1981 No. 22

ROAD TRAFFIC AND VEHICLES

Roads (Control of Builders' Skips) Regulations (Northern Ireland) 1981

Made . . . . . *27th January 1981*

Coming into operation . . . *1st April 1981*

The Department of the Environment in exercise of the powers conferred by article 51(2) and (3) of the Roads (Northern Ireland) Order 1980(a) and of all other enabling powers, hereby makes the following Regulations:—

Citation, commencement and interpretation

1.—(1) These Regulations may be cited as the Roads (Control of Builders' Skips) Regulations (Northern Ireland) 1981 and shall come into operation on 1st April 1981.

(2) In these Regulations:—

"hours of darkness" means the time between half an hour after sunset and half an hour before sunrise;

"lay-by" means a surfaced area adjacent to the carriageway intended for the waiting of vehicles;

"verge" means any part of a road which is not a carriageway, lay-by or footway, cycle track or central reservation between two carriageways of a road.

Revocation

2. The Roads (Control of Builders' Skips) Regulations (Northern Ireland) 1979(b) and the Roads (Control of Builders' Skips) (Amendment) Regulations (Northern Ireland) 1979(c) are hereby revoked.

Siting of skips

3. Subject to regulation 4(*c*) a builder's skip may be deposited on the carriageway of a road which is subject to a speed limit not exceeding thirty miles an hour or in a lay-by alongside such a carriageway.

4. Subject to regulation 7 no person shall cause or permit a builder's skip to be deposited, without the consent in writing of the Department:—

(*a*) on any footway, cycle track, central reservation or verge;

(*b*) on the carriageway of any road which is subject to a speed limit of more than thirty miles an hour; or

(*c*) on any road where a vehicle may not wait by virtue of any statutory provision.

5. A skip deposited on a road 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 so that it does not:—

(*a*) impede the surface water drainage of the road;

(a) S.I. 1980/1085 (N.I. 11)
(b) S.R. 1979 No. 85
(c) S.R. 1979 No. 173

(*b*) obstruct access to any manhole or the apparatus of any statutory authority, or the Post Office; or

(*c*) prevent access by emergency services to any road, building, fire hydrant or other public service point.

6. Where more than one skip is deposited on any 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 with the consent of the occupier of those premises.

Exemption

7. Nothing in regulation 4 shall render it unlawful to cause or permit a skip to be deposited on any road for so long as may be necessary to enable the skip, if it cannot conveniently be deposited in any other road or on any other land, to be used in connection with:—

(i) the cleansing, maintenance, improvement or reconstruction of any road;

(ii) the laying, erection, alteration or repair, in or in land adjacent to any road, of any sewer or any main, pipe or apparatus for the supply of gas, water or electricity or of any telegraphic line as defined in the Telegraph Act 1878(**a**).

Dimensions and markings

8. A skip shall not exceed 5 metres in length by 2 metres in width.

9. A skip shall while deposited on a road be marked as follows:—

(*a*) the ends of each skip facing traffic in both directions shall be painted yellow and there shall be attached below and along the top edge of each end, so as to be visible to traffic, a strip of material the composition of which complies with the Motor Vehicles (Rear Markings) Regulations (Northern Ireland) 1971(**b**) in having broad red fluorescent and yellow reflecting diagonal strips as set out in the schedule; and

(*b*) the painting and the strip of material shall, at all times, be kept clean.

10. Where a builder's skip is deposited on a road, the owner of the skip shall ensure that the skip is clearly and indelibly marked with the owner's name and telephone number or address.

Guarding

11. Each skip or group of skips while on the carriageway shall be guarded by at least 3 traffic cones placed on the carriageway in an oblique line on the approach side of the skip as set out in the schedule. Where two 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.

Lighting

12. During the hours of darkness:—

(*a*) for a single skip or a row of skips deposited on the verge a lamp showing a yellow light shall be placed against or attached to each corner of the skip or the end corners of any row of skips where two or more skips are deposited in a row and the distance between adjacent skips does not exceed 2 metres;

(**a**) 1878 c. 76
(**b**) S.R. & O. (N.I.) 1971 No. 71

(*b*) for a single skip or a row of skips on the carriageway a lamp showing a yellow light, 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 row and the distance between adjacent skips does not exceed 2 metres and a lamp shall also be placed between each cone and the next as set out in the schedule.

13. Each lamp shall have an illuminative power of not less than one candela and shall remain lit during the hours of darkness.

Care, removal and disposal of contents

14. A skip, when standing on any road shall not contain any explosive, noxious or dangerous material or any material which is likely to putrefy or which otherwise is, or is likely to become a nuisance.

15. In so far as is reasonably practicable a skip shall not be used in such a way so that any of its contents shall fall onto any road, or that there is an escape of dust from the contents of the skip when standing on the road.

16. A skip shall be removed as soon as possible after it has been filled and in any event not later than two working days after it has been so filled.

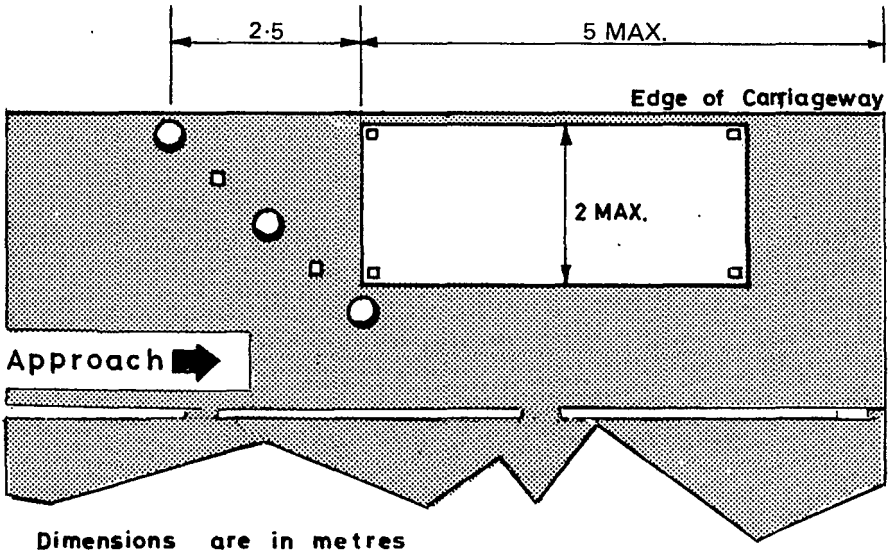
17. All materials placed in a skip shall be properly disposed of and the road where the skip or skips have been deposited shall be left in a clean and tidy condition.

Sealed with the Official Seal of the Department of the Environment for Northern Ireland on 27th January 1981.

(L.S.)

T. J. McCormick
Senior Assistant Secretary

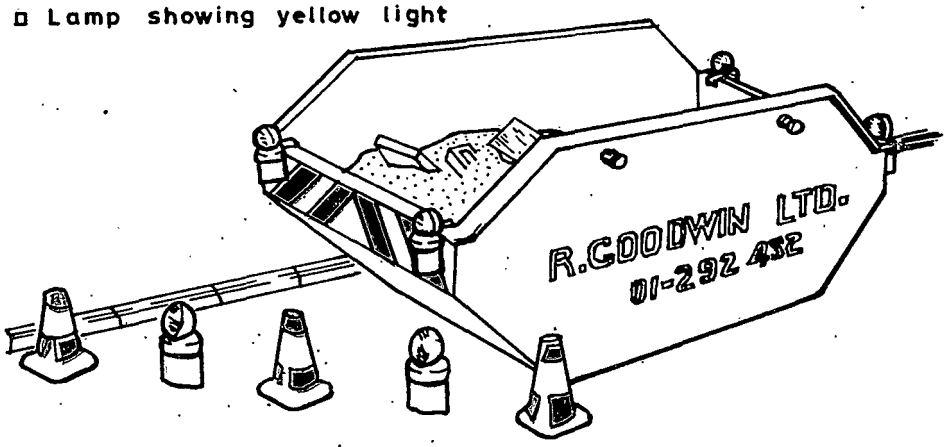
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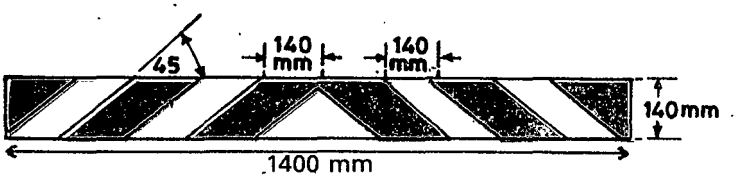


Dimensions are in metres

O Traffic Cone

□ Lamp showing yellow light





⊙ Yellow reflex reflecting material

⊗ Red fluorescent material

Dimensions are in millimetres

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These regulations revoke and re-enact with amendments the provisions of the Roads (Control of Builders' Skips) Regulations (Northern Ireland) 1979 (S.R. 1979 No. 85). The principal regulations are as follows:

Regulation 3 permits the depositing of builders' skips on the carriageway of a road which is subject to a speed limit not exceeding 30 miles per hour and on which vehicles may lawfully wait.

Regulation 4 prohibits the depositing, without the written consent of the Department, of builders' skips on any footpath, cycle track, central reservation or verge, and on the carriageways of roads where a vehicle may not lawfully wait or which are subject to a speed limit exceeding 30 miles per hour.

Regulation 7 provides for exemptions in certain circumstances in connection with the cleansing and improvement of roads and with the provision and maintenance in roads or in adjacent land, of sewers, pipes and telegraphic lines.

Other Regulations provide for restrictions on the siting of skips (Regulations 5 and 6) maximum size (Regulation 8), markings (Regulations 9 and 10), guarding (Regulation 11), Lighting (Regulations 12 and 13), removal and the care and disposal of their contents (Regulations 14, 15, 16 and 17).

Any person who fails to comply with any of the conditions specified in the Regulations shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £200.