1979 No. 85

ROAD TRAFFIC AND VEHICLES

Roads (Control of Builders' Skips) Regulations (Northern Ireland) 1979

Made . . . . . 22*nd March* 1979

Coming into operation . . . 4*th June* 1979

The Department of the Environment in exercise of the powers conferred by article 3(2) of the Roads and Road Traffic (Northern Ireland) Order 1978(a) and of all other enabling powers, hereby makes the following Regulations:

Citation, commencement and interpretation

1. These Regulations may be cited as the Roads (Control of Builders' Skips) Regulations (Northern Ireland) 1979 and shall come into operation on 4th June 1979.

2. In these Regulations:—

"carriageway" means a way constituting or comprised in a road being a way (other than a cycle track) over which the public have a right of way for the passage of vehicles;

"the Department" means the Department of the Environment;

"footway" means any part of a road over which the public have a right of way on foot only;

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

Prohibition

3. No person shall cause or permit a builder's skip to be deposited on any road—

(*a*) within 15 metres of the junction of such road with any other road the distance to be measured from the junction of the prolongation of the nearest edge of the carriageway of the intersecting road with the prolongation of the nearest edge of such road;

(*b*) where it is likely to cause any obstruction or danger as indicated by the highway code as revised from time to time or where a vehicle may not lawfully wait, unless authorised by the Department.

Exemption

4. Nothing in Regulation 3 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 any of the following operations, namely:—

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

(a) S.I. 1978/1051 (N.I. 21).

(ii) the laying, erection, alteration or repair in, or in land adjacent to, any road or 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(**b**).

Restrictions as to siting

5. A skip when lawfully 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;

(*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.

Dimensions and markings

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

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

(*a*) the ends of each skip facing traffic in both directions when the skip is positioned as in Regulation 5 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(**c**) 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.

Guarding

9. 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

10. 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;

(*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 shall also be placed between each cone and the next as set out in the Schedule.

(**b**) 1878 c. 76 (**c**) S.R. & O. (N.I.) 1971 No. 71 (p. 452)