Hinckley & Bosworth Borough Council

A Borough to be proud of

Town and Country Planning (Control of Advertisements) Regulations 1992

CONSENT TO DISPLAY AN ADVERTISEMENT

Name and Address of Applicant	**Name and Address of Agent if any**
Ms Katie Nation	AxonBeckett Ltd
14 Richmond Gate	W5 The Quarters
Hinckley	65 Druid Street
Leicestershire	Hinckley
LE10 0BW	Leicester LE10 1QG

Part I - Particulars of Application

Date of Application	**Application No.**
19 January 2009	09/00033/ADV

Particulars and location of development:

ERECTION OF NEW FASCIA AND PROJECTION SIGN.

12 Stockwell Head Hinckley Leicestershire LE10 1RE

Part II - Particulars of decision

Summary of Reasons for Recommendation and Relevant Development Plan Policies :

Having regard to the pattern of existing development in the area, representations received and relevant provisions of the development plan, as summarised below, it is considered that subject to compliance with the conditions attached to this permission, the proposed advertisements would be in accordance with the development plan and would not be to the detriment of visual amenity or highway safety. Additionally, the proposed advertisement would preserve the character and appearance of the Hinckley Conservation Area.

Hinckley & Bosworth Borough Council Local Plan (2001) :- BE1, BE7, BE26 and SPG on Shopfronts

In pursuance of its powers under the Town and Country Planning Act, 1990, the Hinckley & Bosworth Borough Council grants consent for the carrying out of the works referred to in Part I hereof in accordance with the application and plans submitted subject to the following condition(s) :-

1. No advertisement hereby approved shall be displayed until details of the exact appearance including the colour, materials of construction and a section thorough the advertisements demonstrating the degree of projection of the lettering have been submitted to and approved in writing by the local planning authority. The display of the advertisements shall then proceed in accordance with the approved details only.

2. The maximum luminance of the light sources contained within the advertisements hereby approved shall not exceed 150 cd/m2 unless otherwise agreed in writing by the local planning authority.

3. This permission relates to the application as revised by amended plan 08910-SK01 Rev E received by the Local Planning Authority on 23 March 2009.

The reasons for the conditions are :-

1. In the interests of visual amenity and to preserve the character and appearance of the Hinckley Conservation Area, in accordance with Policies BE1 and BE7 of the Adopted Hinckley and Bosworth Local Plan.

IMPORTANT – PLEASE REFER TO THE NOTES AT THE END OF THIS DOCUMENT

2. To protect the appearance of the area, the environment and local residents from nuisance from artificial light, in accordance with the requirements of Policy BE26 of the Adopted Hinckley and Bosworth Local Plan.

3. To define the permission.

NOTES TO APPLICANT :-

1. List of plans used in the determination of this application: 08910-SK01 Rev E.

T. M Prowse

Date : 23 March 2009

TREVOR PROWSE
PROPER OFFICER OF THE COUNCIL

NOTES

1. This consent is subject to the following conditions:-

1a Any advertisement displayed and any site used for the display of advertisement shall be maintained in a clean and tidy condition to the reasonable satisfaction of the Local Planning Authority.

1b Any structure or hoarding erected or used principally for the purpose of displaying advertisements shall be maintained in a safe condition.

1c Where the advertisement is required under these Regulations to be removed the removal shall be carried out to the reasonable satisfaction of the Local Planning Authority.

1d No advertisement is to be displayed without the permission of the owner of the site or any other person with an interest entitled to grant permission.

1e No advertisement shall be sited or displayed so as to obscure or hinder the ready interpretation of any road traffic sign, railway signal or aid to navigation by water or air or so as otherwise to render hazardous the use of any highway, railway or waterway (including any coastal waters) or aerodrome (civil or military).

2 The regulations provide that every grant of express consent shall be for a fixed period which shall not be longer than five years from the date of grant of consent without the approval of the Secretary of State and if no period is specified the consent shall have effect as consent for five years.

3 A person displaying an advertisement in contravention of these Regulations shall be liable on summary conviction of an offence under Section 224(3) of the Act (as amended by the Planning and Compensation Act 1991) to a fine of an amount not exceeding level 3 on the standard scale and, in the case of a continuing offence, one-tenth of level 3 on the standard scale for each day during which the offence continues after conviction.

4 Where, on application being made for consent under the Town and Country (Control of Advertisements) Regulations, 1992, consent is refused by the Local Planning Authority or is granted by them subject to conditions, the applicant may appeal to the Secretary of State for the Environment; provided that the secretary of state shall not be required to entertain an appeal under Regulation 15 if it appears to him, having regard to the provisions of the aforesaid Regulations, that consent for the display of advertisements in respect of which application was made could not have been granted by the Local Planning Authority, or could not have been granted otherwise than subject to the conditions imposed by them.

Any person who desires to appeal under Regulation 15 of the Town and Country (Control of Advertisements) Regulations, 1992, shall give notice of appeal in writing to the Secretary of State within **8 weeks** from the receipt of notification of the Local Planning Authority's decision or such longer period as the Secretary of State may allow and shall within one month from giving notice of appeal or such longer period as the Secretary may allow, send to the Secretary of State a copy of the following documents:-

i) the application made to the Local Planning Authority;

ii) all relevant plans and particulars submitted to them;

iii) the notices of decision, if any;

The notice of appeal should be given on the appropriate form obtainable from the Planning Inspectorate, Room 305(K), Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN or by telephoning 0117 372 6372.