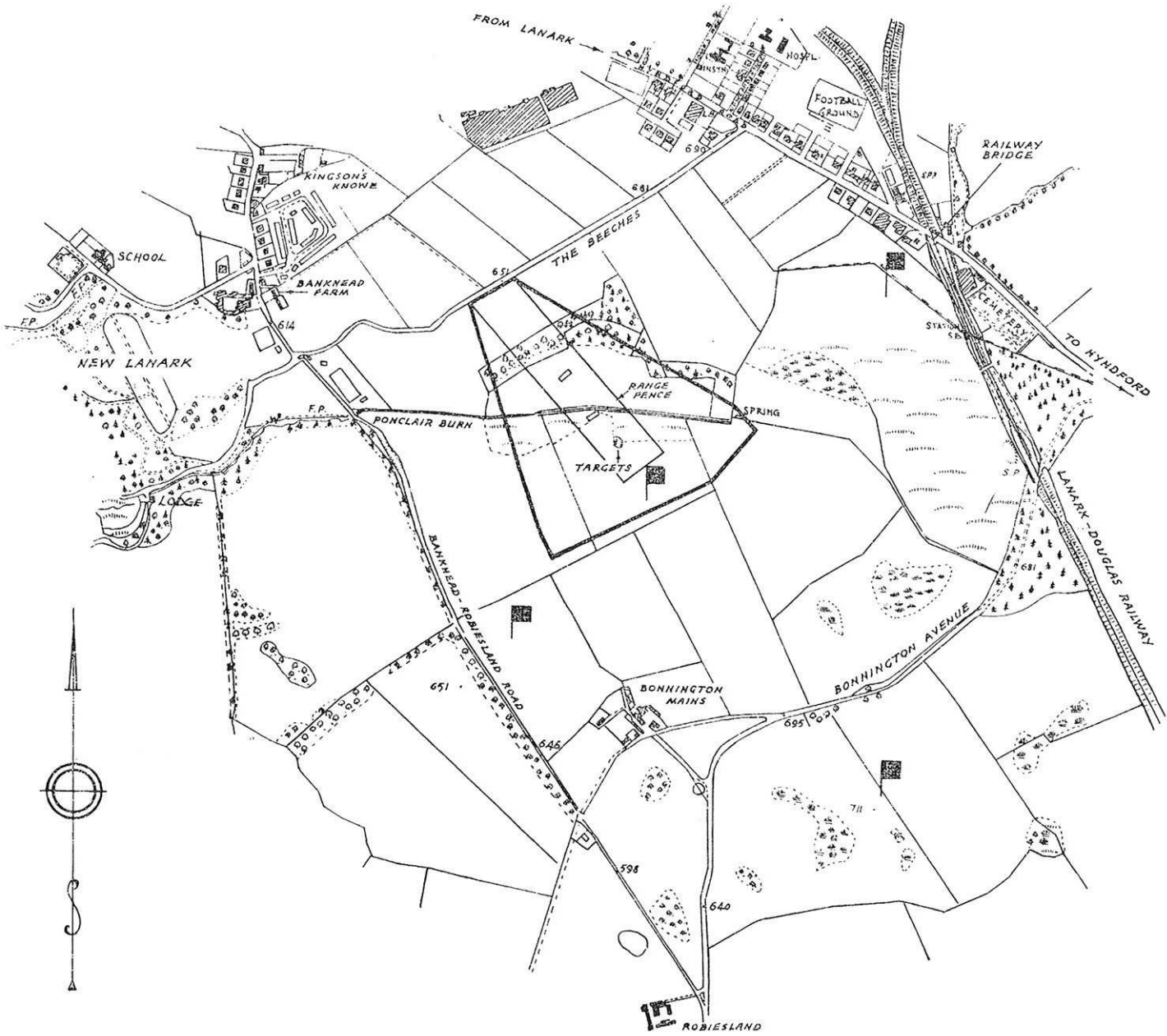
The Secretary, Messrs. Lawrie and
Symington, Auctioneers,

Muirglen, Lanark

The Superintendent of Police,

Hope Street, Lanark

PLAN OF THE PONCLAIR RANGE



DANGER AREA
WARNING SIGNALS

