

CHAPTER 7

SCAFFOLDING AND DEPOSIT OF BUILDING MATERIALS

701 AUTHORITY REQUIRED FOR SCAFFOLDING AND DEPOSIT OF MATERIALS

701.1 No person shall, without first obtaining from the Authorised Officer a permit so to do -

- (a) Erect or cause to be erected any scaffold, gantry, hoarding, or barricade on or over any public place or any part thereof; or
- (b) Deposit any building material or building rubbish on, or make or maintain a hole or excavation in, or disturb the surface of any public place or any part thereof; or
- (c) Prepare building materials on any public place or part thereof.

702 SHUTTING OFF FENCE OR HOARDING

702.1 No person shall erect or demolish any building, or alter, add to, repair, plaster, paint, or clean, or cause to be altered, added to, repaired, plastered, painted, or cleaned, the walls, roofs, or other external part of any building abutting on any street or public place, or the footway thereof, unless or until he shall have erected a fence or hoarding so as to shut off and render safe the traffic passing or which may pass along such street, public place, or footway, or otherwise shall have obtained a certificate from the Authorised Officer dispensing with such fence or hoarding.

703 ISSUE OF PERMIT AND SECURITY FOR POSSIBLE DAMAGE

703.1 Such permit may be issued subject to the provisions of this Part of this bylaw and to such other conditions and restrictions as the Authorised Officer may consider necessary for the safety and convenience of the public and protection of the street, and on the applicant depositing with the Council such a sum as the Authorised Officer shall direct, to be held as security for the making good by the applicant of any damage that may be caused to the public property by such work or act; failing the applicant's making good such damage the Council may effect such making good and other things needful and charge the cost thereof against the applicant or deduct the cost thereof from the sum deposited as aforesaid.

703.2 The Authorised Officer shall not grant approval until he is satisfied that the applicant has taken out an insurance under a public liability policy in respect of injury to persons and damage to property arising out of the work involved for such sums and in such form as the Authorised Officer may require.

704 WORKS REQUIRED TO BE CARRIED OUT FOR PROTECTION OF THE PUBLIC

704.1 Where in the opinion of the Authorised Officer it is necessary in the public interest, the person intending to erect any scaffolding shall, before commencing the erection of the scaffold, form a gantry over the public footway, so as to allow pedestrians to pass beneath it. Such gantry shall be substantially constructed to the approval of the Authorised Officer, and so constructed as to prevent tools, dust, rubbish, materials, or water falling upon the pedestrians, vehicular traffic and adjoining properties, and the

applicant receiving the consent of the Authorised Officer to erect such scaffold shall keep the public way beneath it clear to the satisfaction of the Authorised Officer.

704.2 Where gantries are not required over the footway, the lower stage of the scaffold shall be close-boarded, such close-boarding to extend to a line with the outside edge of the kerb, or such other precautions taken as the Authorised Officer may require to prevent dirt or water falling upon the public, or for the public safety.

704.3 No material shall be deposited under any scaffold upon any portion of the footway used by the public.

704.4 Where needed, or where required by the Authorised Officer, a boarded platform not less than 1m wide with stout post rails and wheel-kerbs on the outside of it shall be constructed outside the scaffold or enclosure.

704.5 In all cases where street channels are covered over, the person to whom the permit is issued shall prevent the obstruction of such channels during the currency of the permit.

705 **HOARDINGS, ETC. TO BE LIGHTED**

705.1 All scaffolds and hoardings shall be well and sufficiently lighted to the satisfaction of the Authorised Officer during the hours of darkness, which expression means:

(a) Any period of time between half an hour after sunset on one day and half an hour before sunrise on the next day; or

(b) Any other time when there is not sufficient daylight to render clearly visible every part of such scaffold or hoarding within 2.5m of the ground.

706 **FIRE HYDRANTS**

706.1 All fire hydrants shall be left unenclosed in recesses formed of such size and in such manner as may enable the hydrant to be easily got at and used.

706.2 Access shall be provided to all underground services within the enclosed street area at all times.

707 **STREET LAMPS**

707.1 Street lamps shall not be enclosed without the permission of the Authorised Officer. When such enclosure is permitted, the applicant shall put a lamp or lamps temporarily outside the scaffold so that the public way may be properly lighted.

708 **PERMIT NOT TRANSFERABLE WITHOUT AUTHORITY**

708.1 The consent or permit of the Authorised Officer, as aforesaid, for the erection of any scaffold shall not be transferred to any other person without the written consent of the Authorised Officer.

709 **CONSTRUCTION OF HOARDINGS**

709.1 Builders' hoardings shall be not less than 2m in height; they shall be constructed in a substantial and workmanlike manner of approved material, the ends shall be splayed, and the outside sheeting, whether of wood or iron, shall be left with a smooth and even surface and when required by the Authorised Officer, any hoarding or any part thereof encroaching on any street or footway shall be painted white or other approved colour.

709.2 Openings in hoardings shall be provided with sliding panels, hung with approved hangers, and shall slide inside the line of hoarding, or such openings may be provided with a door fixed so as not to swing outwards. No such hoarding shall be used for advertising purposes.

710 **FORM AND DURATION OF PERMIT**

710.1 The permit granted as aforesaid shall be in such form as the Authorised Officer determines and shall be for such specific time as in the opinion of the Authorised Officer is necessary for the intended work.

711 **PERMIT FEES**

711.1 There shall be payable to the Council for such permit fee as set out in the bylaws section in the Annual Plan, and such permit may be renewed from time to time if in the opinion of the authorised officer unavoidable delay has been occasioned in completing such work.

712 **OFFENCES**

712.1 Any person who shall commence any such work as aforesaid without first obtaining such permit or having obtained the same shall fail to comply in all respects with the conditions on which such permit was granted, or who shall on the expiry of the time specified in such permit or any renewal thereof fail to leave such public place or any part thereof in its previous condition shall be guilty of an offence against this Part of this bylaw.

713 **RESPONSIBILITY FOR ACCIDENTS NOT AFFECTED**

713.1 The granting of such permit as aforesaid shall not relieve the grantee from any responsibility for accident or injury to persons or property public or private, or for the proper maintenance of all necessary guards, lights, barricades, and other safeguards, or a full compliance with all the provisions of this Part of this bylaw or the Summary Proceedings Act 1957, the Health and Safety In Employment Act 1992, and regulations made thereunder and their respective amendments.

714 **APPLICATION FOR PERMIT TO BE SAME AS FOR BUILDING**

714.1 In all cases where a new building is being erected, or where alterations or additions are being made to any existing building, the applicant for the requisite building consent shall also make any necessary application for the consent for the scaffolding, gantry, hoarding or barricade to be erected in connection with such building, alterations, or repairs.

714.2 In cases where maintenance work, not requiring a building consent is to be undertaken, the owner or owners agent shall make any necessary application for the permit for the scaffolding, gantry, hoarding or barricade to be erected in connection with such maintenance work. Such application shall be in the prescribed form.

715 **GUARDING AGAINST INJURY TO TRAFFIC**

715.1 Every person erecting, adding to, altering, repairing, plastering, painting, cleaning, or demolishing any building shall, during the operations or works necessary for such erection, additions, alterations, repairs, plastering, painting, cleaning, or demolishing, use all such other or further precautions for guarding against injury to persons using or passing along any street or public place as may be necessary or as may be directed by the Authorised Officer.

716 **ERECTION OF ENGINE OR CONCRETE MIXER**

716.1 No person shall, without the written permit of the Authorised Officer, place, erect, or use any stationary engine, concrete mixer, air compressor, crane, hoist, or other machinery that obstructs public access on any public place or part thereof.