

**Town and Country Planning Act 1990  
North York Moors National Park Authority**

**Town and Country Planning  
(Control of Advertisements) (England) Regulations 2007**

To: Mr Carl Terry  
1 Mount Pleasant Way  
Stokesley Business Park  
Stokesley  
TS9 5NZ

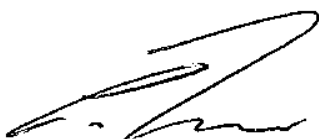
The above named Authority being the Planning Authority for the purposes of your application validated 21 February 2019, in respect of proposed display of advertisements namely **advertisement consent for erection of non-illuminated timber sign at Millbry Hill, Guisborough Road, Selly Hill, Whitby** has considered your said application and has **granted** consent for the display of the advertisements subject to the following conditions:

1. This consent is only valid for a period of five years from the date of this decision.
2. 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.
3. No advertisement shall be sited or displayed so as to
  - (a) endanger persons using any highway, railway, waterway, dock, harbour or aerodrome (civil or military);
  - (b) obscure, or hinder the ready interpretation of, any traffic sign, railway signal or aid to navigation by water or air; or
  - (c) hinder the operation of any device used for the purpose of security or surveillance or for measuring the speed of any vehicle.
4. Any advertisement displayed, and any site used for the display of advertisements, shall be maintained in a condition that does not impair the visual amenity of the site.
5. Any structure or hoarding erected or used principally for the purpose of displaying advertisements shall be maintained in a condition that does not endanger the public.
6. Where an advertisement is required under these Regulations to be removed, the site shall be left in a condition that does not endanger the public or impair visual amenity.
7. The development hereby approved shall be only carried out in strict accordance with the detailed specifications and plans comprised in the application hereby approved or in accordance with any minor variation thereof that may be approved by the Local Planning Authority.
8. Notwithstanding the provisions of the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 (or any order revoking and re-enacting that Order), no further erection of signage shall take place which is visible from the A171 without a further grant of permission being obtained from the Local Planning Authority.

**Reasons for Conditions**

- 1 – 6. Standard condition numbers 1 to 6 (set out overleaf) are imposed by the Town and Country Planning (Control of Advertisements) (England) Regulations 2007.
7. For the avoidance of doubt and to ensure that the details of the development comply with the provisions of NYM Core Policy A and NYM Development Policy 3, which seek to conserve and enhance the special qualities of the NYM National Park.

Continued/Reasons for Conditions



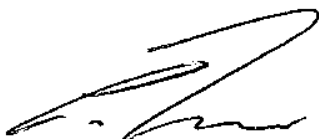
Mr C M France  
Director of Planning

Date 18 April 2019

8. In order to enable the Local Planning Authority to retain control over future advertising in the interests of safeguarding the appearance of the site in line with NYM Development Policy 9 and NYM Core Policy A, which seek to enhance and conserve the special qualities of the NYM National Park and secure high quality design for new development.

**Explanation of how the Authority has Worked Positively with the Applicant/Agent**

The Local Planning Authority has acted positively and proactively in determining this application by assessing the proposal against all material considerations, including planning policies and any representations that may have been received and subsequently determining to grant planning permission in accordance with the presumption in favour of sustainable development, as set out within the National Planning Policy Framework.



Mr C M France  
Director of Planning

Date 18 April 2019

## **Standard Conditions**

Standard condition numbers one to six are imposed by the Town and Country Planning (Control of Advertisements) (England) Regulations 2007.

## **Rights of Appeal**

- (1) If the applicant is aggrieved by the decision of the Local Planning Authority to refuse consent for the proposed display of advertisements or to grant consent subject to conditions other than the Standard Conditions, they may, by notice served within eight weeks of receipt of this notice, appeal to the Secretary of State in accordance with Regulation 17 of the Town and Country Planning (Control of Advertisements) Regulations, 2007. The Secretary of State is not however, required to entertain such an appeal if it appears to him that consent for the proposed display of advertisements 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, having regard to the provisions of Sections 78 & 79 of the Town and Country Planning Act 1990 and of the Regulations and to any directions, given under the Regulations.
- (2) An aggrieved applicant wishing to exercise their right of appeal under Regulation 17 of the Town and Country Planning (Control of Advertisements) Regulations, 2007, they should do so using a form which you can get from the Secretary of State at:

**Temple Quay House  
2 The Square  
Temple Quay  
Bristol  
BS1 6PN  
(Tel: 0303 444 00 00)**

or online at [www.planningportal.gov.uk/planning/appeals](http://www.planningportal.gov.uk/planning/appeals)

## **Notes**

1. Please note, only the applicant possesses the right of appeal.
2. The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
3. If this is a consent this does not include permission for the illumination of the approved advertisement unless authority to illuminate is specifically included in the terms of the consent above. If permission is desired subsequent to the issue of this permission an application must be made to the Local Planning Authority for this purpose in accordance with the provisions of the above-named regulations.
4. If this is a consent your attention is particularly drawn to the conditions under which approval has been given to your proposals.  
Failure to comply fully with the conditions could lead to enforcement action resulting in work already done being demolished or prosecution in Magistrates' Court.