

Skelmorlie Golf Club

Transportation Policy - Use of Disability Golf Buggies

(Golf Buggies are not permitted other than by Golfers with a current Medical Certificate of Disability and otherwise than in accordance with this Policy)

(To be read in conjunction with the Skelmorlie Golf Club Use of Disability Buggies Risk Assessment)

Please Note; Skelmorlie Golf Club is not available for continuous play for Disability Golf Buggies. (i.e. No Disability Golf buggies are permitted on the 2nd, 6th and 16th holes)

1. Aim of Policy

- 1.1 This Policy is the Transportation Policy for Skelmorlie Golf Club including all Championships/Events. It sets out the circumstances in which golf buggies may be used at Skelmorlie Golf Club including events organised and managed by Skelmorlie Golf Club.
- 1.2 The Scottish Golf Union and Skelmorlie Golf Club wish to encourage the participation in golf of all players regardless of disabilities. This Policy is in accordance with any obligations which Skelmorlie Golf Club has under the Equality Act 2010.
- 1.3 This Policy has been adapted from the Transportation Policy of the SGU. Skelmorlie Golf Club accepts that The Scottish Golf Union is not responsible for any outcome, dispute or liability that arises out of Skelmorlie Golf Club's adoption of this policy.

2. Definitions

- 2.1 "Disability" shall have the same meaning as in section 6 of the Equality Act 2010. **A person has a disability if he/she has a physical or mental impairment which has a substantial and long-term adverse effect on his/her ability to carry out normal day to day activities.**
- 2.2 Any reference to "golf buggy" shall include any vehicle deemed to be a golf buggy by the Skelmorlie Golf Club Committee.
- 2.3 Any reference to "Committee" shall refer to the Skelmorlie Golf Club Committee which has responsibility for taking a decision on the use of a golf buggy and "member of the Committee" shall be construed accordingly.
- 2.4 "Valid medical confirmation of disability" shall mean a valid medical certificate from a registered general practitioner or consultant registered with the Health Professions Council that the player or caddie is suffering from a disability.

3. Persons who may use a golf buggy

- 3.1 It shall be a condition of any competition organised by Skelmorlie Golf Club that players must walk at all times during a stipulated round, unless permitted to use a golf buggy by a member of the Committee, in accordance with this Policy. The penalty for a breach of this condition is detailed under the specimen Condition on page 146 of the English edition the 2008 - 2011 Rules of Golf as published by R&A Rules Limited.
- 3.2 A golf buggy may be used by a player or in certain events a caddie who:

- 3.2.1 can provide a valid current medical certificate of disability in accordance with this Policy;
 - 3.2.2 has requested permission to use a golf buggy at any time or by the closing date for any competition they seek to enter or in which they seek to caddie. Where the disability prevents the player from driving the buggy, he/she may nominate a third party to drive the buggy for them who must be approved a member of the Committee in the event that permission is granted; and
 - 3.2.3 has obtained written permission to use a golf buggy from [a member of] the Committee 14 days in advance of play or, if this advance permission is not possible, on the day of proposed play.
- 3.3 The Committee may not without good reasons refuse a request for permission to use a golf buggy if the criteria in paragraph 3.2, above are met.
- 3.4 Where a player is under the age of eighteen years and has met the criteria in paragraph 3.2, above, a member of the Committee shall reserve the right to specify that the golf buggy is driven by another person of that Committee member's choice, in the event that a person having parental responsibility for the player is unable or not competent or qualified to do so.
- 3.5 In cases where a member of the Committee refuses to permit the use of a golf buggy then they shall inform the player of the decision, the reasons for it, and the right to appeal this refusal to the Appeals Committee in accordance with this policy. The reasons for refusal will be provided to the player in writing where possible.

4. Conditions in which use of a golf buggy may be permitted

- 4.1 Where a determination is made that the use of a buggy may be permitted by a player or where appropriate a caddie or third party, a member of the Committee shall have regard to the following additional health and safety considerations before granting approval for the use of a buggy at any particular time:
- 4.1.1 Any relevant weather conditions;
 - 4.1.2 The topography and ground conditions;
 - 4.1.3 The condition of and suitability of the golf buggy; and
 - 4.1.4 Any other relevant considerations which could impede the safe use of a golf buggy or impact on the safety of others.
- 4.2 In the event that a member of the Committee believes that for reasons of health and safety a golf buggy should not be used by players, caddies or third parties at a particular time he/they may:
- 4.2.1 Refuse to grant permission for the use of a golf buggy;
 - 4.2.2 Revoke any such permission in the event of new health and safety considerations having come to light since the granting of the initial permission to use a golf buggy;

and shall inform the player, caddie or third party of this decision, the reasons for it and any right to appeal this decision under this Policy.

4.3 It will in any event be a requirement of any player, caddie or other third party granted permission to use a buggy to complete and sign a Transportation Policy Consent form prior to use. This will be supplied by Skelmorlie Golf Club and based on the buggy manufacturer's recommendations.

5. Conditions for use of golf buggies

5.1 A player, caddie or other third party permitted to use a golf buggy must agree to the following terms and conditions of use:

5.1.1 Any person operating a golf buggy must do so with the utmost courtesy, care and consideration for the safety and convenience of others and in accordance with any relevant golf buggy operating guidelines;

5.1.2 The Committee may require that a golf buggy must not exceed walking pace and/or must not have a covered roof.

5.1.3 A golf buggy shall be for the sole use of the player and his/her equipment, or where appropriate the caddie unless a member of the Committee has deemed that for reason of age or disability a third party is required to drive the golf buggy;

5.1.4 A golf buggy must not impede or interfere with normal pedestrians or vehicular traffic flow on roadways, ramps and pavements;

5.1.5 A player, caddie or third party who has been granted permission to use and/or drive a golf buggy must remain seated in the golf buggy at all times while the vehicle is in motion;

5.1.6 Drivers of golf buggies must comply with directional signs and not use prohibited areas including public highways and pavements;

5.1.7 A player, caddie or third party who has been granted permission to use and/or drive a golf buggy must accept responsibility for any losses or injury sustained as a result of his or her fault whilst using a golf buggy; and

5.1.8 A player, caddie or third party who has been granted permission to use and/or drive a golf buggy must have adequate personal and third party insurance and must provide a copy of the certificate of insurance to Skelmorlie Golf Club prior to use.

5.2 Failure to agree to the terms and conditions contained in paragraph 5.1 by signing a Transportation Policy Consent Form may result in the player, caddie or other third party being denied permission to use a golf buggy.

6. Appeals Procedure

6.1 Any decision by a Committee Member refusing a player or caddie permission to use a golf buggy may be appealed by the player or caddie to the Appeals Committee which shall comprise of three members of the Skelmorlie Golf Club Committee.

6.2 An appeal shall be made in writing to the Appeals Committee within 5 working days of the date of the initial decision. Any written appeal request shall also include a statement by the player or caddie of the reasons why he/she is seeking to appeal the decision.

6.3 The Appeals Committee shall make a decision on an appeal and communicate it to the player or caddie within 10 working days of the initial appeal.

7. Urgent Appeals Procedure

7.1 In exceptional circumstances where a player has appealed against a decision on the day of a competition, then an Urgent Appeals Committee comprising the Skelmorlie Golf Club Captain, Club Secretary and an appointed representative of the club committee will be required to take any decision regarding use of the player or caddie or a golf buggy.

7.2 The Urgent Appeals Committee will be required to reach a prompt decision to enable the player's use of a golf buggy where appropriate.