

**1992 No. 448**

**PLANNING**

**Planning (Control of Advertisements) Regulations  
(Northern Ireland) 1992**

*Made* . . . . . 19th October 1992

*Coming into operation* . . . . . 1st December 1992

ARRANGEMENT OF REGULATIONS

PART I

GENERAL

*Regulation*

1. Citation and commencement
2. Interpretation
3. The Department to exercise its powers in the interests of amenity and public safety
4. Requirement for consent

PART II

DEEMED CONSENT

5. Deemed consent for the display of advertisements
6. Directions restricting deemed consent

PART III

EXPRESS CONSENT

7. Applications for express consent to display advertisements
8. Duty of Department to consult
9. Determination of applications by the Department
10. Notification of decision
11. Notice requiring application for express consent
12. Appeals to the planning appeals commission
13. Revocation and modification of consents
14. Compensation for revocation or modification of consents

## REVOCATION

## 15. Revocation

## SCHEDULES

Schedule 1 — Standard conditions

Schedule 2 — Classes of advertisements to which regulation 4(1) does not apply

Schedule 3 — Classes of advertisements which may be displayed with deemed consent

Schedule 4

PART I — Modifications to the Planning (Northern Ireland) Order 1991

PART II — Articles 20, 23, 24, 32, 33 and 38 of the 1991 Order as modified

PART III — Modifications to Section 26 of the Land Development Values (Compensation) Act (Northern Ireland) 1965

PART IV — Section 26 of the 1965 Act as modified

The Department of the Environment, in exercise of the powers conferred by Articles 2(2), 67(1) and (2), of the Planning (Northern Ireland) Order 1991(a) and of all other powers enabling it in that behalf, makes the following Regulations:

## PART I

## GENERAL

*Citation and commencement*

1. These regulations may be cited as the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992 and shall come into operation on 1st December 1992.

*Interpretation*

2.—(1) In these Regulations—

“the Act of 1965” means the Land Development Values (Compensation) Act (Northern Ireland) 1965(b);

“the 1991 Order” means the Planning (Northern Ireland) Order 1991;

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(a) S.I. 1991/1220 (N.I. 11), Art 2(2) is cited because it contains a definition of “the Department”

(b) 1965 c. 23 (N.I.) as amended by S.I. 1991/1220 (N.I. 11) Art. 133(1) Sch. 5

- “area of outstanding natural beauty” means an area designated by an order made under Article 14(1) of the Nature Conservation and Amenity Lands (Northern Ireland) Order 1985(a);
- “balloon” means a tethered balloon or a similar tethered object;
- “commission” means the planning appeals commission;
- “deemed consent” means consent given by regulation 5;
- “Department” means the Department of the Environment for Northern Ireland;
- “express consent” has the meaning given by regulation 4(1);
- “illuminated advertisement” means an advertisement which is designed or adapted to be illuminated by artificial lighting, directly or by reflection and which is so illuminated;
- “National Park” means an area designated by an order made under Article 12(1) of the Nature Conservation and Amenity Lands (Northern Ireland) Order 1985;
- “site” means any land on which an advertisement is displayed but does not include a hoarding or similar structures;
- “standard conditions” means the conditions specified in Schedule 1.

(2) Any reference in these regulations to a person displaying an advertisement includes—

- (a) the owner and occupier of the land on which the advertisement is displayed;
- (b) any person to whose goods, trade, business or other concerns publicity is given by the advertisement; and
- (c) the person who undertakes or maintains the display of an advertisement.

(3) Except in Schedule 2, Class A, any reference in these regulations to the land, the building, the site or premises on which an advertisement is displayed includes, in the case of an advertisement which is displayed on, or consists of, a balloon, a reference to the land, the building, the site or other premises to which the balloon is tethered and to all land, buildings or other premises normally occupied therewith.

*The Department to exercise of its powers in the interests of amenity and public safety*

3.—(1) In the exercise of its powers under these regulations in the interests of amenity and public safety, the Department shall take account in particular of—

- (a) in the case of amenity, the general character of the locality, including the presence of any feature of historic, archaeological, architectural or cultural interest, disregarding, if it thinks fit, any advertisements being displayed there;

(b) in the case of public safety—

- (i) the safety of any person who may use any road, railway, waterway (including coastal waters), docks, harbour or airfield;
- (ii) whether any display of advertisements is likely to obscure, or hinder the ready interpretation of any road traffic sign, railway sign, or aid to navigation by water or air.

(2) In determining an application for consent for the display of advertisements, or considering whether to make an order revoking or modifying a consent, the Department may have regard to any material change in circumstances likely to occur within the period for which the consent is required or granted.

(3) Unless it appears to the Department to be required in the interests of amenity or public safety, an express consent for the display of advertisements shall not contain any limitation or restriction relating to the subject matter, content or design of what is to be displayed.

(4) A consent for the display of advertisements shall take effect as consent for the use of the site for the purposes of the display, whether by the erection of structures or otherwise, and for the benefit of any person interested in the site.

#### *Requirement for consent*

4.—(1) Subject to paragraph (2), no advertisement may be displayed without the consent granted by the Department on an application in that behalf (referred to in these regulations as “express consent”) or granted by regulation 5 (referred to in these regulations as “deemed consent”).

(2) The prohibition in paragraph (1) does not apply to an advertisement within any class set out in Schedule 2, which complies with—

- (i) any condition there specified; and
- (ii) the standard conditions, except that paragraph 4 of Schedule 1 does not apply in the case of any Class F or G advertisement.

## PART II

### DEEMED CONSENT

#### *Deemed consent for the display of advertisements*

5.—(1) Subject to regulation 6, deemed consent is hereby granted for the display of an advertisement falling within any class specified in Part I of Schedule 3, subject—

- (a) to any conditions and limitations specified in that Part in relation to that class; and
- (b) to the standard conditions.

(2) Part II of Schedule 3 applies for the interpretation of that Schedule.

*Directions restricting deemed consent*

6.—(1) If the Department is satisfied after consultation with the appropriate district council, that the display of advertisements of any class specified in Part I of Schedule 3, other than Class 10, should not be undertaken in any particular area or in any particular case without express consent, it may direct that the consent granted by regulation 5 for that class shall not apply in that area or in that case, for a specified period or indefinitely.

(2) Notice of the making of any direction for a particular area shall be published by the Department in at least 1 newspaper circulating in the locality and such a notice shall—

- (a) contain a full statement of the effect of the direction;
- (b) name a place or places in the locality where a copy of the direction and of a map defining the area concerned may be seen at all reasonable hours; and
- (c) specify a date when the direction shall come into force, at least 14 and not more than 28 days after the first publication of the notice.

(3) Notice of the making of any direction for a particular case shall be served by the Department on the owner and on any occupier of the land to which the direction relates, and on any other person who, to the knowledge of the Department, proposes to display on such land an advertisement of the class affected.

(4) A direction for an area shall come into force on the date specified in the notice given under paragraph (2), and a direction for a particular case shall come into force on the date on which notice is served on the occupier or, if there is no occupier, on the owner of the land affected.

## PART III

## EXPRESS CONSENT

*Applications for express consent to display advertisements*

7.—(1) The provisions of Article 20 of the 1991 Order specified in column 1 of Part I of Schedule 4 shall apply to applications for express consent to display advertisements as if references in those provisions to planning permission were references to consent for the display of an advertisement, references to a development order were references to these regulations and subject to the modifications, if any, specified in column 2.

(2) The provisions of Article 20 of the 1991 Order as modified are set out in Part II of Schedule 4.

- (3) An application shall be made on a form—
  - (a) provided by the Department; and
  - (b) containing the particulars required by the form, accompanied by a plan sufficient to identify the site to which it relates and such other plans and drawings as are necessary to describe the advertisement which is the subject of the application.

(4) The Department may give directions generally, or in relation to a particular case or class of case, specifying the kinds of particulars, plans or information to be contained in an application for express consent.

(5) On receipt of an application for express consent, the Department shall send an acknowledgement in writing to the applicant.

#### *Duty of Department to consult*

8. Before granting an express consent, the Department shall consult with the appropriate district council and shall, in determining the application, take into account any representations made by the council.

#### *Determination of applications by the Department*

9.—(1) Where an application for express consent is made to the Department it may—

(a) refuse consent; or

(b) subject to paragraphs (3) and (4), grant consent, in whole or in part, subject to the standard conditions and to such additional conditions as it thinks fit.

(2) An express consent may be granted—

(a) for the display of a particular advertisement or advertisements with or without illumination;

(b) for the use of a particular site for the display of advertisements in a specified manner, whether by reference to the number, siting, dimensions or illumination of the advertisements, or the structures intended for such display, or the design or appearance of any such structure; or

(c) for the retention of any display of advertisements or the continuation of the use of a site, begun before the date of the application.

(3) The conditions imposed under paragraph (1)(b) may in particular include conditions—

(a) regulating the display of advertisements to which the consent relates;

(b) regulating for the display of advertisements the use of the site to which the application relates or any adjacent land under the control of the applicant, or requiring the carrying out of works on any such land;

(c) requiring the removal of any advertisement or the discontinuance of any use of land authorised by the consent, at the end of a specified period, and the carrying out of any works then required for the reinstatement of the land.

(4) The Department shall not, under paragraph (1)(b), impose any conditions in relation to the display of an advertisement within any class specified in Part I of Schedule 3, more restrictive than those imposed by that part in relation to that class.

#### *Notification of decision*

10.—(1) The grant or refusal of an express consent by the Department shall be notified in writing to the applicant within a period of 8 weeks from the

date of the receipt of the application or such longer period as the applicant may, before that date, agree in writing.

(2) The Department shall state in writing its reasons for—

(a) any refusal, whether total or partial; and

(b) any decision to attach any condition under regulation 9(1)(b) to a consent, except a condition specified in Part I of Schedule 3 in a case to which regulation 9(4) applies.

#### *Notice requiring application for express consent*

11.—(1) The provisions of Articles 23 and 24 of the 1991 Order specified in column 1 of Part I of Schedule 4 shall apply to the display of advertisements as if references in those provisions to planning permission were references to consent of the display of an advertisement and subject to the modifications, if any, specified in column 2.

(2) The provisions of Articles 23 and 24 of the 1991 Order as modified are set out in Part II of Schedule 4.

#### *Appeals to the planning appeals commission*

12.—(1) Where an application is made to the Department for consent to display an advertisement and the consent is refused or granted subject to conditions, the provisions of Articles 32 and 33 of the 1991 Order specified in column 1, of Part I of Schedule 4 shall apply as if references in those provisions to planning permission were references to consent for the display of an advertisement, references to a development order were references to these regulations and subject to the modifications, if any, set out in column 2.

(2) The provisions of Articles 32 and 33 of the 1991 Order as modified under paragraph (1), are set out in Part II of Schedule 4.

#### *Revocation and modifications of consents*

13.—(1) The provisions of Article 38 of the 1991 Order specified in column 1 of Part I of Schedule 4 shall apply to the revocation or modification of a consent for the display of an advertisement subject to the modifications set out in column 2.

(2) The provisions of Article 38 of the 1991 Order as modified under paragraph (1), are set out in Part II of Schedule 4.

#### *Compensation for revocation or modification of consents*

14.—(1) Where a consent for the display of an advertisement has been revoked or modified by an order made under Article 38 of the 1991 Order as applied by regulation 13 and a claim is made in accordance with paragraph (3) the provisions of section 26 of the Act of 1965 specified in column 1 of Part III of Schedule 4 shall apply subject to the modifications, if any, set out in column 2.

(2) The provisions of section 26 of the Act of 1965 as modified under paragraph (1) are set out in Part IV of Schedule 4.

(3) A claim for compensation must be made in writing and received by the Department within 6 months of the date from the making of the order to

which it relates, or such extended period as the Department may allow in any particular case.

## PART IV

## REVOCATION

*Revocation*

**15.** The Planning (Control of Advertisements) Regulations (Northern Ireland) 1973(a) are hereby revoked.

Sealed with the Official Seal of the Department of the Environment on  
19th October 1992.

(L.S.)

*E. Hayes*

Assistant Secretary



**Standard Conditions**

1. 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 Department.
2. Any structure or hoarding erected or used principally for the purpose of displaying advertisements shall be maintained in a safe condition.
3. Where an advertisement is required to be removed under these regulations the removal shall be carried out to the reasonable satisfaction of the Department.
4. No advertisement may 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.
5. No advertisement may be displayed on or so as to obscure, or hinder the ready interpretation of, any road traffic sign, railway signal or aid to navigation by water or air, or so as otherwise to render hazardous the use of any road, railway, waterway (including coastal waters) or aerodrome (civil or military).

**Classes of Advertisements to which the Prohibition in Regulation 4(1) does not apply**

<i>Class of advertisement</i>	<i>Conditions and interpretation</i>
<p><b>CLASS A</b></p> <p>The display on a site of an advertisement on or consisting of a balloon not more than 60 metres above ground level.</p>	<ol style="list-style-type: none"> <li>1. The site is not within an area of outstanding natural beauty, a conservation area, or a National Park.</li> <li>2. Not more than one such advertisement is displayed at any time.</li> <li>3. The site is not to be used for the display of advertisements on more than 10 days in any calendar year.</li> <li>4. For the purposes of Class A, “site” means— <ol style="list-style-type: none"> <li>(a) in a case where the advertisement is being displayed by a person (other than the occupier of the land) who is using, or proposing to use, the land to which the balloon is tethered for a particular activity (other than the display of advertisements) for a temporary period, the whole of the land used, or to be used, for that activity; or</li> <li>(b) in any other case, the land to which the balloon is tethered and all land normally occupied together therewith.</li> </ol> </li> </ol>
<p><b>CLASS B</b></p> <p>An advertisement displayed on enclosed land.</p>	<ol style="list-style-type: none"> <li>1. The advertisement is not readily visible from outside the land or from any part of the enclosed land to which the public have a right of access.</li> <li>2. For the purposes of Class B, “enclosed land” includes any railway station (and its yards), or bus station, together with its forecourt, whether enclosed or not; but does not include any public park, public garden or other land held for the use or enjoyment of the public, or (save as herein specified) any enclosed railway land normally used for the carriage of passengers or goods by rail.</li> </ol>

<i>Class of advertisement</i>	<i>Conditions and interpretation</i>
<p><b>CLASS C</b> An advertisement displayed in or on a vehicle.</p>	<p>1. The vehicle is not— (a) normally employed except as a moving vehicle; or (b) used principally for the display of advertisements</p>
<p><b>CLASS D</b> An advertisement incorporated in the fabric of a building</p>	<p>1. The building or any external face of it is not used principally for the display of advertisements. 2. For the purposes of this class— (a) an advertisement fixed to, or painted on, a building is not to be regarded as incorporated in its fabric; (b) a hoarding or similar structure is to be regarded as a building used principally for the display of advertisements.</p>
<p><b>CLASS E</b> An advertisement displayed on an article for sale or on the container in, or from which, an article is sold.</p>	<p>1. The advertisement refers only to the article for sale. 2. The advertisement is not illuminated. 3. It does not exceed 0.1 square metre in area. 4. For the purposes of Class E, “article” includes a gas or liquid.</p>
<p><b>CLASS F</b> An advertisement relating specifically to a pending Parliamentary, European, Northern Ireland Assembly or district council election.</p>	<p>1. The advertisement is removed within 14 days after the close of the poll in the election to which it relates.</p>

<i>Class of advertisement</i>	<i>Conditions and interpretation</i>
<p><b>CLASS G</b> An advertisement required to be displayed by Standing Orders of either House of Parliament or by any enactment or any condition imposed by any enactment on the exercise of any power or function.</p>	<ol style="list-style-type: none"> <li>1. The size, height and number of advertisements displayed do not exceed what is necessary to achieve the purpose for which the advertisement is required.</li> <li>2. The advertisement is not displayed after the expiry of the period during which it is required or authorised to be displayed, or, if there is no such period, the expiry of a reasonable time after its purpose has been satisfied.</li> </ol>
<p><b>CLASS H</b> A traffic sign placed under Article 123(1)(b) or (c), 124(1)(b) or 125 of the Road Traffic (Northern Ireland) Order 1981(a).</p>	
<p><b>CLASS I</b> The national flag of any country.</p>	<ol style="list-style-type: none"> <li>1. Each flag is displayed on a single flagstaff.</li> <li>2. Neither the flag nor the flagstaff display any advertisement or subject matter additional to the design of the flag.</li> </ol>
<p><b>CLASS J</b> An advertisement displayed inside a building.</p>	<ol style="list-style-type: none"> <li>1. The advertisement is not illuminated.</li> <li>2. The building in which the advertisement is displayed is not used principally for the display of advertisements.</li> <li>3. No part of the advertisement is within 1 metre of any external door, window or other opening, through which it is visible from outside.</li> </ol>

(a) S.I. 1981/154 (N.I. 1)

## PART I

## CLASSES OF ADVERTISEMENTS WHICH MAY BE DISPLAYED WITH DEEMED CONSENT

**Specified Classes and Conditions****CLASS 1** *Functional advertisements of district councils, statutory undertakers and public transport undertakers*

Description	An advertisement displayed wholly for the purpose of announcement or direction in relation to any of the functions of a district council or to the operation of a statutory undertaker or a public transport undertaking, which— (a) is reasonably required to be displayed for the safe or efficient performance of those functions, or operation of that undertaking; and (b) cannot be displayed by virtue of any other specified class.
Conditions	Illumination is not permitted unless reasonably required for the purpose of the advertisement.

**CLASS 2** *Miscellaneous advertisements relating to the premises on which they are displayed*

(1) Description	An advertisement displayed for the purpose of identification, direction or warning, with respect to the land or building on which it is displayed.
Conditions	(a) The advertisement does not exceed 0.3 square metre in area. (b) Illumination is not permitted. (c) No character or symbol on the advertisement is more than 0.3 metre in height. (d) No part of the advertisement is more than 5 metres above ground level.
(2) Description	An advertisement relating to any person, partnership or company separately carrying on a profession, business or trade at the premises where it is displayed.
Conditions	(a) The advertisement does not exceed 0.3 square metre in area. (b) No character or symbol on the advertisement is more than 0.3 metre in height. (c) No part of the advertisement is more than 5 metres above ground level. (d) Not more than 1 such advertisement is permitted for each person, partnership or company or, in the case of premises with entrances on different road frontages, 1 such advertisement at each of the 2 such entrances.

- (e) Illumination is not permitted unless the advertisement states that medical or similar services or supplies are available on the premises and the illumination is in a manner reasonably required for that purpose.

(3) Description An advertisement relating to any institution of a religious, educational, cultural, recreational, or medical character, or to any hotel, restaurant, guest house or public house, block of flats, club, boarding house or hostel, at the premises where it is displayed.

- Conditions
- (a) Not more than 1 such advertisement is permitted in respect of each premises or, in the case of premises with entrances on different road frontages, 1 such advertisement at each of the 2 such entrances.
  - (b) The advertisement does not exceed 1.5 square metres in area.
  - (c) No character or symbol on the advertisement is more than 0.3 metre in height.
  - (d) No part of the advertisement is more than 5 metres above ground level.
  - (e) Illumination is not permitted unless the advertisement states that medical services or supplies are available at the premises and the illumination is in a manner reasonably required for that purpose.

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CLASS 3 *Miscellaneous temporary advertisements*

(1) Description An advertisement relating to the sale or letting, for residential, agricultural, industrial or commercial use or for development for such use, of the land or premises on which it is displayed.

- Conditions
- (a) (i) Not more than 1 such advertisement, consisting of a single board or 2 joined boards, is permitted.
  - (ii) Where more than 1 such advertisement is displayed, the first to be displayed shall be taken to be the one permitted.
  - (b) No advertisement is displayed indicating that land or premises have been sold or let, other than by the addition to an existing advertisement of a statement that a sale or letting has been agreed, or that the land or premises have been sold or let, subject to contract.
  - (c) The advertisement is removed within 14 days after the sale is completed or a tenancy is granted.
  - (d) The advertisement does not exceed in area—
    - (i) where the advertisement relates to the sale or letting of agricultural land 10 square metres;
    - (ii) where the advertisement relates to the sale or letting of any other land or development for residential, industrial or commercial use, 2 square metres or, in the case of 2 joined boards together, 2.5 square metres in aggregate.

- (e) Where the advertisement is displayed on a building, the maximum projection permitted from the face of the building is 1 metre.
- (f) Illumination is not permitted.
- (g) No character or symbol on the advertisement is more than 0.3 metre in height.
- (h) No part of the advertisement is higher above ground level than 5 metres or in the case of a sale or letting of part only of a building, the lowest level of that part of the building on which display is reasonably practicable.

## (2) Description

An advertisement announcing the sale of goods or livestock, and displayed on the land where the goods or livestock are situated or where the sale is held, not being land which is normally used, whether at regular intervals or otherwise, for the purpose of holding such sales.

## Conditions

- (a) (i) Not more than 1 such advertisement is displayed at any one time on the land concerned.
- (ii) Where more than 1 such advertisement is displayed, the first to be displayed shall be taken to be the one permitted.
- (b) No advertisement is displayed earlier than 28 days before the day (or first day) on which the sale is due to take place.
- (c) The advertisement is removed within 14 days after the sale is completed.
- (d) An advertisement relating to the sale on agricultural land, does not exceed 10 square metres in area.
- (e) An advertisement relating to the sale on any other land, does not exceed 1.5 square metres in area.
- (f) Illumination is not permitted.
- (g) No character or symbol on the advertisement is more than 0.3 metre in height.
- (h) No part of the advertisement is more than 5 metres above ground level.

## (3) Description

An advertisement relating to the carrying out of building or similar work on the land on which it is displayed, not being land which is normally used, whether at regular intervals or otherwise, for the purposes of carrying out such work.

## Conditions

- (a) (i) Not more than one such advertisement is displayed at any time, on each road frontage of the land, in respect of each separate development project.
- (ii) Where more than 1 advertisement is displayed, the first to be displayed shall be taken to be the one permitted.
- (b) The advertisement is not displayed except while the relevant works are being carried out.
- (c) The advertisement does not exceed 4 square metres in aggregate.

- (d) Illumination is not permitted.
- (e) No character or symbol on the advertisement is more than 0.3 metre in height.
- (f) No part of the advertisement is more than 5 metres above ground level.

## (4) Description

An advertisement—

- (i) announcing any local event or activity of a religious, educational, cultural, charitable, political, social or recreational character; or
- (ii) relating to any temporary matter in connection with an event or local activity of such character;

not being an event or activity promoted or carried on for commercial purposes.

## Conditions

- (a) The advertisement does not exceed 1 square metre in area.
- (b) The advertisement is not displayed earlier than 28 days before the day (or first day) on which the event is due to take place.
- (c) The advertisement is removed within 14 days after the end of the event.
- (d) Illumination is not permitted.
- (e) No character or symbol is more than 0.3 metre in height.
- (f) No part of the advertisement is more than 5 metres above ground level.

## (5) Description

An advertisement relating to any demonstration of agricultural methods or processes, on the land on which it is displayed.

## Conditions

- (a) The advertisement is not displayed for more than 6 months in any period of 12 months.
- (b) The advertisement is limited in respect of each demonstration to 10 square metres in area.
- (c) The advertisement is not displayed earlier than 28 days before the day (or first day) on which the demonstration is due to take place and shall be removed within 14 days after the end of the demonstration.
- (d) Illumination is not permitted.
- (e) No character or symbol on the advertisement is more than 0.3 metre in height.
- (f) No part of the advertisement is more than 5 metres above ground level.

## (6) Description

An advertisement relating to the visit of a travelling circus, fair or similar travelling entertainment to any specified place.

## Conditions

- (a) The advertisement does not exceed 1 square metre in area.



- (b) The advertisement is not displayed earlier than 14 days before the first performance or opening of the entertainment at the place specified.
- (c) The advertisement is removed within 7 days after the last performance or closing of the specified entertainment.
- (d) At least 14 days before the advertisement is first displayed, the person displaying the advertisement notifies the Department in writing of the first date on which, and of the site at which, it is to be displayed.
- (e) Illumination is not permitted.
- (f) No part of the advertisement is more than 5 metres above ground level.

CLASS 4      *Illuminated advertisements on business premises*

(1) Description      An illuminated advertisement displayed on the frontage of premises forming part of a retail park, which overlook or face on to a car park wholly or mainly bounded by the retail park, where the advertisement refers wholly to the business carried on, and/or the name and qualifications of the person carrying on a business from the premises.

Conditions

- (a) Subject to condition (k), the advertisement is not permitted within a conservation area, an area of outstanding natural beauty or a National Park.
- (b) In the case of a shop, the advertisement is not displayed except on a wall containing a shop window.
- (c) Not more than 1 advertisement parallel to a wall and 1 projecting at right angles from such a wall are permitted, and in the case of any projecting advertisement—
  - (i) no surface is greater than 1 square metre in area;
  - (ii) the advertisement does not project more than 1 metre from the wall; and
  - (iii) it is not more than 1.5 metres high.
- (d) Each character of the advertisement but no part of the background is illuminated from within.
- (e) The advertisement does not include any intermittent light source, moving feature, exposed cold cathode tubing, animation or reflective material.
- (f) The luminance of the advertisement may not exceed the permitted limits specified in paragraph 2 of Part II.
- (g) In the case of any advertisement consisting of a built-up box containing the light source, the distance between—
  - (i) the face of the advertisement and any wall parallel to which it is displayed, at the point where it is affixed; or
  - (ii) the 2 faces of any advertisement projecting from a wall,
 does not exceed 0.25 metre.

- (h) The lowest part of the advertisement is at least 2.5 metres above ground level.
- (i) No part of the advertisement is higher above ground level than 5 metres or the bottom level of any first floor window in the wall on which the advertisement is displayed, whichever is the lower.
- (j) No character or symbol on the advertisement is more than 0.3 metre in height.
- (k) An advertisement displayed on the date of designation of an area or Park referred to in condition (a) may continue to be displayed for a period of 5 years from that date.

## (2) Description

An illuminated advertisement, other than one falling within Class 4(1), displayed on business premises wholly with reference to the business carried on and/or the name and qualifications of the person carrying on a business from those premises.

## Conditions

- (a) Subject to condition (l) the advertisement is not permitted within a conservation area, an area of outstanding natural beauty or a National Park.
- (b) In the case of a shop, the advertisement is not displayed except on a wall containing a shop window.
- (c) Not more than 1 advertisement parallel to a wall and 1 projecting at right angles from such a wall is permitted, and in the case of any projecting advertisement—
  - (i) no surface is greater than 1 square metre in area;
  - (ii) the advertisement may not project more than 1 metre from the wall or two-thirds of the width of any footway or pavement below, whichever is the less;
  - (iii) the advertisement is not more than 1 metre high; and
  - (iv) it does not project over any carriageway.
- (d) Each character of the advertisement but no part of the background is to be illuminated from within.
- (e) The advertisement does not include any intermittent light source, moving feature, exposed cold cathode tubing, animation or reflective material.
- (f) The luminance of the advertisement may not exceed the limits specified in paragraph 2 of Part II.
- (g) In the case of any advertisement consisting of a built-up box containing the light source, the distance between—
  - (i) the face of the advertisement and any wall parallel to which it is displayed, at the point where it is affixed; or
  - (ii) the 2 faces of any advertisement projecting from a wall,
 does not exceed 0.25 metre.
- (h) The lowest part of the advertisement is at least 2.5 metres above ground level.

- (i) No part of the advertisement is higher above ground level than 5 metres or the bottom level of any first floor window in the wall on which the advertisement is displayed, whichever is the lower.
- (j) No character or symbol on the advertisement is more than 0.3 metre in height.
- (k) No surface of the advertisement exceeds 0.17 of the frontage on which it is displayed, measured up to a height of 5 metres from ground level or 0.2 of the frontage measured to the top of the advertisement, whichever is the less.
- (l) Any advertisement displayed on the date of designation of an area or Park referred to in condition (a) may continue to be displayed for a period of 5 years from that date.

**CLASS 5**      *Advertisements (other than illuminated advertisements) on business premises*

- |             |  |
|-------------|--|
| Description | Any advertisement which does not fall within Class 4(1) or 4(2) displayed on business premises wholly with reference to the business carried on, and/or the goods sold or services provided, and/or the name and qualifications of the person carrying on the business, and/or supplying the goods or services, on those premises.   |
| Conditions  | <ul style="list-style-type: none"> <li>(a) In the case of a shop, the advertisement is not displayed, except on a wall containing a shop window.</li> <li>(b) Illumination is not permitted.</li> <li>(c) No character or symbol on the advertisement is more than 0.3 metre in height.</li> <li>(d) No part of the advertisement is higher above ground level than 5 metres or the bottom of any first floor window on the wall on which the advertisement is displayed, whichever is the lower.</li> </ul> |

**CLASS 6**      *An advertisement on a forecourt of business premises*

- |             |   |
|-------------|---|
| Description | An advertisement displayed on the forecourt of business premises, wholly with reference to all or any of the matters specified in the description in Class 5.   |
| Conditions  | <ul style="list-style-type: none"> <li>(a) The advertisement is displayed on a forecourt or, in the case of a building with a forecourt on 2 or more frontages, the advertisement on each of those frontages, does not exceed in aggregate 5 square metres in area.</li> <li>(b) Illumination is not permitted.</li> <li>(c) No character or symbol on the advertisement is more than 0.3 metre in height.</li> <li>(d) No part of the advertisement is more than 5 metres above ground level.</li> </ul> |

## CLASS 7

*Flag advertisements*

- Description      An advertisement in the form of a flag attached to a single flagstaff projecting from the roof of a building.
- Conditions      (a) No advertisement is permitted other than one—
- (i) bearing the name and/or device of any person occupying the building; or
  - (ii) referring to a specific event (other than the offering of named goods for sale) of limited duration, which is taking place in the building, for the duration of that event.
- (b) No character or symbol on the flag may be more than 0.3 metre in height.
- 

## CLASS 8

*Advertisements on hoardings relating to building operations*

- Description      An advertisement on a hoarding which encloses, either wholly or in part, land on which building operations are taking place or are about to take place, if those operations are in accordance with planning permission (other than outline permission) for development primarily for use for commercial, industrial or business purposes.
- Conditions      (a) Subject to condition (g) below, the advertisement is not displayed in a conservation area, an area of outstanding natural beauty or a National Park.
- (b) The advertisement is not displayed earlier than 28 days before the commencement of the building operations.
- (c) The advertisement is at least 1.5 metres high and 1 metre long and not more than 3.1 metres high and 6.1 metres long.
- (d) At least 14 days before the advertisement is first displayed, the Department is notified in writing, by the person displaying it, of the date on which it will first be displayed and is sent a copy of the relevant planning permission.
- (e) The advertisement is not displayed for more than 2 years.
- (f) Illumination is permitted in a manner and to the extent reasonably required to achieve the purpose of the advertisement.
- (g) An advertisement displayed on the date of designation of an area of Park referred to in condition (a) may continue to be displayed for a period of 1 year from the date or 2 years from the date of commencement of the display, whichever is the later.
-

## CLASS 9

*Directional advertisements*

Description	An advertisement on a single flat surface directing potential buyers and others to a site where residential development is taking place.
Conditions	<p>(a) The advertisement may not exceed 0.15 square metre in area.</p> <p>(b) No part of the advertisement is of a reflective material.</p> <p>(c) The design of the advertisement is not similar to that of a traffic sign.</p> <p>(d) The advertisement is displayed on land adjacent to a road, in a manner which makes it reasonably visible to an approaching driver, but not within 50 metres of a traffic sign intended to be observed by persons approaching from the same direction.</p> <p>(e) The advertisement is not more than 2 miles from the main entrance of the site.</p> <p>(f) The Department is, at least 14 days before the advertisement is first displayed, notified in writing of the place at which, and the first date on which, it will be displayed.</p> <p>(g) The advertisement is not displayed after the development of the site is completed or, in any event, for more than 2 years.</p> <p>(h) Illumination is not permitted.</p> <p>(i) Any character or symbol on the advertisement is at least 0.04 metre high.</p> <p>(j) No character or symbol on the advertisement is more than 0.3 metre high.</p> <p>(k) No part of the advertisement is more than 5 metres above ground level.</p>

## CLASS 10

*Advertisements inside buildings*

Description	An advertisement, displayed inside a building, which does not comply with the conditions relating to Class J in Schedule 2.
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## PART II

## INTERPRETATION

1.—(1) In Part I of this Schedule—

“agricultural” has the same meaning as in section 43(1) of the Agriculture Act (Northern Ireland) 1949(a);

“business premises” means any building or part of a building normally used for the purpose of any professional, commercial or industrial undertaking, or for

(a) 1949 c. 2 (N.I.)

the purpose of providing services to members of the public or of any association, and includes a public restaurant, licensed premises and a place of public entertainment, but not—

- (a) unless it was normally used immediately before 1st October 1973 for any such purpose or has been adapted for use for any such purpose by the construction of a shop front or the making of a material alteration to its external appearance, a building designed for use as one or more separate dwellings;
- (b) a building used as an institution of a religious, educational, cultural, recreational or medical character;
- (c) any forecourt or other land forming part of the curtilage of a building;
- (d) any fence, wall or similar screen or structure, unless it forms part of the fabric of a building;

“existing directional advertisement” does not include any advertisement displayed without express or deemed consent;

“forecourt” includes any fence, wall or similar screen or structure enclosing a forecourt and not forming part of the fabric of a building constituting business premises;

“ground level”, in relation to the display of advertisements on any building, means the ground floor level of that building;

“joined boards” means boards joined at an angle, so that only 1 surface of each is suitable for advertising;

“public transport undertaking” means a non-statutory undertaking engaged in the carriage of passengers;

“retail park” means a group of 3 or more retail stores, at least 1 of which has a minimum internal floor area of 1,000 square metres and which—

- (a) are set apart from existing shopping centres but within an existing or proposed urban area;
- (b) share 1 or more communal car parks.

(2) Where a maximum area is specified in relation to any class in this Schedule, in the case of a double-sided board, the area of 1 side only shall be taken into account.

2.—(1) The permitted limits of luminance for advertisements falling within Class 4(1) or 4(2) are, subject to sub-paragraph (2), for an illuminated area measuring not more than—

- (a) 0.5 square metre, 1,000 candela,
- (b) 2 square metres, 800 candela,
- (c) 10 square metres, 600 candela

and for any greater area, 400 candela.

(2) For the purpose of calculating the relevant area for the permitted limits—

- (a) each advertisement, or in the case of a double-sided projecting advertisement, each side of the advertisement is to be taken separately;
- (b) no unilluminated part of the advertisement is to be taken into account.

## PART I

MODIFICATIONS OF ARTICLES 20, 23, 24, 32, 33 AND 38 OF THE PLANNING  
(NORTHERN IRELAND) ORDER 1991

Column 1 <i>Provision of the 1991 Order</i>	Column 2 <i>Modifications</i>
Article 20(1) (form and content of applications)	None.
Article 20(2)	Omit the words "to develop" on the second line and the word "land" on the third line. In sub-paragraph (a) omit the words "for any development" and the words "in which the land is situated".
Article 20(3)	Omit.
Article 23(1) (notice requiring planning application)	For the words "development has been carried out—(a)" substitute "any advertisement has been displayed". Omit "in accordance with this Part; or". Omit sub-paragraph (b). Omit the words "or approval".
Article 23(2)	For the words "the development to which it relates was begun" to the end substitute "the advertisement to which it relates was first displayed".
Article 23(3)	For the words "matters alleged to constitute development" substitute "advertisement".
Article 23(4)	For the words "owner" to the end substitute "person displaying the advertisement".
Article 23(5)	For the word "any" on the second line substitute "the".
Article 23(6) and (7)	Omit.
Article 23(8)	For the words "paragraphs (5) to (7)" substitute "paragraph (5)".
Article 23(9) to (11)	None.
Article 23(12)	Omit the words "or approval".
Article 24(1) (appeal against notice under Article 23)	None.
Article 24(2)	For sub-paragraphs (a) and (b) substitute— “(a) that the display of the advertisement referred to in the notice does not require consent;

Column 1 <i>Provision of the 1991 Order</i>	Column 2 <i>Modifications</i>
Article 24(3) Article 24(4)	<p>(b) that no advertisement has been displayed as alleged in the notice; and”.</p> <p>None.</p> <p>For the words “if either the appellant” to the end substitute— “afford both the appellant and the Department an opportunity of— (a) appearing before and being heard by the commission; or (b) submitting to the commission a written statement within such period and in respect of such matters as the commission may specify to them by notice in writing.”.</p>
Article 24(5) to (7) Article 32(1) (appeals)	<p>None.</p> <p>Omit the words “to develop land; or” in sub-paragraph (a).</p> <p>Omit sub-paragraphs (b) and (c).</p> <p>For the words “permission, consent, agreement or approval” substitute “consent”.</p>
Article 32(2) Article 32(3) Article 32(4)	<p>Omit.</p> <p>None.</p> <p>Omit the words “subject to paragraphs (5) and (6)”.</p>
Article 32(5)	<p>Substitute the following paragraph— “Where an appeal is brought under this Article, the commission shall afford both the appellant and the Department the opportunity of— (a) appearing before and being heard by the commission; or (b) submitting to the commission a written statement within such period and in respect of such matters as the commission may specify to them by notice in writing.”</p>
Article 32(6) Article 33 (appeal in default of planning decision)	<p>Omit.</p> <p>After the words “Article 32(1)” insert the words “as applied and modified by the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992”.</p>



Column 1 <i>Provision of the 1991 Order</i>	Column 2 <i>Modifications</i>
Article 38(1) (revocation or modification of planning permission)	<p>Omit the words “either —”, “(a)”, and “; or” in paragraph (a).</p> <p>Omit paragraph (b). In head (i) for the words “permission, consent, agreement or approval” substitute “consent”.</p> <p>Omit the words “having regard to the development plan and to any other material considerations”.</p> <p>For the words “any permission to develop land granted on an application made under this Part” substitute “any consent for the display of an advertisement”.</p> <p>For the words “paragraphs (2) to (4)” substitute “paragraphs (2), (2A) and (3)”.</p> <p>For the word “permission” substitute “consent”.</p> <p>Omit the words “(having regard to those matters)”.</p>
Article 38(2)	<p>For paragraph (2) substitute the following paragraphs—</p> <p>“(2) Before making an order under this Article, the Department shall serve notice on—</p> <ul style="list-style-type: none"> <li>(a) the person who applied for the consent;</li> <li>(b) the owner and occupier of the land affected; and</li> <li>(c) any other person who, in its opinion, would be affected by the order.</li> </ul> <p>(2A) Said notice shall provide that within such period as may be specified in the notice (not being less than 28 days from the date of service thereof) any person on whom notice is served may in writing require the Department to afford him an opportunity—</p> <ul style="list-style-type: none"> <li>(a) of appearing before and being heard by the planning appeals commission; or</li> </ul>

Column 1 <i>Provision of the 1991 Order</i>	Column 2 <i>Modifications</i>
Article 38(3)	<p>(b) of submitting to the commission a written statement within such period and in respect of such matters as the commission may specify to him by notice in writing.”.</p> <p>For the words “permission to develop land” substitute “consent for the display of an advertisement”.</p> <p>In sub-paragraph (a) for the word “permission” substitute “consent”.</p> <p>After the words “relates to” insert the words “a display which involves”.</p> <p>For sub-paragraph (b) substitute “in any other case, at any time before the display of the advertisement has begun.”.</p> <p>For the words “permission for” substitute “consent for a display which involves”.</p>
Article 38(4)	Omit.
Article 38(5)	None.

## PART II

Regulations 7(2), 11(2),  
12(2) and 13(2)

## ARTICLES 20, 23, 24, 32, 33 AND 38 OF THE 1991 ORDER AS MODIFIED

*Form and content of applications*

20.—(1) Any application to the Department for consent to display an advertisement—

- (a) shall be made in such manner as may be specified by the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992;
- (b) shall include such particulars, and be verified by such evidence, as may be required by the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992 or by any directions given by the Department thereunder.

(2) Provision shall be made by the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992 for regulating the manner in which applications for consent to display an advertisement are to be dealt with by the Department and in particular—

- (a) for requiring the Department before granting or refusing consent to display an advertisement, to consult with the district council for the area and with such authorities or persons as may be specified by the regulations;

- (b) for requiring the Department to give to any applicant for consent to display an advertisement, within such time as may be specified by the regulations, such notice as may be specified by the regulations as to the manner in which his application has been dealt with.

*Notice requiring application for consent*

23.—(1) Where it appears to the Department that any advertisement has been displayed without the grant of consent for the display of an advertisement required in that behalf, the Department may issue a notice under this Article requiring the making of an application for such consent to the Department within 28 days from the service of the notice.

(2) A notice under this Article may be issued only within the period of 4 years from the date on which the advertisement to which it relates was first displayed.

(3) A notice under this Article shall specify the advertisement to which the notice relates.

(4) A copy of a notice under this Article shall be served on the person displaying the advertisement.

(5) Where a copy of a notice under this Article has been served on the person referred to in paragraph (4), then if the application referred to in the notice is not made to the Department within the period allowed for compliance with the notice, that person shall be guilty of an offence and liable on summary conviction to a fine not exceeding level 3 on the standard scale.

(8) If, after a person has been convicted under paragraph (5), the application referred to in the notice under this Article is not made to the Department, he shall be guilty of a further offence and liable on summary conviction to a fine not exceeding one tenth of level 3 on the standard scale for each day following his first conviction on which the offence continues.

(9) The Department may, at any time before the end of the period allowed for compliance with a notice under this Article, withdraw the notice.

(10) If it does so the Department shall forthwith give notice of the withdrawal to every person who was served with a copy of the notice.

(11) Any reference in this Article and Article 24 to the period allowed for compliance with a notice under this Article is a reference to the period mentioned in paragraph (1) or such extended period as may be allowed by the Department for compliance with the notice.

(12) For the purposes of this Article an application to the Department for any consent to display an advertisement shall not be taken to be made unless it is accompanied by the fee prescribed under Article 127 in relation to that application.

*Appeal against notice under Article 23*

24.—(1) A person on whom a copy of a notice has been served under Article 23 may, at any time before the end of the period allowed for compliance with that notice, appeal to the planning appeals commission against the notice.

(2) An appeal may be brought on any of the following grounds—

(a) that the display of the advertisement referred to in the notice does not require consent;

(b) that no advertisement has been displayed as alleged in the notice; and

(c) that the period of 4 years referred to in Article 23(2) had elapsed at the date when the notice was issued.

(3) An appeal under this Article shall be made by notice in writing to the planning appeals commission and such notice shall indicate the grounds of the appeal and state the facts on which it is based.

(4) Before determining an appeal under this Article the planning appeals commission shall afford both the appellant and the Department an opportunity of—

(a) appearing before and being heard by the commission; or

(b) submitting to the commission a written statement within such period and in respect of such matters as the commission may specify to them by notice in writing.

(5) Where an appeal is brought under this Article the notice shall be of no effect pending the final determination or the withdrawal of the appeal.

(6) On an appeal under this Article the planning appeals commission—

(a) shall quash the notice, vary the terms of the notice or uphold the notice; and

(b) may correct any informality, defect or error in the notice, or vary its terms, if it is satisfied that the correction or variation can be made without injustice to the appellant or to the Department.

(7) The validity of a notice under Article 23 shall not, except by way of an appeal under this Article, be questioned in any proceedings whatsoever or on any of the grounds on which such an appeal may be brought.

### *Appeals*

32.—(1) Where an application is made to the Department for consent to display an advertisement, then if that consent is refused or is granted subject to conditions, the applicant may by notice in writing under this Article appeal to the planning appeals commission.

(3) Any notice under this Article shall be served on the planning appeals commission within 6 months from the date of notification of the decision to which it relates or such longer period as the commission may allow.

(4) Where an appeal is brought under this Article from a decision of the Department, the planning appeals commission may allow or dismiss the appeal or may reverse or vary any part of the decision whether the appeal relates to that part thereof or not and may deal with the application as if it had been made to it in the first instance.

(5) Where an appeal is brought under this Article, the commission shall afford both the appellant and the Department an opportunity of—

(a) appearing before and being heard by the commission; or

(b) submitting to the commission a written statement within such period and in respect of such matters as the commission may specify to them by notice in writing.

### *Appeal in default of decision*

33. Where any such application as is mentioned in Article 32(1) as applied and modified by the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992 is made to the Department, then unless within such period as may be specified by the regulations, or within such extended period as may be agreed upon in writing between the applicant and the Department, the Department gives notice to the applicant of its decision on the application, Article 32 shall apply in relation to the application—

(i) as if the consent to which it relates had been refused by the Department; and

- (ii) as if notification of the Department's decision had been received by the applicant at the end of the period so specified or at the end of the said extended period, as the case may be.

*Revocation or modification of consent*

38.—(1) If it appears to the Department, that it is expedient to revoke or modify any consent for the display of an advertisement, the Department may, subject to paragraphs (2), (2A) and (3), by order revoke or modify the consent to such extent as it considers expedient.

(2) Before making an order under this Article, the Department shall serve notice on—

- (a) the person who applied for the consent;
- (b) the owner and occupier of the land affected; and
- (c) any other person who, in its opinion, would be affected by the order.

(2A) Said notice shall provide that within such period as may be specified in the notice (not being less than 28 days from the date of service thereof) any person on whom notice is served may in writing require the Department to afford him an opportunity—

- (a) of appearing before and being heard by the planning appeals commission; or
- (b) of submitting to the commission a written statement within such period and in respect of such matters as the commission may specify to him by notice in writing.

(3) The power conferred by this Article to revoke or modify consent for the display of an advertisement may be exercised—

- (a) where the consent relates to a display which involves the carrying out of building or other operations, at any time before those operations have been completed;
- (b) in any other case, at any time before the display of the advertisement has begun;

except that the revocation or modification of consent for a display which involves the carrying out of building or other operations shall not affect so much of those operations as has been previously carried out.

(5) Where the Department makes an order under this Article it shall serve a notice on any person mentioned in paragraph (2) stating the general effect of the order.

MODIFICATIONS TO SECTION 26 OF THE LAND DEVELOPMENT VALUES  
(COMPENSATION) ACT (NORTHERN IRELAND) 1965

Column 1 <i>Provision of the 1965 Act</i>	Column 2 <i>Modifications</i>
Section 26(1) (compensation where planning permission is revoked or modified)	For the words "planning permission" and "permission" substitute "consent for the display of an advertisement". After "Article 38 of the Planning Order" insert the words "as modified by the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992". Omit the words "unless compensation" to the end.
Section 26(2)	None.
Section 26(3)	For the word "permission" where it twice occurs substitute "consent". After the word "work" in sub-paragraph (a) insert the words "including the preparation of plans or similar material". In sub-paragraph (b) omit the words "(not being loss or damage consisting of depreciation of the value of a compensatable estate in any land)".
Section 26(4) to (6)	Omit.
Section 26(7)	None.

## PART IV

## Regulation 14(2)

## SECTION 26 OF THE ACT OF 1965 AS MODIFIED

*Compensation where consent is revoked or modified*

26.—(1) Where any consent for the display of an advertisement is revoked or modified by an order under Article 38 of the Planning Order as modified by the Planning (Control of Advertisements) Regulations (Northern Ireland) 1992, then, if on a claim duly made to the Department in accordance with this section, it is shown that a person interested in the land to which the consent for the display of an advertisement related—

- (a) had incurred expenditure in carrying out work which is rendered abortive by the revocation or modification; or
- (b) has otherwise sustained loss or damage which is directly attributable to the revocation or modification;

the Department shall pay to him compensation in respect of that expenditure, loss or damage.

(2) For the purposes of this section, any expenditure incurred in the preparation of plans for the purposes of any work, or upon other similar matters preparatory

thereto, shall be taken to be included in the expenditure incurred in carrying out that work.

(3) Subject to subsection (2), compensation shall not be paid under this section in respect of—

(a) any work including the preparation of plans or similar material carried out before the grant of the consent which is revoked or modified; or

(b) any loss or damage arising out of anything done or omitted to be done before the grant of that consent.

(7) The Department may make regulations under this section as to the manner in which any claims for compensation under this section must be made.

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### EXPLANATORY NOTE

*(This note is not part of the Regulations.)*

These Regulations replace with amendments the Planning (Control of Advertisements) Regulations (Northern Ireland) 1973 which are revoked by these Regulations.

The main changes made by the Regulations are as follows—

(a) regulation 11 applies Article 23 of the Planning (Northern Ireland) Order 1991 (“the Order”) to the display of advertisements. The effect is to allow the Department by notice to require the submission of an application for consent where an advertisement is displayed without the required consent. Article 24 of the Order as applied by regulation 11 provides for appeals to the planning appeals commission against the notice;

(b) regulation 11 by applying Articles 23(5) and (8) of the Order also creates 2 new offences for non-compliance with a notice requiring the submission of an application for consent. Under Article 23(5) as so applied, where a person fails to submit an application for consent in accordance with a notice served under Article 23(4) as applied, that person shall on summary conviction be liable to a fine not exceeding level 3 on the standard scale (£400). Article 23(8) as applied provides that following conviction, if an application is still not made, a further offence is committed and a person may be fined up to 1/10 of level 3 (£40) per day for each day the offence continues;

(c) appeals to the planning appeals commission against refusal of consent or consent to display an advertisement or consent granted subject to conditions are to be dealt with by either a hearing or written representations (regulation 12 and Schedule 4 Part I);

(d) the following 2 new classes of advertisement are exempted from the regulations—

- (i) an advertisement displayed on, or which consists of, a single balloon, not more than 60 metres above the ground, attached to a site for a maximum of 10 days in any calendar year, so long as the site is not in an area of outstanding natural beauty, a conservation area, or a National Park (Schedule 2, Class A);
  - (ii) the national flag of any country, flown on a single flagstaff, displaying only the design of that flag (Schedule 2, Class 1). This category has been included for the avoidance of doubt;
- (e) the following new classes of advertisements may be displayed with deemed consent—
- (i) certain advertisements relating to a visit of a travelling circus, fair or similar entertainment (Schedule 3, Class 3(6));
  - (ii) certain illuminated advertisements on the frontage of business premises within a retail park (as defined in Part II of Schedule 3), and on other business premises (Schedule 3, Classes 4(1) and (2));
  - (iii) certain advertisements on hoardings enclosing land on which building operations are taking or are to take place if those premises have planning permission for commercial, industrial or business premises (Schedule 3, Class 8);
  - (iv) certain advertisements directing the public to sites where residential development is taking place (Schedule 3, Class 9(1));
  - (v) advertisements, displayed inside buildings, which do not comply with the conditions relating to Class J in Schedule 2 (Schedule 3, Class 10);
- (f) provision has not been made for enforcement notices under Article 84 of the Order.

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**1992 No. 449**

This Order has been exempted from printing by the Statutory Rules (Northern Ireland) Order 1979. A summary is given in the List of Statutory Rules of a Local Character under the heading ROADS.