
STATUTORY INSTRUMENTS

1992 No. 666

**The Town and Country Planning (Control
of Advertisements) Regulations 1992**

PART IV

AREAS OF SPECIAL CONTROL

Area of Special Control Orders

18.—(1) Every local planning authority shall from time to time consider whether any part or additional part of their area should be designated as an area of special control.

(2) An area of special control shall be designated by an area of special control order made by the local planning authority and approved by the Secretary of State, in accordance with the provisions of Schedule 5.

(3) An area of special control order may be revoked or modified by a subsequent order made by the authority and approved by the Secretary of State, in accordance with the provisions of Schedule 5.

(4) Where an area of special control order is in force, the local planning authority shall consider at least once in every 5 years whether it should be revoked or modified.

(5) Before making an order under this regulation, a local planning authority shall consult—

- (a) where it appears to them that the order will be likely to affect any part of the area of a neighbouring local planning authority, that authority;
- (b) where the order will relate to any land in a National Park which is land that is not in a metropolitan county, any district planning authority within whose area any of that land is situated.

(6) A local planning authority shall not exercise their power under this regulation in the interests of public safety within the meaning of regulation 4(1).

Control in areas of special control

19.—(1) Subject to the provisions of this regulation, no advertisements may be displayed in an area of special control unless they fall within—

- (a) Classes B to J in Schedule 2;
- (b) Classes 1 to 3, 5 to 7 and 9 to 14 in Schedule 3;
- (c) paragraph (2) below.

(2) Advertisements of the following descriptions displayed with express consent come within this paragraph—

- (a) hoardings or similar structures to be used only for the display of notices relating to local events, activities or entertainments;

- (b) any advertisement for the purpose of announcement or direction in relation to buildings or other land in the locality, where reasonably required having regard to the nature and situation of such buildings or other land;
- (c) any advertisement required in the interests of public safety;
- (d) any advertisement which could be displayed by virtue of paragraph (1)(b) above but for some non-compliance with a condition or limitation imposed by Schedule 3 as respects size, height from the ground, number or illumination or but for a direction under regulation 7;
- (e) any advertisement within Class 4A, 4B or 8 in Schedule 3.

(3) Express consent may not be given for the display in an area of special control of an illuminated advertisement falling within sub-paragraph (2)(a) or (b) above.

(4) Without prejudice to paragraph (2) above, where an area is designated as an area of special control, advertisements within paragraph (5) below which are being displayed immediately before the relevant order comes into force may continue to be displayed, but only for the period specified in relation thereto in that paragraph.

- (5) The advertisements and specified periods mentioned in paragraph (4) above are—
 - (a) any advertisement within Class 4A or 4B in Schedule 3 for which express consent has not been granted, 5 years from the date on which the order comes into force;
 - (b) any advertisement within Class 8 for which express consent has not been granted, 1 year from the date on which the order comes into force or 2 years from the date on which the advertisement was first displayed, whichever period expires later;
 - (c) any advertisement for which express consent has been granted, 6 months from the date on which the order comes into force or for the remainder of the period of the express consent, whichever period expires later.
- (6) Nothing in paragraphs (1) to (5) above shall—
 - (a) affect a notice served at any time under regulation 8;
 - (b) override any condition imposed on a consent, whereby an advertisement is required to be removed;
 - (c) restrict the powers of a local planning authority, or of the Secretary of State, in regard to any contravention of these Regulations;
 - (d) render unlawful the display, pursuant to express consent or to Class 14 in Schedule 3, of an advertisement mentioned in paragraph 2(d) or (e) above.