



Roads (Scotland) Act 1984

1984 CHAPTER 54

PART VIII

INTERFERENCE AND DAMAGE

General obstruction

85 Control of builders' skips on road

- (1) A builders' skip shall not be deposited on a road without—
 - (a) the permission of the roads authority ; and
 - (b) its being clearly and indelibly marked with its owner's name and with his telephone number or address.
- (2) Such permission as is mentioned in subsection (1)(a) above may be granted either unconditionally or subject to such conditions as may be specified in the permission ; and the conditions may in particular relate to the siting and lighting of the skip, the care of the contents of the skip and the removal of the skip at the end of the period of permission.
- (3) An owner of a skip who uses it, or causes or permits it to be used, on a road in contravention of this section commits an offence.
- (4) In proceedings for an offence under subsection (3) above it shall be a defence, except in relation to a contravention of subsection (1)(b) above, to prove that some other person undertook the responsibility of complying with the permission or condition contravened, and that the offence was committed without the consent or connivance of the owner ; and that other person may be charged with and convicted of the contravention as if he were the owner.
- (5) In this section and in section 86 of this Act, " builders' skip " means a container designed to be carried on a road vehicle and to be placed on a road for the removal and disposal of builders' materials, rubble, waste, household and other rubbish or earth.