



# ISLE OF WIGHT

## Newtown Rifle Ranges.

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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, with the consent of the Board of Trade, for regulating the use of the above-named Ranges.

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1935.

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### 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 firing is taking place on the Newtown Rifle Ranges, all intrusion on the Territorial Army Association property at Newtown, Isle of Wight, 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.

2. While notice that firing is taking place on the Newtown Rifle Ranges, over the areas mentioned in Bye-law No. 1, is given by the hoisting of signals as provided in Bye-law No. 3, 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. 6.
- (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, or 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 of Red Flags at the following places :—

- (i) On the Flagstaff on Shepherd's Hill (marked No. 1 on the plan referred to in Notice No. 4 hereof).
- (ii) Near the Range Warden's house at the Southern end of the land area (marked No. 7 on the plan referred to in Notice No. 4 hereof).
- (iii) On each of the Butts (marked Nos. 5 and 6 on the plan referred to in Notice No. 4 hereof).
- (iv) On each of the Flagstuffs on the Cliff marking the Eastern and Western limits of the area (marked Nos. 3 and 4 on the plan referred to in Notice No. 4 hereof).

## DURATION OF SIGNALS.

The Flags referred to in this Bye-law will be hoisted half an hour before firing is due to begin, and will remain hoisted until firing has ceased, when they will be hauled down.

## OFFICERS AUTHORISED.

4. Any person doing anything prohibited by or otherwise contravening Bye-laws Nos. 1 or 2 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 or 2, or to remove any vehicle, animal, vessel, aircraft or thing found on the land area or the sea area in contravention of Bye-law No. 2, are :—

- (1) The Officer in Charge of the Ranges.
- (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.
- (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.

5. While any vessel or aircraft is within the sea area all firing will cease, and the red flag on the Flagstaff referred to in Bye-law No. 3 (i) will be half-masted to notify the Master or Pilot or other person in charge of the vessel or aircraft that he is within the sea area.

## EXCEPTIONS.

6. 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 employed in tending, placing or replacing any of the channel mark-buoys or other aids to navigation within the sea area.
  - (d) Any vessel, when racing, provided due notice of the racing fixture has been given to the Secretary, Territorial Army Association of the County of Southampton, Carlton Place, Southampton.
  - (e) H.M. Ships of War, H.M. Aircraft or any vessel or aircraft employed under Admiralty, Army Council or Air Council Authority.
  - (f) Any aircraft compelled to alight on or unable to quit the sea area.
  - (g) Any vessel belonging to the Corporation of Trinity House, London, whilst employed on any Trinity House duty or service.

## INTERPRETATION.

7.—(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, gliders and other flying machines.

## DATE OF OPERATION OF BYE-LAWS.

8. These Bye-laws shall come into force at the date hereof, on and after which date the Bye-laws in respect of Newtown Rifle Ranges (Isle of Wight) dated 14th July, 1915, shall cease to have effect.

## SCHEDULE.

## DESCRIPTION OF LAND AND SEA AREA.

## (1) LAND AREA.

The land area of the Rifle Ranges is situated on the Territorial Army Association property near Newtown, Isle of Wight, and is bounded as follows:—

*On the North.*—By the line of High Water commencing at a point just North of a Flagstaff (marked No. 4 on the plan referred

to in Notice No. 4) about 800 yards North-West of Northcose and drawn in a North-Easterly direction along High Water Mark for about 1,800 yards to a point marked by a Red Danger Pole about 220 yards East of the Western edge of Burnt Wood ; thence :—

*On the East.*—By a line commencing at the last-mentioned point and drawn in a South-Easterly direction for about 700 yards ; thence in a South-Westerly direction for about 1,200 yards to a point on the Northern side of Clamerkin Lake, about 200 yards South of Lambslease ; thence in a Southerly direction for about 680 yards to the Eastern side of the 600 yards Firing Point of " B " Range ; thence :—

*On the South.*—By a line drawn in a Westerly direction along the rear of the 600 yards Firing Point of " B " Range ; thence North-Westerly to the Eastern side of the 600 yards Firing Point of " A " Range ; thence along the rear of this Firing Point to the Western side thereof ; thence :—

*On the West.*—By a line commencing at the last mentioned point and drawn in a general North-Westerly direction to a point on the North side of Clamerkin Lake marked by a Red Danger Pole, thence continuing in a North-Westerly direction for about 1,000 yards to Spur Lake, and thence in a North-North-Westerly direction for about 850 yards to the starting point on High Water Mark.

## (2) SEA AREA.

The area of foreshore and sea affected by these Bye-laws as shown on Chart No. 2,040 extends into the Solent for about 800 yards from High Water Mark and is bounded as follows :—

*On the West.*—By a line starting at a point on High Water below a White Pole erected on the cliff and distinguished by a black disc, in Latitude  $50^{\circ} 43' 44''$  N., Longitude  $1^{\circ} 23' 50''$  W., and drawn in a direction  $330^{\circ} 30'$  for a distance of about 0.34 Nautical Miles until a point is reached in Latitude  $50^{\circ} 44' 02''$  N., Longitude  $1^{\circ} 24' 06''$  W. ; thence :—

*On the North.*—By a line commencing at the last mentioned point and drawn in a direction  $60^{\circ} 30'$  for a distance of about 0.82 Nautical Miles until a point is reached in Latitude  $50^{\circ} 44' 25''$  N., Longitude  $1^{\circ} 22' 59''$  W. ; thence :—

*On the East.*—By a line commencing at the last mentioned point and drawn in a direction  $162^{\circ}$  for a distance of about 0.47 Nautical Miles until a point is reached on High Water Mark, below a White Pole erected on the Cliff and distinguished by

a red disc, in Latitude  $50^{\circ} 43' 59''$  N., Longitude  $1^{\circ} 22' 45''$  W., and thence :—

*On the South.*—By the line of High Water in a Westerly direction to the starting point in Latitude  $50^{\circ} 43' 44''$  N., Longitude  $1^{\circ} 23' 50''$  W.

Dated this Eighteenth day of April One thousand nine hundred and thirty-five.

(Signed) HAILSHAM,

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

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

(Signed) WALTER RUNCIMAN,

*President of the Board of Trade.*

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## 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, 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.

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

(3) Copies of these Bye-laws can be obtained at the Royal Engineer's Office, Sandown Barracks, Sandown, and at the Office of the Territorial Army Association for the County of Southampton, Carlton Place, Southampton.

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

(4) A plan and chart showing the land and sea areas of the Ranges, and the positions of the Flagstaffs, etc., referred to in Bye-law No. 3 can be inspected at the above offices.

*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.*