



Falkirk Council

Development Services
Roads Services
ROADS (SCOTLAND) ACT 1984 SECTION 56

Application for a Minor Roadworks Consent to construct accesses, vehicular crossing, etc or make an opening in any public road.

Guidance Notes for Applicant

Under Section 56 of the Roads (Scotland) Act 1984, any person, other than a Roads Authority or body covered by the New Road and Street Works Act 1991, must before commencing works on a public road, obtain the consent of the Roads Authority. It should be noted that the term 'road' encompasses the carriageway footways and/or verges of any road and any remote public footpaths or cycle tracks.

A copy of the relevant drawings of the proposed works and locations must be submitted together with the necessary application form. The drawings showing the proposed works will also detail the methods of construction. This may be indicated by quoting the relevant clause number of the Falkirk Council, "Development Roads, Guidelines and Specification", or any subsequent amendment, a copy of which is available on request, but it will not be sufficient to state that construction is to the agreed specification. The layout plan should be to a minimum scale of 1:500, and any cross sections 1:100. This application must be made at least **seven days in advance of the proposed works**.

Prior to an application being submitted, the applicant **must** establish if there is any apparatus owned by public bodies which may be affected by the works. This should be done by phoning 'Symology' on Freephone 08000 231 251, who will take details and issue notices to the statutory undertakers. No work may commence until 'Symology' have replied to you.

It should be noted that a Minor Roadworks Consent from this Service only signifies the Roads Authority's approval and does not exempt the applicant from obtaining any other permissions, which may be required; e.g. under the Town and Country Planning (Scotland) Acts; or from the Scottish Water concerning connections to main drainage.

It should be noted that it is an offence to carry out works within a public road without permission, and that the Roads Authority is empowered where no permission exists to remove or fill in any works executed or excavations made, and recover such expenses as are reasonably incurred in so doing, from the person responsible.