

**NOTIFICATION OF DECISION OF
THE LOCAL PLANNING AUTHORITY**

Date of Decision: 21 December 2023



Email: planning@folkestone-hythe.gov.uk

Mr Timothy Lawrence
Hospitals of St Barthoemew & St John
150 High Street
Hythe
CT215JU

**TOWN AND COUNTRY PLANNING (CONTROL OF
ADVERTISEMENTS)(ENGLAND) REGULATIONS 2007**

Application Number: 23/1670/FH

Proposal: Installation of new wall mounted commemorative plaque

Site Location: St Johns Hospital, 150 High Street, Hythe, CT21 5JU

DECISION: APPROVE WITH CONDITIONS in accordance with the planning application and plans.

Subject to the following conditions:

- 1 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.

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.

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.

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.

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.

Reason: To comply with the requirements of the Town and Country Planning (Control of Advertisements) (England) Regulations 2007.

- 2 The advertisement hereby permitted shall not be carried out except in complete accordance with the details shown on the submitted drawings and documents:

Location Plan (Received: 20/10/2023)

Revised Plaque Wording (Received: 20/12/2023)

Advertisement consent application form (Received: 13/11/2023)

Revised Elevation Plaque Position detail (Received: 20/12/2023)

Reason: For the avoidance of doubt and in order to ensure the satisfactory implementation of the advertisement in accordance with the aims of the Places and Policies Local Plan.

In determining this planning application, the Council has had due regard for all relevant matters and particularly the National Planning Policy Framework. This includes the duty to work positively with the applicant to resolve potential issues and seek acceptable solutions.

This decision relates ONLY to the requirements of Town and Country Planning (Control of Advertisements)(England) Regulations 2007. Separate determinations are required for other aspects of the planning regime, building regulations and environmental legislation. Any other permissions must be obtained separately from the relevant body.

The Council as Local Planning Authority expects the above Conditions to be complied with promptly. Where Conditions require details or other matters to be approved by the Council prior to commencement or occupation of the development, these must be submitted to the Council for its consideration well in advance, to ensure that there is no delay or loss to your project. Failure to observe the Conditions may result in enforcement action by the Council



Issued by the Chief Planning Officer

This decision notice consists of 3 pages

NOTIFICATION TO APPLICANT

APPEALS TO THE SECRETARY OF STATE

1. Regulation 14 (7) of the 2007 Regulations provides that an express consent shall be subject to the condition that it expires at the end of:-

(a) such period as the Local Planning Authority may specify in granting the consent;

or

(b) where no period is specified, a period 5 years.

1. Regulation 14 (1)(a) of the 2007 Regulations provides that, without prejudice to the power of the Local Planning Authority to impose additional conditions upon the grant of consent, the standard conditions mentioned in the notification of grant of express consent shall apply.

NOTE FOR GUIDANCE ABOUT ADVERTISEMENT APPEALS

The right to appeal

1. You have a right to appeal against the Local Planning Authority's-

(a) refusal of consent for an advertisement;

(b) grant of consent for an advertisement subject to a condition with which you are dissatisfied;

(c) failure to issue a decision on an application within a specific time (namely 8 weeks from the date the application is formally acknowledged or such longer period you may have agreed in writing with the Council), provided the Council has not given you notice that they have declined to determine your application under the provisions of section 70A of Town and Country Planning Act 1990; or

(d) "discontinuance notice" requiring you to remove an advertisement, or stop using an advertisement site.

The appeal is made to the Planning Inspectorate on behalf of the Secretary of State.

All advertisement appeals and supporting documents in England must reach the Planning Inspectorate within 8 weeks from the date of receipt of the Local Planning Authority's decision notice (or for 'failure' appeals, within 8 weeks of the date by which they should have decided the application). If the appeal is against a discontinuance notice, it must reach the Inspectorate before the date the notice takes effect. To appeal you should complete the official appeal form. Ask for form PINS PF08 for your appeal. Please read the notes for guidance carefully before completing the form. Form PINS PF08 can be obtained from the following address:-

Initial Appeals, The Planning Inspectorate, 2 The Square, Temple Quay, Bristol BS1 6PN, Helpline: 0117 372 6372.

Appeal forms can be downloaded from the Planning Inspectorate's website www.planning-inspectorate.gov.uk along with general guidance notes.

On completion of the form it should be returned to Planning Inspectorate at the above address, with a copy to the Local Planning Authority against whose decision you are appealing. Please make sure you keep copies for your own reference.

From the outset of an appeal you should give precise grounds of appeal. This enables the Local Planning Authority in their written statement to answer the relevant points and thus avoid unnecessary delays. You will be given the opportunity to respond to their representations.

The available appeal procedures are:

(a) by written representations which you and the Local Planning Authority make, followed by

(i) an unaccompanied site inspection of the appeal site; or

(ii) no site inspection, but with consideration of photographs of the appeal site.

(b) by a hearing of the parties' oral representations, and (usually) an unaccompanied site-inspection of the appeal site, which are then reported to the Secretary of State. You should note that, if you opt for this procedure, you may be liable for an award of the Planning Authority's appeal costs (DOE Circular 8/93) against you if you are found to have behaved "unreasonably" in the appeal proceedings. Further advice is given in DOE Circular 05/00.