



*Revised
SI 1982/154*

TREGANTLE RANGES CORNWALL.

REVOKED

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 Ranges.

LONDON

Printed under the authority of HIS MAJESTY'S STATIONERY OFFICE
By HARRISON AND SONS, LTD., 44-47, St. Martin's Lane, W.C.2

1940

TREGANTLE RANGES, CORNWALL.

BYE-LAWS

1. The Ranges may be used for Anti-Aircraft Weapons, Anti-Tank Guns, Anti-Tank Rifles, Mortars, Machine Guns, Light Machine Guns, Rifles, Revolvers, Rifle Grenades and Hand Grenades.

GENERAL PROHIBITION.

2. During such time as notice is given by the hoisting or display of signals in the manner hereinafter provided in Bye-law No. 4, that firing is taking place on the Classification and Battle Shooting Ranges, or on the Field Firing, Anti-Aircraft Small Arms, Anti-Tank Weapon, Mortar and Grenade Ranges, all intrusion into the respective land areas described below, 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.

LAND AND SEA AREAS AFFECTED.

The Land and Sea areas are set out in the Schedule hereto.

OFFENCES DURING FIRING.

3. While notice that firing is taking place on the ranges mentioned in Bye-law No. 2 is given by the hoisting or display of signals as provided in Bye-law No. 4, then in respect of the land area and the sea area affected :—

- (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. 8.
- (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 on 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.

4. Notice that firing is taking place is given as follows :—

(a) By Day—

By hoisting and displaying a Red Flag on the pole at Tregantle Fort.

(b) By Night—

By hoisting and displaying a Red Lamp on the pole at Tregantle Fort.

(c) Notice to Aircraft that firing is taking place on Mortar Range will be given by exposing a suitably sited letter " F " (8 feet by 5 feet) in black on a white background.

(d) Notice to Aircraft that firing is taking place on the Anti-Aircraft Small Arms Range will be given by exposing a suitably sited letter " A " (8 feet by 8 feet 2½ inches) in black on a white background.

DURATION OF SIGNALS.

(e) These signals will be hoisted one hour before firing commences and will remain hoisted until firing has ceased and will indicate that the land and sea areas are closed.

RECOVERY OF SHELL, Etc.

5. No person shall trawl, dredge or search for or otherwise interfere with any shot, shell, bomb, bullet or other projectile or any portion thereof found within the land area or the sea area, or take or retain, or be in possession of any such shot, shell, bomb, bullet or other projectile, or any portion thereof found within the land area or the sea area.

Any person who when trawling, dredging, or in any manner whatsoever, shall come into possession of any such shot, shell, bomb, bullet, or other projectile, or any portion thereof, within the sea area, 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

written instructions from the local Naval, Military or Royal Air Force Authorities.

OFFICERS AUTHORISED.

6. Any person doing anything prohibited by or otherwise contravening Bye-laws Nos. 2, 3 or 5 shall be deemed to commit an offence against the Bye-laws so contravened.

The persons hereby authorised to remove or to take into custody, without warrant, any person contravening Bye-laws Nos. 2, 3 or 5 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, Southern Command.
- (2) The Officer in Charge of the Ranges.
- (3) Any Officer, Warrant Officer, Non-Commissioned Officer, or Military Policeman, for the time being under the command of the said Officer in Charge.
- (4) Any Person authorised in writing under the hand of the said Officer in Charge, or
- (5) Any Constable.

WHEN VESSEL OR AIRCRAFT IN DANGER.

7. While any vessel or aircraft is within the sea area all firing will cease, and a second Red Flag by day or Red Lamp by night will be hoisted below the first Red Flag or first Red Lamp, on the pole at Tregantle Fort to notify the Master or Pilot or other persons in charge of the vessel or aircraft that he is within the danger zone.

EXEMPTIONS.

8. These Bye-laws shall not apply to :—

- (a) Any person using the land area with the authority of the Commander Royal Engineers, South Western District, Cumberland Block, Devonport, for the purpose of grazing any horse, cow, sheep or other animal.
- (b) Any vessel entering or passing through the sea area in the ordinary course of navigation.
- (c) Any vessel compelled to enter or unable to quit the sea area by reason of the exigencies of navigation.

- (d) Any vessel when racing, provided due notice of the racing fixtures has been given, not less than forty-eight hours previously to the Officer Commanding at Tregantle Fort.
- (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) H.M. Ships of War, H.M. Aircraft, or any vessel or aircraft employed under Admiralty or Air Council authority.
- (g) Any aircraft compelled to alight on or unable to quit the sea area.

INTERPRETATION.

9.—(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 or other flying machines.

DATE OF OPERATION OF BYE-LAWS.

10. These Bye-laws shall come into force at the date hereof, on and after which date the Bye-laws in respect of Tregantle Rifle Ranges dated the Eleventh March, One thousand nine hundred and five, the Twenty-eighth May, One thousand nine hundred and eighteen, and the Eighth May, One thousand nine hundred and twenty-four, shall cease to have effect.

SCHEDULE.

DESCRIPTION OF LAND AND SEA AREAS.

1. The land (hereinafter called the "land area") situate in the Parishes of St. John, Antony and Sheviock, and the foreshore and sea abutting thereon (hereinafter called the "sea area") within the limits hereinafter mentioned and described, which together constitute the danger zone of the Ranges, shall be closed to all persons to allow of firing from the Ranges while the warning signal is hoisted in accordance with Bye-law No. 4.

2. The land area which lies to the East and West of Tregantle Fort is approximately quadrilateral in shape, with its base extending about Two thousand, two hundred and thirty yards

along High Water Mark and about Five hundred yards inland. It is bounded as follows :—

On the North-East :—Commencing at a point five hundred yards South-East of Tregantle Fort and near War Department Boundary Stone No. 7 on the road from Freatly to Tregantle Fort, and drawn in a North-Westerly direction to a point on the Freatly-Crafthole Road One hundred and seventy yards East of War Department Boundary Stone No. 52 ; thence

On the North :—Along the South side of the said road for a total distance of Four hundred and thirty yards, thence by a straight line in a Westerly direction to a point on the High Water Mark about eighty yards East of Oldhouse Cove. This boundary will be marked by two poles both painted black and white surmounted by a triangle ; one pole situated on Black Ball Cliff, apex of triangle pointing upwards, the other (distant one hundred and seventy yards from it inland), apex of triangle pointing downwards ; thence

On the South :—By the line of High Water Mark running Eastwards for about Two thousand two hundred and thirty yards ; thence

On the East :—By an imaginary straight line running from this point in a North-Easterly direction back to the starting point. This boundary will be marked by two poles, the one at a point marked by War Department Boundary Stone No. 3, the other at a point marked by War Department Boundary Stone No. 7. These poles will be marked as before, the one at the Eastern end of the base having apex of triangle pointing upwards and the inland pole apex downwards.

3. The sea area which extends out to sea for about one and a half miles from High Water Mark is bounded as follows :—

On the North-East :—Starting from a point on the line of the High Water Mark eighty yards East of Oldhouse Cove, following the line of High Water Mark to a point marked by War Department Boundary Stone No. 3, thence

On the South-East :—In a 229° true direction in alignment with the two poles on the Eastern boundary of the land area to a point from which a pole on Cobland Hill bears 328° true ; thence

On the South-West :—Along the last-named bearing to a point from which the Port Wrinkle Coastguard Lookout bears true North ; thence

On the West :—True North to a point of alignment with two poles marking the Northern Boundary of the land area ; thence

On the North :—To the starting point at High Water Mark.

Dated this tenth day of February One thousand nine hundred and forty.

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

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.

PROCEDURE FOR CLEARING SEA AREAS.

3.—(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 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 Bye-laws under Bye-law 8 (b) and (c) are requested to assist the carrying out of the 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.

FIRING PROGRAMME AND PUBLIC NOTIFICATION.

4. Firing on the Ranges may be carried out throughout the year both by day and by night, and no special notification will be given.

A provisional programme of firing for the ensuing week will, however, be issued weekly to the following persons :—

- (a) The King's Harbour Master's Offices, Hamoaze and Sound, the Offices of the Harbour Masters of Sutton Port, Cattewater, Looe and Polperro, the Custom House and the General Post Office, Plymouth, Brixham Fish Market, the Post Offices at Newton Ferrers, Cawsand, Looe, Fowey, Noss Mayo and Mevagissey, the Coastguard Stations, Mevagissey, Looe, Fowey and Polperro, the Fisheries Office, Barclays Bank Chambers, Princess Square, Plymouth, and the Collector of Fishery Statistics—(at present Mr. F. J. Tucker)—c/o Stibbs & Congdon, the Barbican, Plymouth.
- (b) Notices will be sent to the Royal Western, Corinthian and South Western Yacht Clubs, the Great Western Docks, the Devonport New Quays and the Saltash Steamboat Company, and distributed among the pilots, fishermen and boatmen at Plymouth and Devonport.

This weekly programme will be adhered to as far as possible, but is subject to alteration if necessitated by Military requirements.

No additional Notices will be issued in respect of any such alterations in the provisional programme, and the signals referred to in Bye-law No. 4, which will be hoisted one hour before firing commences, shall be deemed sufficient notice in such cases of the intention to carry out firing.

FACILITIES TO FISHERMEN.

5. When mackerel and/or pilchard are known to be in the sea area and its vicinity the Local Military Authorities will, when possible, afford fishermen every facility for fishing provided this does not seriously interfere with the carrying out of firing and that notice of the desire to engage in such fishing is given to any Coastguard Station in the vicinity of the Range, for transmission to the proper authority at Fort Tregantle within reasonable and sufficient time.

WHERE BYE-LAWS CAN BE OBTAINED.

6. Copies of these Bye-laws can be obtained at the office of the Commander, Royal Engineers, South Western District, Cumberland Block, Devonport.

WHERE PLAN OF RANGE CAN BE INSPECTED.

7. A plan and chart showing the land and sea areas of the ranges and the position of flagstaff and signals can be inspected at the office of the Commander, Royal Engineers, South Western District, Cumberland Block, Devonport.

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.