



*Revoked by  
S.I. 1966 No. 814*

# COUNTY OF KENT. HYTHE RANGES.

---

## 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 the use of the above-mentioned ranges.

---

LONDON :

PRINTED FOR HIS MAJESTY'S STATIONERY OFFICE  
By HARRISON AND SONS, LTD., 44-47, ST. MARTIN'S LANE, W.C.2.

1939.



# COUNTY OF KENT.

## HYTHE RANGES.

### BYE-LAWS

---

1. These Ranges may be used for Anti-Aircraft Small Arms, Anti-Tank Guns, Anti-Tank Rifles, Grenades, Machine Guns, Mortars, Pistols and Rifles.

#### GENERAL PROHIBITION.

2. During such time as notice is given by the hoisting or display of signals in manner hereinafter provided in Bye-law No. 5 that firing is taking place on the Hythe Ranges, all intrusion on the War Department property at Hythe or on any part thereof affected by the said notice (hereinafter called the land area) and the foreshore and sea abutting thereon (hereinafter together called the sea area) within the limits set out in the Schedule hereto and all obstruction of the use thereof is prohibited.

#### LAND AND SEA AREA AFFECTED.

3. The land and sea areas affected by these Bye-laws and included within the range area are described in the Schedule hereto.

The sea area is divided into an Eastern and a Western sea area hereinafter described and referred to as Sea Area A and Sea Area B, respectively.

#### OFFENCES DURING FIRING.

4. While notice that firing is taking place on any of the Range Areas mentioned in Bye-law No. 3 is given by the hoisting or display of signals as provided in Bye-law No. 5, then in respect of the land area and sea area included therein and affected by the said notice :—

- (i) No person shall enter or remain within the land area or the sea area, nor bring, take or suffer to remain therein any vehicle, animal, vessel, aircraft or thing except as provided in Bye-law No. 9.
- (ii) No vessel shall be employed in fishing in the sea area.
- (iii) No vessel 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.
- (vii) When the land area or sea area or any part thereof is being used for Mortar firing, no aircraft shall fly over any part of those areas at a height of less than 3,000 feet.
- (viii) When the land area or sea area or any part thereof is being used for high-angle Anti-Aircraft firing, no aircraft shall fly over any part of these areas irrespective of the height at which it is flying.

#### SIGNALS.

5. Notice that firing is taking place on any of the Range Areas mentioned in Bye-law No. 3 is given by the hoisting or display of the following signals :—

- (1) In respect of the Land Area and Sea Area A :—
  - (a) By Day.—By a Red Flag at each of the following places :—
    - (i) On the Flagstaff situated close to Dymchurch Redoubt.
    - (ii) On the Flagstaff at Martello Tower No. 14.
    - (iii) On the Flagstaff at the South end of Fort Road.
    - (iv) On the ~~Inglis Tower~~ <sup>Flagstaff</sup> 400 yards South-West of the Prince of Wales Public House, and approximately in the centre of the Land area.
  - (b) By Night.—By a Red lamp at each of the places mentioned in (i) to (iv) of (a) above.
- (2) In respect of Sea Area B :—
  - (a) By Day.—By a Red Flag on the Flagstaff near Martello Tower No. 22.
  - (b) By Night.—By a Red Lamp on the Flagstaff near Martello Tower No 22.



- (3) Notice to Aircraft that Mortar firing is taking place will be given by the exposition of a letter "F" (8 ft. by 5 ft.) in black, on a white background, sited near the range buildings in the North-East of the land area.
- (4) Notice to Aircraft that high-angle Anti-Aircraft firing is taking place will be given by the exposition of a letter "A" (8 ft. by 8 ft.) in black on a white background sited near the range buildings in the North-East of the land area.

#### DURATION OF SIGNALS.

The 'day' signals referred to in (1) (a) (i) and (ii) and (2) (a) will be hoisted to half mast half-an-hour before firing is due to commence and will be hoisted to mast-head when firing begins. The 'day' signals referred to in (1) (a) (iii) and (iv), (3) and (4) will be hoisted to mast-head or exposed half-an-hour before firing is due to commence. All relevant signals will, subject to the provision of Bye-law No. 8, remain hoisted or exposed during firing. As soon as practicable after firing has ceased for the day they will be hauled down or removed.

The 'night' signals referred to in (1) (b) and 2 (b) above, together with the Second Red Lamps on the Flagstaffs at Dymchurch Redoubt, Martello Tower No. 14 and Martello Tower No. 22 referred to in Bye-law No. 8 (1) (a) and (b), will be displayed half-an-hour before firing is due to begin. When firing begins the second Red Lamp will be removed and, subject to the provisions of Bye-law No. 8, the single Red Lamps will remain displayed until firing has ceased, when they will be extinguished.

#### RECOVERY OF SHELL, ETC.

6. No person shall trawl, dredge or search for or otherwise interfere with any shot, shell or other projectile or portions thereof within the land area or either of the Sea Areas or take or retain, or be in possession of any such shot, shell or other projectile, or portions thereof, found within the Land area or either of the Sea areas.

Any person who when trawling, dredging, or in any manner whatever, shall come into possession of any shot, shell or other projectile, or any portion thereof, within either of the Sea areas, shall not retain it, but shall immediately return it in its then condition, and without tampering with it, into the water.

Provided, nevertheless, that the provisions of this Bye-law shall not apply in cases of persons who recover projectiles under instructions from the local Naval, Military or Royal Air Force Authorities.



## OFFICERS AUTHORISED.

7. Any person doing anything prohibited by or otherwise contravening Bye-law Nos. 2, 4 or 6 shall be deemed to commit an offence against the Bye-law so contravened.

The persons hereby authorised to remove or take into custody without warrant any person contravening Bye-law Nos. 2, 4 or 6 or to remove any vehicle, animal, vessel, aircraft or thing found on the Land area or the Sea area in contravention of any of the said Bye-laws, are :—

- (1) The General Officer Commanding-in-Chief, Eastern Command.
- (2) The Officer Commanding Troops, Shorncliffe, Hythe and Lydd.
- (3) The Officer in Charge of the Ranges.
- (4) Any Officer, Warrant Officer, Non-Commissioned Officer or any Military Policeman for the time being under the Command of the said Officer Commanding Troops or of the said Officer in Charge.
- (5) Any person authorised in writing under the hand of the said Officer Commanding Troops or of the said Officer in Charge, or
- (6) Any constable.

## WHEN VESSEL OR AIRCRAFT IN DANGER.

8.—(1) While any vessel or aircraft is within the Sea Area for the time being closed as provided in Bye-law No. 5 all firing will cease, and the following signals will be made to notify the Master or Pilot or other person in charge of the vessel or aircraft that he is within the sea area affected.

(a) In respect of Sea Area A mentioned in Bye-law No. 5 (1).  
By Day.—The Red Flags referred to in (i) and (ii) of Bye-law No. 5 (1) (a) will be half-masted.

By Night.—A second Red Lamp will be displayed 4 feet below the first Red Lamp displayed on the Flagstaff referred to in (i) and (ii) of Bye-law No. 5 (1) (a).

(b) In respect of Sea Area B mentioned in Bye-law No. 5 (2).

By Day.—The Red Flag referred to in Bye-law No. 5 (2) (a) will be half-masted.

By Night.—A second Red Lamp will be displayed 4 feet below the first Red Lamp referred to in Bye-law No. 5 (2) (b).



(2) When any aircraft is observed on a course likely to bring it flying over any part of the Range area, which is in use for Mortar firing, at a height estimated to be less than 3,000 feet, firing will immediately cease and will not be resumed until the aircraft is out of danger.

(3) When any aircraft is observed on a course likely to bring it flying over any part of the Range area, which is in use for high-angle anti-aircraft fire, at a height which is estimated to bring the aircraft within danger, firing will immediately cease and will not be resumed until the aircraft is out of danger.

### EXEMPTIONS.

9. 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) H.M. Ships of War, H.M. Aircraft or any vessel or aircraft employed under Admiralty or Air Council authority.
- (e) Any aircraft compelled to alight on or unable to quit the Sea Area.
- (f) Any vessel belonging to the Corporation of Trinity House, London, whilst employed on any Trinity House duty or service.

### INTERPRETATION.

10.—(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.

11. These Bye-laws shall come into force at the date hereof, on and after which date the bye-laws in respect of Hythe Rifle Ranges dated fifth day of November, one thousand nine hundred and twenty-three, shall be revoked.



**SCHEDULE.**

**DESCRIPTION OF LAND AND SEA AREA.**

The land and sea areas affected by these Byelaws and included within the Range are as follows :—

(a) *Land Area.*—The land area comprises the War Department property at Hythe between the Dymchurch Road and the Sea and is bounded on the West, North and East sides by the boundaries of the said War Department property, which are marked by boundary stones ; and on the seaward side by the line of High Water.

(b) *Sea Area.*—The sea area is bounded as follows :—

*On the East.*

By a line commencing at a point on High Water Mark in Latitude  $51^{\circ}-03'-45''$  N., Longitude  $1^{\circ}-04'-33''$  E., and drawn in a direction of  $158^{\circ}$  for a distance of 1.7 Nautical Miles to a point in Latitude  $51^{\circ}-02'-09''$  N., Longitude  $1^{\circ}-05'-33''$  E., thence

*On the South.*

By a line commencing at the last-mentioned point and drawn in a direction of  $250^{\circ}$  for a distance of 2.5 Nautical Miles to a point in Latitude  $51^{\circ}-01'-18''$  N., Longitude  $1^{\circ}-01'-54''$  E., thence

*On the West.*

By a line commencing at the last-mentioned point and drawn in a direction of  $328^{\circ}$  for a distance of 1.05 Nautical Miles to a point on High Water Mark in Latitude  $51^{\circ}-02'-12''$  N., Longitude  $1^{\circ}-01'-00''$  E. thence

*On the North.*

From the last-mentioned point by the line of High Water Mark to the starting point in Latitude  $51^{\circ}-03'-45''$  N., Longitude  $1^{\circ}-04'-33''$  E.

The above described sea area is divided into an Eastern and Western sea area hereinbefore referred to as Sea Area A and Sea Area B respectively. The boundary between Sea Area A and Sea Area B is a line drawn from a point on High Water Mark in Latitude  $51^{\circ}-02'-54''$  N., Longitude  $1^{\circ}-02'-15''$  E., in a direction of  $180^{\circ}$  for a distance of 1.5 Nautical Miles to meet the Southern limit of the Sea area described above in Latitude  $51^{\circ} 01'-24''$  N., Longitude  $1^{\circ}-02'-15''$  E.

Dated this fourth 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 that :—

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 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 His Majesty.

## APPLICATION TO SEA AREA.

(2) By Section 2 (2) of the Military Lands Act, 1900, it is provided that :—

Where any land, the use of which can be regulated by Byelaws 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, Byelaws may be made in relation to any such sea, tidal water or shore as if they were part of the land.

## PUBLIC NOTIFICATION.

(3)—(a) The Adjutant, Hythe Wing, Small Arms School, will cause Notices to be posted every Saturday, giving the dates and hours when firing will take place by day during the ensuing week at :—

The Lifeboat Station at Hythe ;  
The Coastguard Station at Sandgate ;  
The Notice Board near the Palmarsh Post Office.

He will also send a copy of these Notices to the Harbourmaster of Folkestone Harbour.

(b) Special Notices that night firing will take place will be similarly posted or sent not less than 48 hours previously.



(c) The marking of the Land Danger Area will be done as follows :—

On the north along the line of the Dymchurch Road by a line of posts painted or marked Red and White and with the word "DANGER" on the side facing outwards. A number of these posts will, in addition, carry a Notice Board painted as under :—

#### RANGES DANGER.

IT IS DANGEROUS TO PASS THE LINE OF POSTS WHEN A RED FLAG IS FLYING ON ANY TOWER.

In addition, warning Notice Boards suitably inscribed will be fixed near the following points :—

- Flagstaff East of Martello Tower No. 14 ;
- Hythe Gas Works ;
- The South end of Fort Road ;
- Dymchurch Redoubt.

The WAR DEPARTMENT LAND is NOT open to the Public at any time.

#### ADDITIONAL PRECAUTIONS DURING FIRING.

(4) In addition to the signals referred to in Byelaw No. 5, sentries will be posted to warn persons approaching the danger area and to keep a look-out for vessels or aircraft entering the Sea Area as follows :—

- (a) Land Area and Sea Area A :—
  - (i) The Flagstaff East of Martello Tower No. 14 ;
  - (ii) The Dymchurch Redoubt.
- (b) Sea Area B :—
  - (i) The Flagstaff near Martello Tower No. 22.

#### PROCEDURE FOR CLEARING SEA AREAS.

(5)—(a) Vessels entering or remaining within the Sea Area in contravention of any of the preceding Byelaws 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 vessels out of the area.



(b) Masters of vessels entering or remaining within the sea area in the ordinary course of navigation or by reason of the exigencies of navigation and exempt from the operation of the Byelaws under Clauses 9 (a) and (b) are requested to assist the carrying out of firing practice by hastening through the area, or 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 BYELAWS CAN BE OBTAINED.

(6) Copies of these Byelaws can be obtained at Headquarters, Hythe Wing, Small Arms School, Hythe, Kent.

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

(7) A Plan and Chart showing the land and sea areas of the Ranges and the positions of the Flagstaffs and signals to aircraft can be inspected at Headquarters, Hythe Wing, Small Arms School, Hythe, Kent, and at the Range Office, Hythe Ranges.

#### AIRCRAFT WARNING.

(8) Aircraft are warned not to fly in the vicinity of these ranges while firing is in progress, and no liability for accident to aircraft arising from the use of the ranges can be admitted.