

TAY ROAD BRIDGE JOINT BOARD

BYELAWS

for the

MANAGEMENT, REGULATION AND CONTROL OF THE TAY ROAD BRIDGE

THE TAY ROAD BRIDGE, JOINT BOARD, in the exercise of the powers conferred on them by section 57 of the Tay Road Bridge Order Confirmation Act, 1991, hereby make the following byelaws for the management, regulation and control of the Tay Road Bridge: -

1. Interpretation

1.1 These Byelaws may be cited as “The Tay Road Bridge Byelaws 2000.”

1.2 In these byelaws, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them: -

“**authorised officer**” means an officer authorised by or on behalf of the Joint Board to carry out duties on the bridge;

“**Joint Board**” means the Joint Board established by the Tay Road Bridge Order Confirmation Act, 1991, and the Forth and Tay Road Bridge Order Confirmation Acts (Modification) Order 1996.

“**bridge**” means the Tay Road Bridge (including any carriageways and footways thereon), as is shown coloured pink on the plan annexed to these Byelaws.

“**Bridge Manager**” means the authorised officer in charge of the bridge, and any includes any person acting for, or with the authority of, the Bridge Manager;

“**bridge telephone**” means a telephone provided on the bridge for the purpose of communication with authorised officers;

“**carriageways**” means the parts of the bridge reserved for the passage of vehicles;

“**constable**” means any constable (as defined by the Police (Scotland) Act, 1967) of , or required for the time being to serve in a police force maintained under the said Act for the police area in which the bridge is situated;

“**cycle**” means a bicycle or tricycle not being a motor vehicle;

“**cycle track**” means the parts of the bridge reserved for the passage of cycles and pedestrians;

“**main bridge structure**” means the part of the bridge between the toll booths and a line drawn 12 metres or thereby south of and parallel to the south side of the pedestrian underpass at the south end of the bridge;

“**trailer**” means a trailer as defined by section 185 of the Road Traffic Act, 1988;

“**vehicle**” means a motor vehicle as defined by section 185 of the Road Traffic Act, 1988, and includes a trailer.

1.3 Any provision of these byelaws containing any prohibition or restriction relating to the driving, propelling, moving or stopping of a vehicle or of a cycle, or to it remaining at rest, shall be construed as a provision that a person shall not use the bridge or any part of the bridge by

driving, propelling, moving or stopping the vehicle, or the cycle, or by causing or permitting it to be driven, propelled or moved, or to stop or remain at rest, in contravention of that prohibition or restriction.

1.4 Any reference in these byelaws to any enactment (including an enactment contained in any order, regulation or other instrument having effect by virtue of an Act of Parliament) shall, except so far as the context otherwise requires, be construed as a reference to that enactment as amended by or under any other enactment.

1.5 The Interpretation Act, 1978 shall apply to the interpretation of these byelaws as it applies to the interpretation of an Act of Parliament.

2. Entering upon and leaving the main bridge structure

2.1 (a) A pedestrian shall not enter upon or leave the main bridge structure except at such entrances to, and exits from, the cycle track, as are provided for this purpose.

(b) A person under 14 years of age (not being a passenger in a vehicle) shall not enter upon or remain on, the main bridge structure unless accompanied by a person over 18 years of age.

2.2 A person shall not drive or move a vehicle on to the main bridge structure except at such parts of the carriageways as are provided for this purpose.

2.3 A person shall not drive or move a cycle on to the main bridge structure except at such parts of the carriageways and the cycle track as are provided for this purpose.

2.4.1 Every vehicle being driven or moved on to the main bridge structure from the north shall: -

(a) be stopped in such a position opposite the toll booth appropriate to the lane of traffic on the carriageway in which such vehicle is being driven or moved as will enable the driver of the vehicle to pay the toll due in respect of such vehicle without leaving the vehicle; and

(b) not be driven or moved on to the main bridge structure until a visual signal is displayed at the toll booth indicating that the toll has been paid, or until an authorised officer authorises such vehicle to be moved.

2.4.2 The preceding paragraph of this byelaw shall apply in the case of any vehicle in relationship to which a composition agreement under section 51 of the Tay Road Bridge Order Confirmation Act, 1991 is in force as if references to payment of toll were references to surrendering the appropriate voucher issued by or on behalf of the Joint Board.

2.5 Paragraph 2.4.1(a) of this byelaw shall not apply in relation to vehicles exempted from payment of toll, as defined in section 54 of the Tay Road Bridge Order Confirmation Act 1991 but the driver of any such vehicle shall stop the vehicle in such a

position opposite the toll booth appropriate to the lane of traffic on the carriageway in which such vehicle is being driven or moved as will enable the driver of the vehicle to give such information and produce such evidence with respect to such vehicle as the authorised officer may require for the purposes of verifying such exemption

Provided also that nothing in this byelaw shall apply to any of the persons mentioned in byelaw 17.

3. General control of traffic on the bridge

3.1 Pedestrians, cyclists and drivers of vehicles shall comply with:

- (a) all signals and instructions given by an authorised officer or by a constable in uniform; and
- (b) the indication given by any sign or notice displayed by or under the authority of the Joint Board for the purpose of securing compliance with these byelaws.

3.2 A person in charge of a cycle on a cycle track shall give way to pedestrians.

4. Restrictions affecting pedestrians on the bridge

4.1 A pedestrian shall not enter upon or remain on the carriageways:-

Provided that nothing in this byelaw shall apply in relation to anything done to secure compliance with any of these byelaws.

5. Vehicles to be driven only on the carriageways

5.1 A vehicle shall not be driven on any part of the bridge other than a carriageway.

6. Direction of driving of vehicles and cycles on the bridge

6.1 A vehicle or a cycle on the bridge shall not be driven or moved so as to cause it to turn and proceed in, or face, the opposite direction unless on the instructions of an authorised officer or of a constable in uniform.

7. Restrictions on reversing of vehicles on the bridge

7.1 A vehicle on the bridge shall not be driven or moved backwards except in so far as it is necessary to back the vehicle to enable it thereafter to proceed forwards along the bridge or to be connected to any other vehicle.

8. Restrictions on stopping of vehicles on the bridge

8.1 Except as otherwise expressly provided in these byelaws a vehicle shall not stop or remain at rest on the bridge.

8.2 Where it is necessary for a vehicle to stop on the bridge: -

- (a) by reason of fire, breakdown or mechanical defect or lack of fuel, oil or water required for the vehicle; or
 - (b) by reason of any accident or other emergency;
- the driver of such vehicle (unless incapacitated in consequence of any such accident or other emergency) shall:
- (i) set the handbrake and/or use any other means so as effectually to prevent the vehicle from moving;
 - (ii) stop the engine; and
 - (iii) leave the vehicle and proceed forthwith to the nearest bridge telephone at the side of the carriageway in which the vehicle is stopped, inform the Bridge Manager of the stoppage and the reason therefor, and carry out all lawful instructions issued to him by or on behalf of the Bridge Manager.

8.3 When any vehicle has stopped on the bridge no person in such vehicle (other than the driver for the purpose of complying with the preceding paragraph) shall leave the vehicle unless it is necessary to do so in the interests of safety, or for the purpose of giving help required by any other person, or unless he is directed to do so by an authorised officer or by a constable in uniform.

9 Removal of Vehicles from the Bridge

9.1 Any vehicle which has stopped on the bridge for any of the reasons referred to in paragraph 8.2 of the preceding byelaw may be removed from the bridge by or under the instructions of an authorised officer, who may: -

- (a) tow the vehicle off the bridge;
- (b) refuel such vehicle sufficiently to enable it to be driven off the bridge;
- (c) carry out, or cause to be carried out, any necessary adjustment or repair on any such vehicle to enable it to be driven or towed off the bridge; and
- (d) in the case of a vehicle on fire, take all such steps as may be necessary to extinguish the fire.

9.2 The expense reasonably incurred by or on behalf of the Joint Board in or in connection with anything done, or caused to be done, to any vehicle under the powers conferred by this byelaw may be recovered by the Joint Board from the owner of such vehicle by civil debt procedures.

9.3 The exercise by any authorised officer of the powers conferred by this byelaw shall not impose on the Joint Board or such officer, or any other person employed or engaged by the Joint Board, any liability in respect of any damage to such vehicle, or the fittings or contents thereof, in consequence of the exercise of those powers.

10. Prohibiting of repairing, etc of vehicles on the bridge

10.1 A person other than an authorised officer or a person authorised to that effect by the Bridge Manager shall not carry out any repair on, or servicing or refuelling of, a vehicle on the bridge.

11. Prohibited and restricted vehicles on the bridge

11.1 Vehicles not fitted with pneumatic tyres or vehicles having deflated tyres or tyres fitted with metal studs or spikes shall not be driven on the bridge.

11.2 Any person intending to cause to be driven on the bridge any vehicle which does not conform to the Road Vehicles (Construction and Use) Regulations, 1986, shall: -

- (a) give to the Bridge Manager six days' notice of such intention in writing (or such shorter notice as the Bridge Manager may accept) containing, or accompanied by a description of the vehicle and an indemnity as required by the Motor Vehicles (Authorisation of Special Types) General Order, 1979; and
- (b) cause or permit such vehicle to enter upon the bridge only if authorised by the Bridge Manager and then only at such time and in such manner as the Bridge Manager may direct.

11.3 A vehicle conveying corrosive liquids which is not so constructed as to prevent leakage of the contents shall not be driven on to the bridge.

12. Temporary closing of the bridge to traffic

12.1 The Joint Board and (in case of emergency) the Bridge Manager may close the bridge or any part of the bridge temporarily for repairs or for other sufficient reason and, while the bridge or such part of the bridge is so closed and such closing is indicated by a notice at each approach to the bridge (in the case of the closing of a carriageway) and at each entrance to the cycle track (in the case of the closing of a cycle track) a person shall not use any cycle track so closed and a vehicle or a cycle shall not be driven propelled or moved on any carriageway or any part of a carriageway so closed.

13. Temporary restriction or prohibition of traffic on the bridge

13.1 The Bridge Manager or any authorised officer may at any time cause to be displayed at suitable points on the bridge notices or signs restricting or prohibiting temporarily the use of the bridge or any part of the bridge by vehicles or by vehicles of any particular class or description or by cycles, where due to the likelihood of danger to persons, vehicles or cycles using the bridge or of injury or damage to the bridge or of unreasonable delay of road traffic or to any other sufficient cause it appears to the Bridge Manager or such authorised officer that such restrictions or prohibitions are necessary.

13.2 Without prejudice to the foregoing generality the restrictions or prohibitions which may be imposed by any notice or sign displayed as aforesaid shall include any provision –

- (a) requiring vehicles or cycles to proceed in a specified direction or prohibiting their so proceeding;
- (b) specifying the part of the carriageway to be used by vehicles or cycles proceeding in a specified direction;
- (c) prohibiting or restricting overtaking;
- (d) regulating the speed of vehicles or cycles.

- 13.3 Where the Bridge Manager or an authorised officer is satisfied that the use or unrestricted use of the bridge by a vehicle at a particular time or in particular circumstances would be likely to cause injury or damage to the bridge or to endanger other vehicles or persons using the bridge or to cause road traffic to be unreasonably delayed the Bridge Manager or such authorised officer may, at such time or in such circumstances prohibit the use of the bridge by that vehicle either absolutely or except in accordance with such restrictions as the Bridge Manager or such authorised officer may impose.
- 13.4 A vehicle or a cycle on the bridge shall not be driven, propelled or moved in contravention of a restriction or prohibition imposed under this byelaw.
14. Restrictions affecting animals and horse-drawn vehicles on the bridge
- 14.1 A person shall not cause or permit any animal, other than a dog on a lead, to enter or remain on the cycle track.
- 14.2 A person shall not, except with the authority of the Bridge Manager, and at such time, and subject to such conditions as may be prescribed by the Bridge Manager : -
- (a) drive, ride or lead a horse or drive or lead a horse-drawn vehicle on the bridge; or
 - (b) cause or permit any other animal to enter or remain on a carriageway other than an animal kept under proper control in a vehicle.
15. Miscellaneous prohibitions and restrictions
- 15.1 A person shall not, without the authority of the Bridge Manager:
- (a) loiter on any of the cycle track or any other part of the bridge.
 - (b) post any bill on any part of the bridge; or
 - (c) display any sign or notice on any part of the bridge; or
 - (d) write on or mark any part of the bridge; or
 - (e) display any flag, banner or similar device on any part of the bridge; or
 - (f) suspend any thing whatsoever from any part of the bridge.
 - (g) tie up or moor any vessel to any part of the bridge.
 - (h) distribute any handbill, pamphlet, leaflet or other printed matter on the bridge.
- 15.2 A person shall not throw down, drop or deposit any thing whatsoever on or from any part of the bridge.
- 15.3 A person shall not hawk, sell or offer or expose for sale on the bridge any article or commodity.
- 15.4 A person shall not climb upon, or attempt to climb upon, any part the bridge.
- 15.5 A person shall not make use of a bridge telephone without lawful authority or reasonable cause.

15.6 A person in a state of intoxication shall not enter, or attempt to enter (except as a passenger in a vehicle) any part of the bridge.

15.7 A person shall not wilfully obstruct any authorised officer in the execution of his duties.

16. Removal of persons from the bridge

16.1 Any person acting in contravention of any of the foregoing byelaws may be removed from the bridge by an authorised officer or by a constable in uniform.

17. Saving for authorised officers and others

17.1 Nothing in the foregoing byelaws shall prevent access to any part of the bridge at any time by: -

- (a) authorised officers;
- (b) any persons engaged in the maintenance, repair, cleaning or lighting of the bridge;
- (c) constables and members of a fire brigade or of an ambulance service while engaged in the exercise of their duties; and
- (d) any person giving necessary assistance to any other person on the bridge.

17.2 Nothing in the foregoing byelaws shall prevent access to any part of the bridge by any person in accordance with any permission given by an authorised officer.

18. Offences

18.1 If any person contravenes any of the foregoing byelaws he shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding level 2 on the standard scale.

19. Revocation

19.1 The Tay Road Bridge Joint Board Byelaws 1966 are hereby revoked.