



Tay Road Bridge

**TAY ROAD BRIDGE JOINT BOARD**

**Byelaws  
2022**

# 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 2022."

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

**"bicycle"** means a bicycle or tricycle not being a motor vehicle;

**"Bridge"** means the Tay Road Bridge (including any carriageways and footways thereon), as is shown coloured blue on the plan annexed to these Byelaws;

**"Bridge Manager"** means the Bridge Officer in charge of the Bridge, and any includes any person acting for, or with the authority of, the Bridge Manager;

**"Bridge Officer"** means an officer authorised by or on behalf of the Joint Board to carry out duties on the Bridge;

**"Carriageways"** means the parts of the Bridge reserved for the passage of vehicles;

**"constable"** means any constable (as defined by the Police and Fire Reform (Scotland) Act 2012) serving as a constable of the Police Service of Scotland;

**"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.

**"Restriction Controls"** means instructions issued by the Bridge Manger or any Bridge Officer in accordance with Clause 5.4 below, as to what categories of vehicles are permitted to cross the Bridge during periods of high winds.

**"Shared Path"** means the parts of the Bridge reserved for the passage of bicycles and pedestrians;

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

**"Variable Message Signs"** means the electronic variable message boards located on the Bridge and on the approaches thereto"

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

1.3. Unless the context otherwise requires:

- a) words importing the singular number shall include the plural and vice versa
- b) words importing any particular gender shall include the other gender;
- c) any reference to a person includes a natural person, corporate or unincorporated body (whether or not having separate legal personality) and words importing individuals include corporations and *vice versa*
- d) any reference to a statute or statutory provision includes any subordinate legislation which is in force from time to time under that statute or statutory provision; and
- e) any reference to any statute, statutory provision or subordinate legislation is a reference to it as it is in force from time to time taking account of any amendment or re-enactment.

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

1.5. Nothing in these byelaws shall apply so as to restrict the execution of duties or the carrying out of works or services on the Bridge by Bridge Officers or by Police, Coastguard, Fire Service or Ambulance personnel.

## **2. Regulation of Traffic on the Bridge**

2.1. No person shall use the Carriageways except for the purpose of travelling on or in a vehicle from the south to the north side of the River Tay or vice versa.

2.2. A person driving a vehicle on the Bridge shall not

- a) drive the vehicle so as to cause it to turn and proceed in, or face the opposite direction unless on the instructions of a Bridge Officer or a constable in uniform, or
- b) drive or move the vehicle backwards except where it is necessary to back the vehicle to then enable it to move forwards along the Bridge or to be connected to any other vehicle.

2.3. The driver of a vehicle on the Bridge shall comply with all traffic signals, Variable Message Signs and instructions given by a Bridge Officer or by a constable in uniform and with all notices, road markings and traffic signals displayed on the Bridge or on the approach to the Bridge.

2.4. A person driving a vehicle on the bridge shall not stop the vehicle unless directed by a Bridge Officer or by a constable in uniform, notice or traffic signal, or unless it is necessary for the vehicle to do so: -

- a) by reason of a breakdown of the vehicle; or
- b) by reason of an accident with another vehicle on the Bridge; or
- c) by reason of illness of the driver of the vehicle or other emergency which causes the driver to be unable to continue to drive his vehicle; or
- d) to permit any person carried in or on the vehicle to give help which is required by any person in any of the circumstances specified in para. (a), (b), or (c) above.

2.5. The driver of a vehicle on the Bridge shall maintain a safe and prudent distance between his own vehicle and the one immediately in front of it.

2.6. No person shall drive onto the Bridge any vehicle which does not have sufficient fuel and mechanical power to ensure that it is able to traverse the Bridge.

2.7. No person shall except with the permission of a Bridge Officer refuel any vehicle or undertake any repairs to a vehicle or change a tyre or wheel of a vehicle on the Bridge.

- 2.8. Pedestrians and cyclists shall not enter upon or leave the main Bridge structure except at such entrances to, and exits from, the Shared Path, as are provided for this purpose.
- 2.9. A person in charge of a bicycle on a Shared Path shall give way to pedestrians.
- 2.10. Pedestrians and cyclists shall not enter upon or remain on the Carriageways.

### **3. Removal of Vehicles from the Bridge**

- 3.1. Any vehicle which has stopped on the Bridge for any of the reasons referred to in paragraph 2.4 of the preceding byelaw may be removed from the Bridge by or under the instructions of a Bridge Officer, who may: -
  - a) remove 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.
- 3.2. If the driver of a vehicle on the Bridge refuses to move the vehicle when ordered to do so by a Bridge Officer it shall be lawful for it to be removed by a Bridge Officer from the Bridge.
- 3.3. 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.
- 3.4. The exercise by any Bridge 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.

### **4. Prohibited and Restricted Vehicles on the Bridge**

- 4.1. A person shall not cause or permit any animal, other than a dog on a lead, to enter or remain on the Shared Path. No person shall allow a dog to foul on the Shared Path unless the person in charge of the dog immediately removes the fouling (within the provisions of the Dog Fouling (Scotland) Act 2003).
- 4.2. 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.
- 4.3. Vehicles not fitted with pneumatic tires or vehicles having deflated tires or tires fitted with metal studs or spikes shall not be driven on the Bridge.
- 4.4. 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 or the Road Vehicles (Authorised Weight) Regulations 1998, 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 Road Vehicles (Authorisation of Special Types) General Order 2003; 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.
- 4.5. 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.
- 4.6. No person shall take or cause or permit to be taken onto the Bridge any of the following vehicles:
- (a) vehicles which emit grit, sparks, ashes, cinders or oily substances in a manner which contravenes any regulations for the time being in force under the Road Traffic Act 1988 or any amendment thereof relating to the construction and use of motor vehicles;
  - (b) vehicles which in the opinion of the Bridge Manager or a Bridge Officer are in such a condition or so loaded, built or equipped as to be likely to retard traffic, injure persons or damage property etc.
- 4.7. No person shall take or cause or permit to be taken onto the Bridge, without prior permission of the Bridge Manager or a Bridge Officer and subject to such conditions as he may direct (which may include an escort, for which a reasonable charge may be made) any vehicle whose height, width, length or weight (including load in each case) exceeds the current maximum, size and weight of lorries used on UK roads as set out in full in the Road Vehicles (Construction and Use) Regulations 1986 or The Road Vehicles (Authorised Weight) Regulations 1998.
- 4.8. Application for permission under this byelaw shall be made in writing to the Bridge Manager at least 6 clear days before the proposed arrival of the vehicle subject to the application.

## **5. Temporary Closure and Restriction or Prohibition of Traffic on the Bridge**

- 5.1. 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 Shared Path (in the case of the closing of a Shared Path) a person shall not use any Shared Path so closed and a vehicle or a bicycle shall not be driven propelled or moved on any Carriageway or any part of a Carriageway so closed.
- 5.2. The Bridge Manager or any Bridge 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 bicycles, where due to the likelihood of danger to persons, vehicles or bicycles using the Bridge or of injury or damage to the Bridge or of unreasonable delay of road traffic or to ally other sufficient cause it appears to the Bridge Manager or such Bridge Officer that such restrictions or prohibitions are necessary.
- 5.3. 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 bicycles to proceed in a specified direction or prohibiting their so proceeding;
  - b) specifying the part of the Carriageway to be used by vehicles or bicycles proceeding in a specified direction;
  - c) prohibiting or restricting overtaking;

d) regulating the speed of vehicles or bicycles.

- 5.4. Where the Bridge Manager or a Bridge 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 Bridge 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 Bridge Officer may impose.
- 5.5. All persons shall observe the Restriction Controls imposed in accordance with Clause 5.4 above, that are in effect at any given time and no vehicle shall be driven on the Bridge in contravention of the said Restriction Controls.
- 5.6. A vehicle or a bicycle on the Bridge shall not be driven, propelled or moved in contravention of a restriction or prohibition imposed under this byelaw.

## **6. Prevention of Damage or Nuisance**

- 6.1. No person on the Bridge shall climb upon, damage or remove any part of the structures of the Bridge, its equipment, fittings or appurtenances. Nor shall any person post on or suspend from the Bridge any flag, banner, bill, placard or notice, or write or stamp, cut, print, draw or make marks in any manner on any part of the Bridge.
- 6.2. No person shall move, alter or deface or otherwise interfere with any notice or sign belonging to the Joint Board and exhibited or placed on the Bridge.
- 6.3. No person shall tie up or moor any vessel to any part of the Bridge.
- 6.4. No person shall operate any machinery, switches or other mechanism forming part of the Bridge or required in connection with the operation of the Bridge other than to use a telephone provided by the Joint Board for use in case of emergency.
- 6.5. No person shall throw down, drop or deposit anything whatsoever on or from any part of the Bridge.
- 6.6. No person shall place or deposit or leave on or around the Bridge any vehicle or any glass, china, earthenware, plastic, tin, paper, debris, oils, waste or other material so as to create an obstruction or litter or fire risk.
- 6.7. No person shall offer for sale or sell any articles or produce of any description on the Bridge.
- 6.8. No person shall loiter on the Bridge or remain in any vehicle thereon having been requested by a Bridge Officer to remove therefrom.
- 6.9. No person who is intoxicated shall enter or attempt to enter any part of the Bridge except as a passenger in a vehicle.
- 6.10. No person shall willfully obstruct or impede a Bridge Officer in the execution of his duty on or around the Bridge.
- 6.11. No person on the Bridge whether on his own or against another person shall:
- a) use threatening, abusive or insulting words or behavior, or

- b) distribute or display any writing, sign or visible representation which is threatening, abusive or insulting or which in the opinion of a Bridge Officer is likely to cause annoyance or offence.

**7. Removal of persons from the Bridge**

- 7.1. Any person acting in contravention of any of the foregoing byelaws may be removed from the Bridge by a Bridge Officer or by a constable in uniform.

**8. Saving for Bridge Officers and others**

- 8.1. Nothing in the foregoing byelaws shall prevent access to any part of the Bridge at any time by: -

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

- 8.2. Nothing in the foregoing byelaws shall prevent access to any part of the Bridge by any person in accordance with any permission given by a Bridge Officer.

**9. Offences**

- 9.1. 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.

**10. Revocation**

- 10.1. The Tay Road Bridge Joint Board Byelaws 2000 are hereby revoked.

Dated at Dundee ..... 1st September 2022

Signed ..... 

Roger William Hunter Mennie  
Clerk to the Tay Road Bridge Joint Board

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