



**Cumberland Council
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PLANNING (LISTED BUILDINGS AND CONSERVATION AREAS) ACT 1990.

NOTICE OF LISTED BUILDING CONSENT

Aldo Rinaldi (Freelance Curator and Producer)
17 Orient Wharf
74 Wapping High Street
London
E1W 2NP
FAO: Mr Aldo Rinaldi

APPLICATION No: 4/23/2233/0L1

**LISTED BUILDING CONSENT FOR THE INSTALLATION OF A PUBLIC
ARTWORK BY ARTIST RYAN GANDER ON THE WATER TOWER AT
SEASCALE, LOCATED ON A GREEN SPACE OUTSIDE SEASCALE SPORTS
HALL SEASCALE
OLD WATER TOWER, GOSFORTH ROAD, SEASCALE**

Aldo Rinaldi (Freelance Curator and Producer)

The above application dated 15/08/2023 has been considered by the Council in pursuance of its powers under the above Act and LISTED BUILDING CONSENT HAS BEEN GRANTED subject to the following conditions:

Standard Conditions:

1. The works hereby permitted must be commenced before the expiration of three years from the date of this consent.

Reason

To comply with Sections 18 and 74 of the Planning (Listed Buildings and Conservation Areas) Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

2. This permission relates to the following plans and documents as received on the retrospective dates and development shall be carried out in accordance with them:-
 - Location Plan, 1:500 or 1:1000, Drawing No: 01, received by the Local Planning Authority on the 15th August 2023.
 - Block Plan, Scale 1:50 or 1:100, Drawing No: 02, received by the Local Planning Authority on the 15th August 2023.
 - Elevation, Scale 1:25 or 1:50, Drawing No: 03, received by the Local Planning Authority on the 15th August 2023.
 - Design & Access Statement, received by the Local Planning Authority on the 15th August 2023.
 - Sign Location, received by the Local Planning Authority on the 15th August 2023.
 - Proposed Sign Elevations, received by the Local Planning Authority on the 15th August 2023.

Reason

To conform with the requirement of Section 91 of the Town and Country Planning Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

Pre Commencement Conditions:

3. Prior to the first installation of the public artwork hereby approved, a scheme for installation of the artwork and interpretation board and a scheme for restoration of the site once the artwork and interpretation board are removed must be submitted to and approved in writing by the Local Planning Authority. The installation and restoration scheme must be produced by a suitability qualified person. The works should be implemented in accordance with these approved details at all times thereafter.

Reason

In the interest of protecting the heritage asset.

Other Conditions:

4. Once installed the public artwork and interpretation board hereby approved must only be sited on this building for 12 months from the date of their first installation. The Local Planning Authority must be informed in writing of this installation date.

Reason

In the interest of protecting the heritage asset.

5. The mounting holes for the bracket associated with the public artwork hereby approved must be inserted into the existing mortar joints where possible to avoid drilling into the masonry. Any mortar holes must be made good with a colour-matched mortar when the artwork is removed from the site.

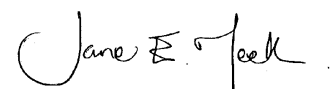
Reason

In the interest of protecting the heritage asset.

Statement

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 in the National Planning Policy Framework.

Please read the accompanying notice



Jane Meek
Assistant Director
Thriving Place and Investment

13th October 2023

LISTED BUILDING CONSENT / CONSERVATION AREA CONSENT

NOTICE

IMPORTANT: This permission refers only to that required under the Planning (Listed Buildings and Conservation Areas) Act 1990 and does not include any consent or approval under any other enactment or under the Building Regulations.

These Notes do not apply when consent is granted unconditionally.

Appeals to the Secretary of State

If you are aggrieved by the decision of the Authority to refuse your application or to impose conditions on the permission with which you are dissatisfied, you may appeal to the Secretary of State under Sections 20 and 21 of the Planning (Listed Buildings and Conservation Areas) Act 1990. All appeals are handled on behalf of the Secretary of State by the Planning Inspectorate.

If you want to appeal against this decision then you must do so within 6 months of the date of this notice, or such longer period as the Secretary of State may, at any time, allow. Although the Secretary of State can allow a longer period for giving notice of an appeal, he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

Appeals must be made electronically. You can find more information online at www.gov.uk/planning-inspectorate or using a form which you can get from the Planning Inspectorate Customer Support Team (0303 444 50 00).

Please note only the applicant possesses the right of appeal.

If Listed Building consent is refused, or granted subject to conditions, whether by the Local Planning Authority or by the Secretary of State, and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any works which have been or would be permitted, he may serve on the Authority a Listed Building purchase notice requiring the Authority to purchase his interest in the land in accordance with the provisions of Section 32 of the Planning (Listed Buildings and Conservation Areas) Act 1990.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. Further details are on GOV.UK.