

CONDITIONS FOR THE PLACING OF SKIPS ON THE PUBLIC HIGHWAY WITHIN THE LONDON BOROUGH OF EALING SECTIONS 139 AND 140 OF THE HIGHWAYS ACT 1980

1. GENERAL

- 1.1 Companies must provide proof of registration with the Environment Agency as Upper Tier Waste Carriers.
- 1.2 Companies registering with the Council must provide proof of public liability insurance with a sum insured of not less than £5,000,000 (five million pounds) and to produce these police to the Council upon demand together with the receipt for the last premium.
- 1.3 Companies will be required to renew their registration annually with the Council.
- 1.4 A skip shall not be placed on the highway until the consent of the Council has been obtained in the form of a license number.
- 1.5 The skip owner shall allow at least 3 clear working days between the receipt of application for a permit to place a skip on the highway and the date on which the permit is intended to commence.
- 1.6 If more than 1 skip is required on a site, the application will need to be checked and agreed by an enforcement officer before the permits are granted.
- 1.7 The skip owner will indemnify Ealing Council against any claims arising out of or by reason of anything done or omitted to be done in respect of the siting of any skip that they may apply to the Council to deposit on the highway.
- 1.8 Notwithstanding any agreement to the contrary, skip hire companies will not assign, hire, sub-let, under-let or otherwise dispose of ownership of or title of any skips licensed by the Council unless specifically authorised to do so by the Council in writing.
- 1.9 In the event of the transfer of ownership of any company registered with the Council as a skip hirer, company acquiring ownership will immediately notify the Council and will provide such information as the Council may require.
- 1.10 Only approved skip companies may apply for and be granted a licence to place a skip on the public highway within the London Borough of Ealing.
- 1.11 Ealing Council is not responsible for unauthorised persons adding rubbish to the skip.
- 1.12 The skip company is responsible for checking the Restricted Roads list and the Road Works list to ensure that skip placement does not impact nearby works and is not on a Restricted Road.

2. SPECIFICATION OF SKIPS

- 2.1 The skip shall not exceed 5 metres (16'6") in length and 2 metres (6'6") in width.
- 2.2 The skip shall be clearly and permanently marked on one of the longer sides (not the end) with the owner's name and contact telephone number.
- 2.3 Skips should be painted in a light colour and there shall be attached vertically along the outside edge of each end so as to be visible to traffic, a strip of material the composition of which complies with the Builders Skips (Markings) Regulations 1984 (SI 1984 No 1933) in having broad red and yellow reflecting diagonal stripes. Complying with British Standard BS AU152:1970 and marked with that number. The painting and the strip of material shall at all times be kept clean.
- 2.4 The valid licence must be posted on the skip in such a manner as to display the skip company, location of skip, and the validity dates of the licence at all times. Any skip without a licence displayed will be considered in breach of the terms of the licence.

3. POSITIONING OF SKIPS

- 3.1 A skip shall not be placed on the highway so as to impede the surface water drainage of the highway or to obstruct access to other premises, fire hydrants, gullies, manholes or any apparatus belonging to a utility company or the Council.
- 3.2 No skip shall be deposited on any highway verge or margin without the expressed permission of the Council.

- 3.3 Any skip on the carriageway shall be positioned with its longer side parallel to and as near to the edge of the carriageway as possible.
- 3.4 A skip shall be clearly visible to traffic approaching from either side at all times. No skip shall be positioned in such a way as to create a hazard for any other road user at a junction or intersection of any road.
- 3.5 A skip shall not partly or wholly obstruct a footway without the express permission of the Council. If such permission has been granted, a 1 metre (3' 3") wide pedestrian walkway must be cordoned off to segregate pedestrians from traffic and the walkway must be lamped at night.
- 3.6 Where more than one skip is placed upon the highway at the same time, the skips shall be positioned as close to each other as possible so that the distance between adjacent skips does not exceed 2 metres (6'6").
- 3.7 The Council may at its absolute discretion refuse consent to deposit a skip on the highway.
- 3.8 A skip must be positioned as close as possible to the property it is associated with.
- 3.9 If a skip or the lorry delivering or retrieving it causes damage to the public highway, the skip owner will be held responsible for the cost of the repairs.

4. LIGHTING AND CONING OF SKIPS

- 4.1 During the hours in which it is a requirement that vehicles use lights (lighting up times), an amber lamp shall be attached to each corner of the skip. Lamps must remain lit through the night and may not be covered by tarpaulin or other material.
- 4.2 Additional requirements with respect to lighting and coning may be imposed by the Council depending on traffic conditions.

5. CONTENTS OF SKIPS

- 5.1 No skip shall contain any inflammable, explosive, noxious, dangerous or hazardous waste or waste material which is likely to putrefy or become a nuisance to the occupiers of adjoining premises or users of the highway. Where necessary the contents of the skip must be kept damp to prevent nuisance from dust.
- 5.2 No skip shall be used in such a way that any of the contents fall on to the highway.
- 5.3 At all times, skip should be securely covered in such a way that the contents cannot blow out or escape onto the highway.

6. REMOVAL OF SKIPS

- 6.1 No skips shall remain on the highway after the expiry of the permit. (To renew your skip permit, you will be required to complete another application form and pay the relevant fees).
- 6.2 Any skip shall be removed as soon as possible and, in any case, not later than two working days after it has been filled.
- 6.3 A skip shall be removed or repositioned if required by the Police or the Council.
- 6.4 The owner of any skip deposited on the highway is responsible for the removal and proper disposal of the materials placed in the skip irrespective of who has used the skip.
- 6.5 In the event that a hirer has over filled a skip under no circumstances may any excess material be deposited on the public highway.
- 6.6 On the expiry of the permit, the highway where the skip has been positioned must be left in a clean and tidy condition. Any damage to the highway is to be reported to the Council and the owner of the skip will be held responsible for cost of reinstatement.
- 6.7 Inspections are carried out periodically both during the daytime and after dusk. Persons found not to comply with the conditions of the permit will be subject to costs incurred and reported to Ealing Council's Legal Services for action to be taken.

7. SANCTIONS

- 7.1 Companies whose conduct falls short of that which can reasonably be expected of a business which is conducted in a proper and lawful way may be excluded from the register for a period of time or permanently.

- 7.2 Examples of conduct, which is likely to lead to removal from the list, include but are not limited to:
- i. Offences concerned with the deposit of skips on the highway.
 - ii. Offences concerned with the transport or disposal of waste.
 - iii. Offences concerned with wrongful trading which may undermine the public's confidence in the integrity of the register of approved skip companies.
- 7.3 Removal from the list will, in all but the most serious cases, be for a period of twelve months and where the Council considers it necessary to remove a company from the list, the company will be given an opportunity to make representations as to why they should not be removed from the list.