



## **MOBILITY SCOOTER POLICY**

**COMMUNITIES, HOUSING AND INFRASTRUCTURE**

**ABERDEEN CITY COUNCIL**

# CONTENTS

<b>Item</b>	<b>Page</b>
1. <a href="#">Introduction</a>	
2. <a href="#">Context</a>	
3. <a href="#">Aims and Objectives</a>	
4. <a href="#">Consultation and Communication</a>	
5. <a href="#">Storage and Charging</a>	
6. <a href="#">Communal areas</a>	
7. <a href="#">Lifts</a>	
8. <a href="#">Training</a>	
9. <a href="#">Speed Limits</a>	
10. <a href="#">Insurance</a>	
11. <a href="#">Scooter Maintenance</a>	
12. <a href="#">Blocks with Owners</a>	
13. <a href="#">Appendix 1</a> . Guidance Notes	
14. <a href="#">Appendix 2</a> . Permission to Keep a Mobility Scooter	
15. <a href="#">Appendix 3</a> . Housing Office Contact Details	

## 1. Introduction

- 1.1 **Aberdeen City Council (ACC) is committed to promoting equalities and recognises that our tenants should have a quality of life which allows them to maintain and maximise independent living.** Whilst the Council does not have an obligation to provide scooter storage or charging facilities for its tenants, there is recognition of the value that a mobility scooter can bring to the lives of some tenants by maintaining and increasing their independence.
- 1.2 Mobility scooters have become more popular over recent years and Aberdeen City Council has developed this policy in response to the increase in usage.
- 1.3 Whilst tenants meet the cost of buying or leasing a mobility scooter themselves, in relation to their housing the Council has a duty to ensure that they are being used legally and safely and in accordance with the requirements of their lease and legislation such as the Fire (Scotland) Act 2005 and subordinate regulations, as interpreted by the Fire and Rescue Service Enforcement Officer and general Health and Safety legislation. The Fire (Scotland) Act 2005 places a general requirement for anyone in control of premises to take appropriate action to prevent fire and to lessen the detrimental effects of fire.
- 1.4 Aberdeen City Council has worked closely with Scottish Fire and Rescue Service (SFRS), Bon Accord Care and our own Health and Safety service in developing this policy. In Council sheltered housing schemes multi storey blocks and tenements, mobility scooters should only be stored and charged within a tenants own property or in communal areas designated by the council for this purpose.
- 1.6 Aberdeen City Council in its capacity as landlord of wholly owned blocks is required to consider the responsibilities place upon it to ensure the Health and Safety of tenants, staff and visitors and especially in terms of Regulation 24 of the Fire Safety (Scotland) Regulations 2006, specifically:-
- ✓ The Fire integrity of individual dwellings within Sheltered Housing Schemes and other housing blocks.
  - ✓ Access to and from common areas and the need to keep such areas clear of obstructions and combustible materials.
  - ✓ The integrity of escape routes from the building.

## Context

- 2.1 Mobility Scooters are defined as “Invalid Carriages” under the Use of Invalid Carriages on Highways Regulations 1988. The Regulations divide these machines into three classes:-

1. Class 1 - Manual Wheelchairs.

2. Class 2 - Machines designed for use on the pavement, travelling at a speed of 4 Miles per Hour. They may also be use on the road to cross from one pavement to the other or where no pavement is available.
  3. Class 3 – Machines that can be used both on the pavement where like class 2 vehicles they are limited to 4 Miles per Hour, and on the road where they can travel at speeds of 8 Miles per Hour. These types of vehicles are required by law to be registered with the DVLA for road use. These vehicles will be licensed in the disabled taxation class where no duty will apply.
- 2.2 Aberdeen City Council has a duty to comply with the law relating to Health and Safety and including fire safety. The law applies to and covers general fire precautions and fire safety duties which are required to protect people in case of a fire in and around the premises. Where necessary, fire precautions should be put in place to the extent that is reasonable and practicable.
  - 2.3. Storage of Mobility Scooters in communal areas such as corridors and community lounges heightens the risk to people in the event of fire. This might either be a fire caused by the scooter itself or the obstruction caused to other tenants as they try to escape the building. There is also a risk to the emergency services, which may be required to attend the property and find scooters stored in inappropriate places.
  - 2.4 Due to damage to buildings including lifts, walls and doors, caused by scooters it is anticipated that this policy developed in consultation with tenants will help to advise and educate scooter users in the safe operation of their vehicles.
  - 2.5. It would be expected that those using class 1 and class 2 wheelchairs would require these inside their flats. However, the class 3 scooters are not designed for inside use and it is these machines this report has been written mainly to cover. Almost all people who use these machines can walk a little, all be it with some kind of walking aid. They are not permanent wheelchair users so it may be possible for them to be able to park their scooter in a designated area which is not directly outside their flat.

### 3 [Aims and Objectives](#)

- 3.1 Ensure as far as possible the safety of all our tenants.
- 3.2 Ensure the Council meets their statutory obligations in relation to the Fire (Scotland) Act 2005 and any other legislation which supports Health and Safety within block of flats.
- 3.3 Scooters should be of a size which can be stored and charged in the tenants own home.
- 3.4 Ensure that tenants engage with the council so that reliable and correct advice on their storage/charging options, health and safety, and responsibilities when using the

mobility scooter both inside and outside the building can be discussed.

- 3.5 Ensure that where permission has been given that residents are aware of their responsibilities relating to the storage, charging and use of mobility scooters in and around the building and especially in communal areas designated for this purpose.
- 3.6 Ensure that tenants are aware that they are liable for any injury caused to another person or damage to the communal areas or other Council property as the result of their use of a Mobility Scooter.
- 3.7 To ensure that tenants who own or lease mobility scooters should have adequate insurance cover which should include public and third party liability to cover damage to buildings, property and grounds, or injury involving residents, visitors or staff.
- 3.8 To ensure that tenants, housing staff and other strategic partners such as SFRS Social Care and Wellbeing and the City Council's Health and Safety Service are involved in the monitoring and review of the policy.

#### **4. Consultation and Communication**

- 4.1 Aberdeen City Council is committed to full consultation in the development of its policies. However there are certain areas where, as a responsible landlord and property owner, policy decisions have to be taken in line with Health and Safety considerations, legislation and guidance from bodies such as the Scottish Fire and Rescue Service and the City Council's Health and Safety executive. The safe storage and charging of Mobility Scooters is one such area.
- 4.2 Tenants and groups have been consulted on this policy and their comments have been incorporated within the policy where appropriate.
- 4.3 Area Housing Teams, Bon Accord Care, Scottish Fire and Rescue officers and Elected Members have also been briefed on the Council's position and have endorsed this policy document.
- 4.4 Communication will now focus on discussing with residents who already own Mobility Scooters their storage and charging options. This will place the emphasis on finding a solution, while taking into account the Council's policies and resources.

#### **5.0 Storage and Charging**

- 5.1 In the interest of safety all Mobility Scooters should be stored and charged in the residents own home if possible.
- 5.2 Mobility scooters should not be stored or charged in any internal communal areas unless an area has been specifically designated and set aside for this purpose by the

housing team. Allocation of any spaces if available will be on a controlled basis. Area housing teams will do all they can to assist residents in finding a workable solution to their storage and charging issues.

- 5.3 It is important that all tenants should obtain written permission to have a scooter stored and charged within their property or in any storage area designated for such a purpose within the block. So that the housing service can communicate effectively with mobility scooter owners and provide help and guidance.
- 5.4 Since blocks vary in size and layout any request to store and charge scooters will be taken on a block by block case by case basis as determined by the Housing Manager.
- 5.5 Prior to a resident considering the purchase or lease of any size of Mobility scooter, it is important that they seek advice and assistance from the Housing manager. Then tenants need to apply to the local Housing Manager in writing to keep a scooter in their home or designated communal area if one exists. Please see appendix 3 which will provide details on where to send your written application.
- 5.6 Permission to store and charge a scooter will not be unreasonably withheld however this will depend on the availability of a suitable space within the block if the scooter will not fit into the tenant's home.
- 5.7 Residents should ensure that the charging of scooters in their home is conducted in line with the manufactures instructions. We strongly advise that residents use suitable circuit breakers when charging scooters in their home.
- 5.8 It is important for the safety of all residents that Scooters are not charged over night.
- 5.9 The Council's Housing Teams and the Housing Allocation section will work together to ensure that prospective new tenants are aware of the Mobility Scooter Policy prior to accepting an offer of accommodation in the block.
- 5.10 An assessment will be undertaken at each relevant development to identify any areas within them in which scooters may safely be stored and charged in consultation with the Fire Risk Assessor. The council will advise tenants if there are any areas where scooters can be stored and charged. Allocation of spaces will be on a controlled basis.
- 5.11 Responsibility for undertaking the assessment and updating of the plan rests with the Housing Manager, in consultation with relevant council services and other relevant professionals.
- 5.12 Every effort will be made to accommodate all requests, and permission will not be unreasonably withheld. In considering whether permission is given, account will be taken of the assessment and potential impact on other people and it will only be granted where the needs and wellbeing of other tenants and users of the development are not adversely affected or put at risk.

- 5.13 Should any tenant store and or charge their scooter outwith their home in any undesignated communal area within the block their scooter may be removed by the Scottish Fire and Rescue Service if it is deemed a fire risk or a risk in terms of evacuation of the building in the event of a fire by virtue of section 93 of the Civic Government Act 1982.
- 5.14 Should the Housing Service grant permission for the storage and or charging of a scooter, the resident will be responsible for any cost associated with this permission.
- 5.15 Advise on the best scooter for you [Gov Mobility scooters and powered wheelchair rules](#).

**Permission is likely to be refused where:**

- If there is no safe storage available in the tenant's flat and no alternative safe storage and charging space can be provided in the block.
- A major physical alteration to the premises is required which the council believes to be unreasonable in terms of cost, feasibility and/or disruption to other service users.
- A tenant fails to take out the necessary insurance cover.

**6.0 [Communal Areas](#)**

- 6.1 In the interest of tenants Health and Safety, Mobility Scooters should not be stored and charged in communal areas, unless the tenant is permitted to use designated scooter storage/charging area in the block.
- 6.2 Aberdeen City Council & Bon Accord Care should comply with health and safety legislation and building standards. Tenants would have to comply with the terms of their tenancy agreement, and the landlord's policy on mobility scooters.
- 6.3 Please contact your Senior Housing Officer or the Senior Personal Carer to find out if your block has any designated storage area within the communal areas and if so its location within the block.

**7.0 [Lifts](#)**

- 7.1 If tenants are using scooters in the lifts, users should ensure they take due care and attention of the property and other lift users.
- 7.2 Mobility scooter users should also ensure they can safely manoeuvre their scooters for entry to the lift and exit, especially on the upper floors where there may be open stairwells.

7.3 It should be noted that any damage caused to the lift can potentially render it “Out of Service” for a period of time. Lifts are sensitive to damage and with tenants relying heavily on them, any time a lift is “Out of Service” it can cause great inconvenience for all tenants and staff.

## **8.0 Training**

8.1 We would recommend that all mobility scooter users undergo some form of training/instruction on the usage and control of the scooter whether Class 2 or Class 3 machines, especially if the user is not used to driving.

## **9.0 Speed Limits**

9.1 Scooters should be ridden safely and in a responsible manner especially within the confines of the building and grounds of the block and by taking due care and consideration for other tenants, staff and visitors to the block. All scooters should be set at the lowest speed setting when being used indoors.

## **10.0 Insurance**

10.1 As part of the permission to keep a Mobility Scooter in the block tenants should have a valid certificate of insurance for the vehicle. Insurance should include public and third party liability to cover damage to buildings, property and grounds, or injury involving tenants, visitors or staff.

10.2 There are many companies offering such insurance, other insurance companies can be found through the British Insurance Brokers Association – [www.biba.org.uk](http://www.biba.org.uk). Comparison websites are also a good source of information.

10.3 Proof that insurance cover exists should be provided to the estate management team before permission will be granted.

## **11.0 Scooter Maintenance**

11.1 Tenants will be responsible for ensuring the scooters are serviced annually and maintained and charged in line with the manufacturers’ instructions. Proof of annual service should be provided on request. Failure to so will result in permission being withdrawn.



We strongly recommend you consider the following advice before purchasing or leasing a Mobility Scooter.

**1. You will need written permission to keep a Scooter.**

- ❖ Please check if your property is suitable for a scooter or if there is a waiting list for the designated scooter storage area within your block.

**2. Where will you store and charge your Scooter.**

- ❖ All mobility Scooters should be stored and charged within your home unless there is a designated storage and charging area and ensure it does not cause any damage to your property. You should ensure that it will not cause an obstruction in the event of evacuation due to a fire.

**3. Charging your Scooter**

- ❖ You will need to ensure that the charging point/socket is appropriate for your scooter.
- ❖ Scooters **Should Not** be charged over night.

**4. Using the lift**

- ❖ You should check that you can take your scooter in the lift in your block.

**5. Buying/Leasing a Scooter**

- ❖ Seek professional advice before buying or leasing a scooter either from an occupational therapist or reputable dealer.

**6. Insurance and Upkeep**

- ❖ You will need adequate insurance cover.
- ❖ What are the maintenance costs?

1. Tenants should apply for permission to keep a Mobility Scooter. To apply you should contact your local Housing Management Office and apply in writing to the Housing Manager. Details of the offices can be found at the end of this document.
2. New tenants who already have a Mobility Scooter will not automatically be given permission to keep a mobility scooter and will be subject to the same assessment criteria as existing tenants.
3. Unless written permission has been granted from the Housing Service **NO** mobility Scooter is to be stored within the communal areas of the building.
4. Any damage caused to the building by a Mobility Scooter will be recharged to the owner of the scooter.
5. Where written permission is granted the tenant should agree to comply with all conditions placed upon the storage, usage and charging of the vehicle.
6. The Council reserves the right to withdraw permission at any time should the conditions of the permission be broken or the needs of the block change.

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Communities, Housing and Infrastructure  
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Spey Road Aberdeen  
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Telephone: 01224 788503

Area Housing Manager  
Communities, Housing and Infrastructure  
Tillydrone Area Housing Office  
Formartine Road  
Aberdeen  
AB24 2RW  
Telephone: 01224 489500  
Scottish Fire and Rescue Service  
Fire Safety advice on parking mobility scooters in specific sites  
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