



GUILDFORD
B O R O U G H

Hawes Signs
Sovereign Centre
45 Victoria Road
Burgess Hill
West Sussex
RH15 9LR

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED)

PART APPROVAL, PART REFUSAL OF CONSENT TO DISPLAY ADVERTISEMENT(S)

Proposal: Display of internally illuminated wall mounted projecting sign, a non-illuminated free standing display panel and three woven polyester flags mounted on existing poles.

Location: Bishops, Walnut Tree Close, Guildford, Surrey, GU1 4TX

For: Bishops Nissan

CONSENT FOR THE ABOVE APPLICATION IS HEREBY PART GRANTED, PART REFUSED SUBJECT TO THE FOLLOWING CONDITION(S) AND REASON(S)

Part Approved: Approval relates to sign 1 (illuminated projecting sign) and sign 4 (replacement flags).

1.
 - a) Any advertisements displayed and any site used for the display of advertisements, shall be maintained in a clean and tidy condition to the reasonable satisfaction of the Local Planning Authority.
 - b) Any structure or hoarding erected or used principally for the purpose of displaying advertisements shall be maintained in a safe condition.
 - c) Where an advertisement is required under the Town and Country Planning (Control of Advertisements) Regulations to be removed, the removal shall be carried out to the reasonable satisfaction of the Local Planning Authority.
 - d) No advertisement is to be displayed without the permission of the owner of the site or any other person with an interest in the site entitled to grant permission.
 - e) 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 so as otherwise to render hazardous the use of any highway, railway, waterway or aerodrome (civil or military).

Reason: To comply with the Town and Country Planning (Control of Advertisements) Regulations 1992 (as amended). In accordance with the following policy number(s), G8 of the Guildford Borough Local Plan 2003 (as saved by CLG Direction on 24/09/2007).

2. The projecting sign on the north east elevation of the workshop shall not be illuminated other than while the premises are open for business.

Reason: In the interests of visual amenity. In accordance with the following policy number(s), G5 and G8 of the Guildford Borough Local Plan 2003 (as saved by CLG Direction on 24/09/2007).

3. No signs shall be illuminated unless expressly agreed, in which case no illumination shall occur other than in accordance with any details that have been expressly agreed in writing by the Local Planning Authority.

Reason: In the interests of visual amenity/public safety. In accordance with the following policy number(s), G1, G5 and G8 of the Guildford Borough Local Plan 2003 (as saved by CLG Direction on 24/09/2007).

The application was granted for the following reasons:

The development hereby approved has been assessed against Guildford Borough Local Plan 2003 (as saved by CLG Direction on 24 September 07) policies, G1, G5, G8, and material considerations, including third party representations. It has been concluded that the development, subject to the conditions imposed, would accord with the development plan and there are no other material considerations to justify a refusal of permission.

Part Refused: Refusal relates to sign 2 (non-illuminated free standing panel sign).

4. Sign 2, by virtue of its large size and prominent position together with the signs already in existence on the site, would be overly dominant and result in a proliferation of signs creating visual clutter thereby detracting from the character and appearance of the area. The proposal is therefore contrary to the provisions of G1, G5 and G8 of the Guildford Borough Local Plan 2003 (as saved by CLG Direction on 24/09/2007).

INFORMATIVES:

1. This decision relates expressly to drawings page 2, page 3, page 4, page 6 and additional information received on 8th December 2008.
2. You are advised that the following policies and/or proposals in the development plan are relevant to this decision:

Guildford Borough Local Plan 2003 (as saved by CLG Direction on 24 September 07) policies - G1, G5, G8,

Carol
PDS ONLINE
Roll

Carol Humphrey
Head of Planning Development

THIS DECISION NOTICE DOES NOT GRANT BUILDING REGULATIONS APPROVAL.

APPEALS

(1) If the applicant is aggrieved by the decision of the local planning authority to refuse to consent to the display of advertisement(s) or to consent to the display of advertisement(s) subject to conditions, he may by notice served within eight weeks of this notice, appeal to the Secretary of State for the Department of Communities and Local Government in accordance with Regulation 15 of the Town and Country Planning (Control of Advertisements) Regulations 1992. The Secretary of State is not, however, required to entertain such an appeal if it appears to her, having regard to the provisions of those Regulations, that consent for the display of the advertisement(s) in respect of which application was made could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them.

(2) Any person who desires to appeal under regulation 15 shall give notice of appeal in writing to the Secretary of State (Department of Communities and Local Government at Customer Support Unit, Room 315, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN) within eight weeks from receipt of notification of the local planning authority's decision, or such longer period as the Secretary of State may allow, and shall furnish 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 notice of the decision, if any;
- (iv) all other relevant correspondence with the authority

(3) The Secretary of State may, if she thinks fit, require the applicant or the local planning authority to submit within a specified period a further statement in writing in respect of any of the matters to which the appeal relates, and if, after considering the grounds of appeal and any such further statement the Secretary of State is satisfied that he is sufficiently informed for the purpose of reaching a decision as to the matters to which the appeal relates, she may decide the appeal without further investigation; but otherwise the Secretary of State shall, if either party so desire, afford to each of them an opportunity of appearing before and being heard by a person appointed by the Secretary of State for the purpose.

(4) Where an appeal is brought under Regulation 15 from a decision of the local planning authority, the Secretary of State may allow or dismiss the appeal or may reverse or vary any part of the decision of the local planning authority, whether or not the appeal relates to that part and deal with the application as if it had been made to her in the first instance.

NOTES

(1) 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, or shorter than five years unless so required by the application or considered expedient by the authority in the light of the provisions of Regulation 13; and if no period is specified the consent shall have effect as consent for five years.

(2) Where the authority grant consent for a period shorter than five years they shall (unless the application required such a consent) state in writing their reasons for doing so, and the limitation in respect of time shall for the purposes of these Regulations be deemed to be a condition imposed upon the granting of consent.

(3) Provision may be made, in granting consent, for the term thereof to run from the subsequent inception of the display to which the consent relates or from a subsequent date not later than six months after the date on which the consent is granted, whichever is the earlier.

(4) At any time within a period of six months before the expiry of a consent granted under these Regulations, application may be made for a renewal thereof, and the provisions of these Regulations relating to applications for consent and to the determination thereof shall apply where application is made for such renewal.

(5) For further information relating to advertisement control refer to Department of Environment Circular 5/92.

PENALTY FOR CONTRAVENTION

A person who displays an advertisement in contravention of these Regulations is liable on summary conviction under sub-section(3) of section 224 of the Town and County Planning Act 1990 to a fine of up to £1000 and in the case of a continuing offence, one tenth of the previous fine levied for each day during which the offence continues after conviction.