

SOUTH AYRSHIRE COUNCIL**CONDITIONS FOR USE OF BUILDERS SKIPS
Roads (Scotland) Act 1984, Sections 60, 85 and 86
The Builders' Skips (Markings) (Scotland) Regulations 1986
Road Traffic Regulation Act 1984, Section 65
Transport (Scotland) Act 2005 Section 19**

1. Bulk containers (skips) for use on the road for the disposal of building materials, rubbish or other things shall comply with the appropriate Motor Vehicles Construction and Use Regulations when carried on a vehicle unless otherwise permitted in relation to particular site conditions.
2. Each skip shall be positioned so that its longer sides are parallel to the edge of the carriageway and as near to the edge of the carriageway as is reasonably 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 South Ayrshire Council.
3. 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 to any premises unless the consent of the occupier of those premises has been obtained.
4. 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 Road Works published by The Stationery Office or any amendment thereto.
 - (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 time be kept clean
 - (b) Each skip shall be guarded by at least 4 traffic cones placed on the carriageway in 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 and hour after sunset and half and hour before sunrise) a lamp shall be placed against or attached to each corner of the skip or the end corners of the row of skips where two or more skips are deposited in a road 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 Traffic Signs Regulations and General Directions 2002 or any amendment thereto.
5. 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 a nuisance to users of the road.
6. No skip shall be used in such a way that any of its contents fall on the road, or that there is an escape of dust from the contents of the skip when standing on the road.
7. 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.

8. No skip shall remain on the road after the period specified in the permission unless an extension is granted by South Ayrshire Council. South Ayrshire Council enters a notice for skips into the Scottish Road Works Register as required under Section 19 of the Transport (Scotland) Act 2005.
9. All materials placed in each skip shall be properly disposed of and road where the skip or skips have been deposited shall be left in a clean and tidy condition on the expiration of this permission.
10. The skips shall be clearly and permanently marked with the owner's name and telephone number or address.
11. The permit shall be shown, on demand to any police officer or official of South Ayrshire Council.
12. For the purposes of this permit, a skip is a container not exceeding 5 metres in length and 2 metres in width designed to be carried on a road vehicle and be placed on a road for the removal and disposal of builders' material, rubble, waste, household or other rubbish or earth.

Note

- (a) Section 85(2) of the Roads (Scotland) Act 1984 empowers the roads authority to impose conditions to 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 permission. Section 85(3) makes it an offence to use a skip in contravention of the Act and specifies a penalty of £ 120.
- (b) Section 86 of the Roads (Scotland) Act 1984 empowers the roads authority or a police officer to require the removal or repositioning of a builder's skip deposited on the road even though it was deposited in accordance with the roads authority's permission and after to recover from the owner the cost of such removal or repositioning, and to dispose of a skip which is not collected by its owner. Failure to comply with a request to remove or reposition a skip under the section may result in the roads authority removing or repositioning the skip and recovering any expenses reasonably incurred in so doing.

