Management Rules

- MOT Centre

- Reception Areas

- Public Convenience

**Management Rules - MOT Centre, Reception Areas & Public Convenience**

North Lanarkshire Council (‘the Council’), in accordance with Section 112 of the Civic Government (Scotland) Act 1982, hereby makes the following Management Rules to regulate the use of and conduct of persons while in the Facilities described below.

# Interpretation and General

1.1 Throughout these Management Rules:

1. **‘Chief Officer’** means the Chief Officer for the time being appointed by the Council or any duly designated officer of the Council representing them or acting on their behalf at any time and at any Facility or such other person appointed by the Council to perform this or an equivalent function.
2. **‘Council’** means North Lanarkshire Council, a local authority established by the Local Government etc (Scotland) Act 1994 and having its principal office at Civic Centre, Windmillhill Street, Motherwell, ML1 1AB and includes any statutory successors.
3. **‘Facility’** means and includes any: land or premises which is owned, occupied or managed by the Council or is otherwise under their control and to which the public have access, whether on payment or not and will include any of the following where they are part of or associated with a Facility: -
4. **Fleet Operations** – the following reception area where members of the public drop off vehicles for MOTs:

* Souterhouse Depot, Souterhouse Road, Coatbridge, ML5 4AA (temporary until Sept 2023)
* Bellshill Depot, Old Edinburgh Road, Bellshill, ML4 3JF (after September 2023)

1. **Public Toilets** – the following public conveniences supervised and unsupervised:
   * Brandon Parade South, Motherwell
2. **‘Office/Reception Areas’** means areas where members of the public are received and/or reservations made. This relates to all landscaped areas, footways or car parks and other land associated with or used in conjunction with any Facility as defined in these Management Rules.
3. ‘**Unauthorised Area’** meansarea clearly marked as prohibiting public access.
4. **‘the 1982 Act’** means the Civic Government (Scotland) Act 1982.

1.2 Nothing in these Management Rules shall interfere with or prevent the execution of any duties of the Chief Officer and any act of the Chief Officer which is necessary for the proper performance of their duties shall not be deemed or considered to be contravention of these management Rules.

1.3 Every person attending a Facility shall observe any reasonable and lawful instructions that may be given to them by the Chief Officer.

1.4 The Chief Officer does not accept responsibility for any person who has been injured within a facility whilst engaged in unauthorised activities, or activities that contravene any of these Management Rules.

1.5 The Council may, at its absolute discretion, alter these Management Rules or any part of them from time to time.

1.6 These Management Rules supersede and revoke all previous North Lanarkshire Council Management Rules and Supplementary Management Rules and shall, unless earlier amended or revoked, continue in force for a period of ten years from the date they are approved by North Lanarkshire Council.

# Entry

* 1. The Chief Officer reserves the right to refuse entry to any person entering a Facility.
  2. No person shall be permitted to use any Facility without prior payment of the appropriate charge, where applicable. Failure to pay any accounts within the time required will result in access to the Facility being denied until the account is paid in full.

2.3 All persons using a Facility should have regard to any relevant age requirements where applicable, and the Chief Officer reserves the right to refuse entry where minimum age requirements apply.

* 1. Any person, who, in the opinion of the Chief Officer, is either in a state of intoxication or under the influence of drugs shall not be permitted to enter or be allowed to remain in a Facility and shall leave the Facility on being asked to do so by the Chief Officer.

2.5 No person shall take on or leave in any Facility:

a. any substance or article likely to cause injury or damage to any person or property, or

b. any substance or article which might occasion risk of any kind to any child or other person finding or handling same, or

c. any waste or other harmful matter.

2.6 No person shall play any musical instrument, sing or perform or operate any sound producing device, except for medical aids in any part of a Facility set apart for the use of the public.

2.7 Any dispute arising as to the real intent, meaning or interpretation of these rules or any schedule of fees and charges shall be adjudicated upon by the Chief Officer, whose decision shall be final.

# Conditions of Use

3.1 No person shall enter an area marked ‘Unauthorised Area’ or ’Staff Only’.

3.2 No person shall enter or remain within any Facility when such Facility is closed to the public.

3.3 No person shall access or use any part of a Facility out-with the terms and conditions agreed as part of any reservation, instruction, or permission granted by the Chief Officer.

# Damage

* 1. No person shall damage, injure, displace, remove, destroy or damage any part of a facility including a building, wall, fence, barrier, railing or any other fixture situated in or ancillary to a facility, or deface or destroy the same by cutting, writing or otherwise. Any person so doing will be held responsible for the cost of any replacement or repair.

# Behaviour

* 1. No person shall behave in a disorderly or offensive manner or use violent, abusive or obscene language in a Facility.
  2. No person shall wilfully obstruct, disturb, interrupt or annoy any other person in their proper or authorised use of a facility, or wilfully obstruct, disturb or interrupt the Chief Officer in the performance of their duties.
  3. No person shall consume any alcohol in a Facility except in specified licensed areas or in the circumstances where an appropriate license has been granted with the written authorisation of the Chief Officer. Any person found to be without the appropriate license and without written authorisation from the Chief Officer shall remove themselves upon being requested to do so.

# Animals

6.1 No animals, except for assistance dogs, are permitted at any Facility.

# Expulsion or exclusion for breach of Management Rules

* 1. The Chief Officer may:-

1. Expel a person from a Facility if they have reasonable grounds for believing that the person has contravened, is contravening or is about to contravene a Management Rule in relation to that Facility.

1. Exclude a person from a Facility if they have reasonable grounds for believing that the person is about to contravene a Management Rule in relation to the Facility.
   1. The Council may decide that a person who has, in respect of a Facility, persistently contravened or attempted to contravene management rules applying to the Facility and is, in its opinion, likely to contravene them again, shall be made subject to an exclusion order under Section 117 of the 1982 Act.

The foregoing Management Rules are sealed with the Common Seal of North Lanarkshire Council and subscribed on their behalf by Archibald Aitken at Motherwell on the Tenth day of October Two thousand and Twenty three.