

Highways and Transport Department Highways Act 1980 Section 139

APPLICATION FOR A LICENCE TO PLACE A SKIP ON THE PUBLIC HIGHWAY

Version-1 August 2020

Applications can only be made by the skip owner.

All conditions must be complied with and are the responsibility of both the skip company and the hirer.

As much notice as possible should be given.

1.	SKIP COMPANY Company Name: Company Address:	3.	Full address and location of where skip is to be placed (if necessary attach a sketch to show exact location) Address:	
	Post Code:			
	Contact Name:		Post Code:	
	Office Telephone:			
	Mobile:			
	Email:			
	Please attach Public Liability Insurance when you submit this form, if your current policy has not yet been submitted to us. (Minimum of £5m cover).	4.	Date when skip to be placed at location	
2.	HIRER (Householder or Builder using the skip)		Date when skip to be removed from location	
	Name:			
	Address:			
		5.	DECLARATION	
	Post Code: Contact Name: Telephone: Mobile: Email:		I/We hereby apply for a licence to place a skip on the public highway in accordance with the conditions given below and overleaf, which I/we have read and accept. (Tick to accept) Read Conditions of Licence	
			Date:	

Select area to submit form: See area office map

OFFICE USE ONLY

Skip Co Insurance			L	icence approved subject to the following conditions:		
Site Approved						
Parking Services notified						
Inspector Initials						
Admin Initials						
Date Application Received:						
Card Payment Amount:						
HIAMS No						
CIVICA Ref		S	igned:			
LICENCE No			ם	rate:		

Conditions for placing a skip on the highway

Specification for a builder's skip

- 1. A 'builder's skip' means a container designed to be carried on a road vehicle and to be placed on a highway or other land for the storage of builder's materials, or the removal and disposal of builder's rubble, waste, household and other rubbish or earth and shall comply with the Motor Vehicles (Construction and Use) Regulations 1986.
- 2. Each skip shall not exceed five metres in length by two metres in width.
- 3. Each skip shall be clearly and indelibly marked with the owner's name and with his telephone number or address.

Siting of skip

- 4. Site layout to comply with HMSO, Traffic Signs Manual, Section 2.3.7
- 5. Each skip shall be deposited in such a position* (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 is does not impede the surface water drainage of the highway nor obstruct access to any manhole or the apparatus of any statutory undertaker or the council.
- 6. Where more than one skip at any one time is on the highway, 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.

Marking and lighting of skip

- 7. Each skip or group of skips shall, while on the highway, be marked and lit in accordance with the following requirements:
 - a) The ends of each skip, that is to say, the sides of the skip facing the traffic in both directions shall be painted yellow and there shall be attached vertically along the outside edge of each end as to be visible traffic a strip of material the composition of which complies with the Builder's Skips (Marking) Regulation 1984 (S1. 1984 No. 1933), in having broad red fluorescent and yellow reflective diagonal strips. The painting and the strip of material shall at all times be kept clean.
 - b) *(Each skip shall be guarded by at least four traffic cones placed on the carriageway in an oblique line on the approach side of the skip. Where two or more skips are deposited in a row, so that the distance between adjacent skips does not exceed two 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 yellow lamp shall be placed against or attached to each corner of the skip or the end corners of skips were 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).
- 8. The owner of a skip is totally responsible for the placing, lighting and guarding while placed on the public highway.

Contents: emptying and removal of skip

- 9. No skip when standing in the highway, shall contain any *(inflammable) explosive, noxious or dangerous material which is likely to putrefy or which otherwise is, or is likely to become, a nuisance to users of the highway.
- 10. No skip shall be used in such a way that any of the contents fall onto the highway or that there is no escape of dust from the contents of the skip when standing in the highway.
- 11. Each skip shall be removed for emptying as soon as is practicable after is has been filled and in any case not later than 2 working days after it has been filled.
- 12. All materials placed in each skip shall be properly disposed of and the highway where the skip or skips have been deposited shall be left in a clean and tidy condition on the expiration of this permission.
- 13. No skip shall remain on the highway pursuant to this permission after the period of this permission has expired of time that has been granted in writing by the council.

Insurance

- 14. The owner of the skip*(s) shall continue in force without any amendment during the period of this permission a policy of insurance providing adequate cover against all risks attendant upon the deposit of skip*(s) on the highway in accordance with this permission, which policy was approved by the highway authority prior to the granting of this permission. The Indemnity Limit for the Approved Policy shall be a minimum of £5 million.
- 15. For the purpose of Section 139, 140 and 140A of the Highways act 1980 'owner' in relation to a builder's skip which is the subject of the hiring agreement, being an agreement for a hiring of not less than one month, or a hire purchase agreement, means the person in order of the skip under that agreement.
- 16. The owner of the builder's skip shall ensure that each of the conditions subject to which the permission is granted is complied with.

Notes

Take note that:

- a) Section 139(4) of the Highway Act 1980 requires the owner of a builder's skip which has been deposited on the highway to secure the skip is properly lighted during the hours of darkness, that it is clearly and indelibly marked with the owner's name and with his telephone number or address, that the skip is removed as soon as practicable after it has been filled and that each of the conditions of the highway authority's permission is complied with. Conviction of an offence under the subsection renders the owners liable to a fine.
- b) Section 139(10) of the Highways Act 1980 provides that nothing in the section shall be taken as authorising the creation of a nuisance or of a danger to users of a highway or as imposing on a highway authority by whom a permission has been granted under the section any liability for any injury, damage or loss resulting from the presence on a highway of the skip to which the permission relates.
- c) This licence does not give permission to deposit building materials or any item other than a builder's skip on the public
- d) If a skip is placed in a marked parking bay, the company placing the skip is liable for a bay suspension and associated costs. These can be obtained from parking@wiltshire.gov.uk

^{*}delete if not applicable.

Local Highways



