

SCOTTISH MINISTERS' REQUIREMENTS

SCHEDULE 3 PART 1

OVERALL REQUIREMENTS

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OVERALL REQUIREMENTS

1. OVERALL REQUIREMENTS

1.1 General

- 1.1.1 In executing the requirements of this Contract, the Operating Company shall:
- (i) operate with full regard for the safety of the Operating Company's employees, road users and any other persons on the Unit or on land adjacent to the Unit,
 - (ii) minimise the risk of damage and disturbance to, and destruction of, third party property,
 - (iii) plan, manage and execute Operations to minimise delay to road users,
 - (iv) minimise the risks of any potentially adverse effects to the environment as a result of both undertaking Operations and the use of the Trunk Road,
 - (v) respond to all Incidents within the timescales stated in this Contract to minimise the adverse effects on road users, and
 - (vi) treat all members of the public and all other road users with due courtesy and consideration.

1.2 Meetings and Seminars

- 1.2.1 The Operating Company shall attend any meetings at the Director's office or at such other locations as the Director shall reasonably require.
- 1.2.2 The Director may organise seminars and working groups related to improving the methods by which Trunk Road management and maintenance activities are carried out. The Operating Company shall attend such seminars and working groups when required to do so in writing by the Director.

1.3 Disclosure

- 1.3.1 The Operating Company shall ensure that all personnel, including subcontractors, engaged, or proposed to be engaged, for the purposes of this Contract in positions directly interacting with the public are appointed only after it has completed satisfactorily a disclosure process appropriate to the position or role of the individual concerned. Disclosure checks shall be undertaken through Disclosure Scotland for all existing or potential new employees and subcontractors engaged in such positions.
- 1.3.2 The Operating Company shall carry out disclosure checks for personnel undertaking vehicle recovery work or engaged in Trunk Road Incident Support Service Operations on the Trunk Road network.
- 1.3.3 All vehicle recovery personnel shall also comply with the requirements set out in the Specification.

1.4 Statutory Duties

- 1.4.1 The Operating Company shall perform, on behalf of the Scottish Ministers, the Statutory Functions stipulated in this Contract.
- 1.4.2 The Operating Company shall carry out the Operations in such a way that they do not impede the Scottish Ministers or others with statutory duties or statutory functions in relation to the Unit or other adjoining roads in executing those duties and functions.

1.5 Community Planning Support

- 1.5.1 The Scottish Ministers have resolved to support community planning in terms of the *Local Government in Scotland Act 2003*. The Operating Company shall provide such support and attend such meetings as required by the Director in this regard.