

# ITEM No. 3 (a)

Report No 1100/97

## ANGUS COUNCIL

DEVELOPMENT CONTROL COMMITTEE

23 OCTOBER 1997

**SUBJECT: ENFORCEMENT ACTION, FORFAR, MONTROSE,  
CARNOUSTIE, ARBROATH and MONIFIETH**

**REPORT BY DIRECTOR OF PLANNING, TRANSPORT & ECONOMIC DEVELOPMENT**

**Abstract: This report presents the circumstances surrounding a recommendation to take enforcement action in relation to nine illuminated projecting signs as identified in paragraph 6 herein.**

### **1 RECOMMENDATION**

It is recommended that the Committee agree to enforcement action being taken in respect of nine illuminated projecting signs erected on behalf of Scottish and Newcastle Breweries at various locations identified in paragraph 6 herein.

### **2 INTRODUCTION**

2.1 During 1997 Adscreen Sign and Light Ltd., Glasgow carried out the erection of illuminated projecting signs bearing the "McEwan's" logo on various hotels and public houses in Forfar, Montrose, Arbroath, Carnoustie and Monifieth.

### **3 CASE HISTORY**

3.1 The signs referred to were all erected without first applying for and obtaining a consent to display an advertisement.

3.2 When brought to their attention six applications were submitted three of which required the signs to be relocated as each had been erected in breach of Council policy. Three of the signs at locations in Forfar have recently been relocated to an acceptable position.

3.3 With the exception of the three signs in Forfar, the signs referred to in 3.2 have not been moved to an acceptable and agreed position and a further seven applications remain outstanding for signs erected as far back as 5 June 1997.

3.4 Attempts have been made by telephone to discuss these matters with the Adscreen executive but they will not accept calls.

### **4 FINANCIAL IMPLICATIONS**

4.1 There are no financial implications.

**5 CONSULTATION**

- 5.1 The Chief Executive and Directors of Finance and Law & Administration have been consulted in the preparation of this report.

**6 CONCLUSION**

- 6.1 Adscreen Sign & Light Ltd. present themselves as a professional body involved in the erection of signwork and as such, should be aware of the need to first obtain advertisement consent before an illuminated sign is erected. Indeed, this was brought to their attention in July 1996 when such a sign was erected upon the Red Lion Public House, Montrose Street, Brechin without the benefit of formal consents. At that time Adscreen were advised to apply for consent which was subsequently granted.
- 6.2 The Town and Country Planning (Scotland) Act 1997 contains powers to allow the planning authority, where the steps required to be taken by an Enforcement Notice have not been taken, to enter the land and take those steps. Any expenses involved are recoverable from the owner or lessee of the land. The approval of the Committee is sought for such steps to be taken should it be necessary.
- 6.3 The signs referred to in this report are as detailed in the appendix.

**NOTE**

No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973, (other than any containing confidential or exempt information) were relied on to any material extent in preparing the above Report.

AA//GC/IAL  
14 October 1997

Alex Anderson  
Director of Planning, Transport & Economic Development

**APPENDIX****LOCATION****WORKS REQUIRED**

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| 1. George Hotel,<br>22 George Street,<br>MONTROSE      | Submit a retrospective application for advertisement consent for two signs.                             |
| 2. Caledonian Public House,<br>North Street,<br>FORFAR | Advertisement consent granted but sign must be relocated to the satisfaction of the planning authority. |
| 3. Burns Bar,<br>East High Street,<br>FORFAR           | Submit a retrospective application for advertisement consent for one sign.                              |
| 4. Golf Inn,<br>5 Park Avenue,<br>CARNOUSTIE           | Submit a retrospective application for advertisement consent for two signs.                             |
| 5. Corner Bar,<br>2 Howard Street,<br>ARBROATH         | Submit a retrospective application for advertisement consent for one sign.                              |
| 6. Crown Inn,<br>49 High Street,<br>MONIFIETH          | Submit a retrospective application for advertisement consent for two signs.                             |

