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1976. B/L

SHORNCLIFFE AND DISTRICT
IN THE COUNTY OF KENT.

MILITARY LANDS
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 War Department Lands at Shorncliffe, Hythe and Lydd, also with the consent of the Board of Trade the foreshore abutting the Ranges at Lydd, as set out in the Schedule hereto, for the purposes to which they are appropriated, and for prohibiting all intrusion on such lands and all obstruction of the use thereof.

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1938.

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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 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 Officer Commanding Troops, Shorncliffe, shall intrude or enter, or be upon the said War Department lands for the purpose of selling, buying, 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 lands any handbills, literature or other printed matter of any description.

3. No person shall, without the authority of the Officer Commanding Troops, Shorncliffe, cause to assemble or attempt to cause to assemble upon the said War Department lands any number of persons or address any such persons when assembled.

4. No person without the authority of the Officer Commanding Troops, Shorncliffe, shall affix any posters, bills or notices of any description in or on the boundaries or walls of the said War Department lands.

5. No person shall enter or be upon the said War Department lands 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 lands 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, excepting applicants for casual labour under the Royal Engineers.

7. No person shall enter or be upon the said War Department lands 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 Officer Commanding Troops, Shorncliffe.

8. No person whatever shall continue on the said War Department lands after having been 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 lands 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 persons acting under the authority of an Officer.

9. No person, unless in possession of a Pass, issued under the authority of the Officer Commanding Troops, Shorncliffe, shall camp, whether in tents or caravans or otherwise, or bivouac, or sleep out upon the said War Department lands.

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

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

12. No person, without the authority of the Commander, Royal Engineers, Home Counties (East) District, shall cut grass or growing crops, or cut and remove turf, or use the said War Department lands for the purpose of grazing any horse, cow, sheep or other animal.

13. No person, without the authority of the Commander, Royal Engineers, Home Counties (East) District, shall cut or deface any growing trees or shrubs or remove any timber, trees, shrubs or wild flower roots from the said War Department lands, nor shall any person enter or be upon the said lands for the purpose of damaging trees or other property situated on the said lands.

14. No person shall enter or be upon the said War Department lands for the purpose of pursuing or killing game or other birds or animals or of fishing in any waters within the said lands without the authority of the Officer Commanding Troops, Shorncliffe.

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

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 lands.

17. No driver of a hackney carriage, taxi-cab or other vehicle shall enter or be upon the said War Department lands for the purpose of plying for hire, without a Pass issued under the authority of the Officer Commanding Troops, Shorncliffe.

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 lands when such road is not being used for any military purpose, but in such case :—

- (i) The driver of any such motor-car, motor-cycle, or other mechanically-propelled vehicle shall not drive at a speed exceeding 20 miles per hour.
- (ii) 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 of 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.
- (iii) 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 ride or 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.

19. No person shall remove, tamper with, or touch any shell, bomb or other projectile or part of a shell, bomb or other projectile found within any of the said War Department lands.

FORESHORE ADJOINING THE WAR DEPARTMENT
LANDS AT LYDD.

20. Nothing in these Bye-laws shall prejudice or affect in any way Bye-laws regulating the use of Lydd Ranges for firing practices.

21.—(a) No person save those engaged upon their lawful trade or business shall enter upon the foreshore adjoining the War Department lands at Lydd save from seawards or from other foreshore eastwards and westwards thereof.

(b) The use to be made of the foreshore by the public shall be limited as follows :—

The public may ride, drive, walk or otherwise pass to and from or over and fish and bathe upon and gather seaweed or ware and land thereon goods and passengers from vessels and boats and embark therefrom goods and passengers in vessels and boats but shall not interfere with or damage erections or works constructed or placed thereon.

Save as provided in this Bye-law all the Bye-laws hereby made shall apply equally to the foreshore as to the land.

RIGHTS OF WAY.

22. Nothing in these Bye-laws shall affect any public right of way, but subject as aforesaid the expression "lands" or "War Department lands" shall include all roads on such lands and all foreshore abutting thereon.

WAR DEPARTMENT TENANTS.

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

OFFICERS AUTHORISED.

24. Any person doing anything prohibited by or otherwise contravening any of the preceding Bye-laws numbered 1 to 21 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 committing an offence against any of the preceding Bye-laws numbered 1 to 21 or to remove any vehicle, animal or thing found on the said War Department lands in contravention of any of these Bye-laws are :—

- (1) The Officer Commanding Troops, Shorncliffe.
- (2) The Commander, Royal Engineers, Home Counties (East) District.
- (3) 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 the said Officer Commanding Troops, or of the said Commander, Royal Engineers.
- (4) Any person authorised in writing under the hand of the said Officer Commanding Troops or of the said Commander, Royal Engineers; or
- (5) Any Constable.

DATE OF OPERATION OF THESE BYE-LAWS.

25. These Bye-laws shall come into force at the date hereof, on and after which date the Bye-laws in respect of Shorncliffe and District Military lands dated Twentieth day of December, One thousand nine hundred and thirty-two shall be revoked.

SCHEDULE.

LANDS AFFECTED.

The War Department Lands, together with any Buildings thereon, also the foreshore (as set out in the plan referred to in Notice (3)), to which the foregoing Bye-laws apply, are as follows :—

(1) The lands at Shorncliffe camp, including the Buildings erected thereon, as follows :—

Risborough Barracks.	Helena Hospital.
Ordnance Enclosure.	Military Hospital.
Somerset Barracks.	R.E. Barracks.
Ross Barracks.	Napier Barracks.
Moore Barracks.	R.A.S.C. Barracks.
Staff Lines.	

(2) St. Martin's Plain, bounded on the North by the Southern Railway Line; on the East by Horn Street and St. Martin's churchyard to a point on the North side of the roadway leading to Casebourne House, on the South and South-West by the North side of the roadway passing Casebourne House to Seabrook Stream and along that stream to War Department boundary stone No. 19; on the West by the fence between War Department boundary stones Nos. 19 and 20.

(3) Dibgate Plateau and adjoining lands including Paraker and Little Dibgate Woods bounded on the North from War Department boundary stone No. 17 by the line of the War Department boundary and Seabrook Stream to War Department boundary stone No. 19; on the East by the general line of the Seabrook Stream (as described for the South-West boundary of St. Martin's Plain before defined) and thence by the line of War Department boundary to the South-East corner of Paraker Wood, thence along the Southern side of that Wood to the South-East corner of Scene Wood, thence on the West and North of that Wood to the Hythe—Etchinghill Road at War Department boundary stone No. 15; on the West by the East side of the Hythe—Etchinghill Road to War Department boundary stone No. 16 and thence by the fence to War Department boundary stone No. 17.

(4) The Small Arms School, Hythe.

(5) The Reachfields, together with the Married Soldiers' quarters erected thereon.

(6) Hythe Rifle Ranges, extending from Hythe to Dymchurch Redoubt.

(7) The land on the North side of the Royal Military Canal known as the "Roughs" and "Side Hills Farm" comprising the Training Area of the Small Arms School, together with the Buildings erected thereon.

(8) The lands and the adjoining foreshore below high water mark of ordinary or medium tides adjacent to Lydd Camp and Ranges lying between points situated about 800 feet South-West of Jury's Gap Coastguard Station on the West and 800 feet South-East of Galloway's Coastguard Station on the East, including the Buildings erected thereon, also the land and buildings at Commandant's House and Hamilton Villa.

Dated this Fifth day of September 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, 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 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.

DANGER FROM UNEXPLODED SHELL.

2. Particular attention is drawn to Bye-law No. 19 and the public are warned of the danger from unexploded shell or other projectiles.

Unexploded shell or other projectiles, when located by the Military Authorities, are marked by a stake.

Any person finding a shell or other projectile not so marked is requested to report its position without delay to the nearest Military Authority.

INSPECTION OF PLAN SHOWING LANDS AFFECTED.

3. The lands described in the Schedule hereto together with all Buildings thereon also the foreshore to which these Bye-laws apply, are shown on a plan which can be inspected at the Office of the Commander, Royal Engineers, Home Counties (East) District, R.E. Office, Dover.

WHERE BYE-LAWS CAN BE OBTAINED.

4. Copies of these Bye-laws can be obtained at the Office of the Commander, Royal Engineers, Home Counties (East) District, R.E. Office, Dover, by any person who desires to obtain the same.