

Annex A

Tel:

Our Ref:

Dear Sir or Madam

Re: Advertising Boards on the Highway

The City of York Council, acting as Highway Authority, do not authorise the placement of any potential obstruction on the highway; the highway includes road, verge and footway. We have been tolerating Advertising Boards and other items on the Highway unless a complaint is received or the board is placed in such a manner whereby it is causing an obstruction.

However due to an increase of complaints in the city centre area regarding Advertising Boards, action is being taken to remove them.

I have a duty to ensure the safe passage of anyone who wishes to use the public highway and I would draw your attention to Sections 130 and 149 of the Highways Act which state:-

Protection of public rights

"130.-(1). . .It is the duty of the highway authority to assert and protect the rights of the public to use and enjoyment of any highway for which they are the highway authority. . ."

Power to remove structures from the highway

"149.-(2a). . .If the Highway Authority have reasonable grounds for considering that anything unlawfully deposited on the Highway constitutes a danger (including a danger by obstructing view) to users of the Highway, the Authority may remove the thing forthwith."

Therefore it is requested the Advertising Board placed on the highway advertising your business is removed immediately. If the Advertising Board continues to be placed on the public highway it will be removed and a charge will be made for its return. If the Advertising Board is not claimed within one month it will be disposed off.

I appreciate you will find this letter disappointing but I hope you now have a clearer view of our position on this issue.

Yours faithfully