

**East Ayrshire Council  
South Ayrshire Council**

## Conditions for use of Builders' Skips

- 1 These conditions are applicable in East Ayrshire Council and South Ayrshire Council (hereunder called "the Council").
- 1 Bulk containers (skips) for use on the road for the disposal of building materials, etc shall comply with the appropriate Motor Vehicles Construction and Use Regulations when carried on a vehicle.
- 2 Each skip shall not exceed 5 metres in length by 2 metres in width, and shall be clearly and permanently marked with the owner's name and telephone number.
- 3 Each skip shall be positioned so that the longer sides are parallel to the edge of the carriageway and as near to the edge of the carriageway as is practicable and so that it does not impede the surface water drainage of the road nor obstruct access to any manhole or the apparatus of any statutory undertaker or the Council.
- 4 Where more than one skip is on the road at any one time, the skips shall be positioned as closely as possible to each other but not so as to obstruct access to any premises unless the consent of the occupier of those premises has been obtained.
- 5 Each skip shall not exceed 5 metres in length by 2 metres in width, and shall be clearly and permanently marked with the owner's name and telephone number.
- 6 Each skip or group of skips shall, while on the road, be marked (guarded) and lit in accordance with the Code of Practice under Section 124 of the New Roads and Street Works Act 1991 – " Safety at Street Works and Roads Works" and Chapter 8 of the Traffic Signs Manual
  - (a) Builders' skips placed or deposited on a road must be fitted with vertical red and yellow fluorescent/reflective markings identical to those prescribed for use on the rear of heavy goods vehicles. The design of the skip markings shall comply with the Builders' Skip (Markings) (Scotland) Regulations 1986. The markings shall at all times be kept clean.
  - (b) Each skip shall be guarded by at least 4 traffic cones placed on the carriageway in an oblique line on the approach side of the skip. (Where 2 or more skips are deposited in a row, so that the distance between adjacent skips does not exceed 2 metres, the row shall be guarded as if it were one skip).
  - (c) At night (that is to say, between half an hour after sunset and half an hour before sunrise) a lamp shall be placed against or attached to each corner or the end corners of the row of skips where two or more skips are deposited in a row and the distance between adjacent skips does not exceed 2 metres, and shall also be placed between each cone and the next. Lamps shall comply with the current Traffic Signs Regulations and General Directions.



- 7 No skip when standing on the road, shall contain any inflammable, explosive, noxious or dangerous material or any material which is likely to putrefy or which otherwise is, or is likely to become, an nuisance to users of the road.
- 8 No skip shall be used in such a way that any of its contents fall on to the road, or footway or verge, or that there is an escape of dust from the contents of the skip when standing on the road or in transit.
- 9 Each skip shall be removed for emptying as soon as practicable and in any case not later than **two working days** after it has been filled.
- 10 No skip shall remain on the road after the period specified in the permission has expired. Any extension to the permission will require a new application to be made.
- 11 All materials placed in each skip shall be properly disposed of and the road where the skip or skips have been deposited shall be left in a clean and tidy condition on the expiry of the permission.
- 12 The permit shall be shown, on demand, to any police officer or official of the Council.
- 13 The permit holder and the skip owner shall indemnify the Council as roads authority for and against all actions, claims, demands, costs, charges, damages, losses and expenses of whatsoever kind or nature which may be brought or made against them or incurred by them in respect of the negligence, omission or default of the permit holder or skip owner or those for whom the permit holder or skip owner are responsible arising in respect of any operation authorised by this permission unless due to the negligence or other reach of legal duty on the part of the Council or if any person for whom the Council are responsible.
- 14 Charges will be levied for occupation of fee generating parking spaces to cover loss of income to the Council.
- 15 The skip owner is responsible for notifying Ayrshire Roads Alliance (ARA) on the day of removal of the skip by email. (Should a skip not be placed on a road then ARA also require to be notified of this).

#### Notes

(a) Section 85(2) of the Roads (Scotland) Act 1984 empowers the Roads Authority to impose conditions on its permission relating in particular to the siting and lighting of the skip and the removal of the skip at the end of the period of the permission. Section 85(3) makes it an offence to use a skip in contravention of the Act.

(b) Section 86 of the Roads (Scotland) Act 1984 empowers the Roads Authority or a Police Officer to request the removal or repositioning of a skip even though it has been deposited with the Roads Authority's permission. Failure to comply with such a request may lead to the Roads Authority removing the skip and disposing of the skip if not then collected by its owner, and recovering any expenses reasonably incurred under Section 86 of the Act.



(c) All dimensions shown in the sketch below are in metres

