



Historic England

Direct Dial: -

Groundwork South - Hidden Hastings

The Milking Parlour

Our ref: S00243959

Fairlight Place

Fairlight

East Sussex

TN35 5DT

24 April 2023

Dear [REDACTED]

**Ancient Monuments and Archaeological Areas Act 1979 (as amended); Section 2
control of works
Application for Scheduled Monument Consent**

**IRON AGE CLIFF CASTLE AND SIRE OF ST GEORGE'S CHURCHYARD ON EAST
HILL**

Scheduled Monument No: SM 12870, HA 1011086

Our ref: S00243959

Application on behalf of Hastings Borough Council

1. I am directed by the Secretary of State for Culture, Media & Sport to advise you of the decision regarding your application for Scheduled Monument Consent received 9 March 2023 in respect of proposed works at the above scheduled monument concerning installation of three directional posts (each consist of one post 600mm deep) and one information board (which consists of two posts 600mm deep), the works will be undertaken under archaeological observation. The works were detailed in the following documentation submitted by you:



4TH FLOOR, CANNON BRIDGE HOUSE, 25 DOWGATE HILL, LONDON EC4R 2YA

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Application Form
Written Scheme of Investigation & Heritage Statement
Directional Post Design & Specification
Interpretation Board Design & Specification
Location Plans

2. In accordance with paragraph 3(2) of Schedule 1 to the 1979 Act, the Secretary of State is obliged to afford you, and any other person to whom it appears to the Secretary of State expedient to afford it, an opportunity of appearing before and being heard by a person appointed for that purpose. This opportunity was offered to you by Historic England and you have declined it.

3. The Secretary of State is also required by the Act to consult with the Historic Buildings and Monuments Commission for England (Historic England) before deciding whether or not to grant Scheduled Monument Consent. Historic England considers the effect of the proposed works upon the monument to be beneficial for the presentation and public enjoyment of the monument, facilitating better public information and assisting visitors to the monument, with only a minor impact on the monument which is unlikely to cause significant archaeological damage, however, an archaeological watching brief has been included in the application to mitigate any possible harm.

I can confirm that the Secretary of State is agreeable for the works to proceed providing the conditions set out below are adhered to, and that accordingly Scheduled Monument Consent is hereby granted under section 2 of the 1979 Act for the works described in paragraph 1 above, subject to the following conditions:

- (a) The works to which this consent relates shall be carried out to the satisfaction of the Secretary of State, who will be advised by Historic England. At least 2 weeks' notice (or such shorter period as may be mutually agreed) in writing of the commencement of work shall be given to [REDACTED] in order that an Historic England representative can inspect and advise on the works and their effect in compliance with this consent.
- (b) The specification of work for which consent is granted shall be executed in full.
- (c) The WSI (including analysis, post-excavation, reporting and publication) for which consent is granted shall be executed in full, unless variations have been agreed in writing by Historic England.
- (d) All those involved in the implementation of the works granted by this consent must be informed by the applicant that the land is designated as a scheduled monument under the Ancient Monuments and Archaeological Areas Act 1979 (as amended); the extent of the scheduled monument as set out in both the



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scheduled monument description and map; and that the implications of this designation include the requirement to obtain Scheduled Monument Consent for any works to a scheduled monument from the Secretary of State prior to them being undertaken.

- (e) Equipment and machinery shall not be used or operated in the scheduled area in conditions or in a manner likely to result in damage to the monument and/or ground disturbance other than that which is expressly authorised in this consent.
- (f) A report on the archaeological recording shall be sent to the Historic Environment Record and to [REDACTED] at Historic England within 3 months of the completion of the works (or such other period as may be mutually agreed).
- (g) The contractor shall complete and submit an entry on OASIS (On-line Access to the Index of Archaeological Investigations - <http://oasis.ac.uk/england/>) prior to project completion, and shall deposit any digital project report with the Archaeology Data Service, via the OASIS form, upon completion.

4. By virtue of section 4 of the 1979 Act, if no works to which this consent relates are executed or started within the period of five years beginning with the date on which this consent was granted (being the date of this letter), this consent shall cease to have effect at the end of that period (unless a shorter time period is set by a specific condition above).

5. This letter does not convey any approval or consent required under any enactment, bye law, order or regulation other than section 2 of the Ancient Monuments and Archaeological Areas Act 1979.

6. Your attention is drawn to the provisions of section 55 of the 1979 Act under which any person who is aggrieved by the decision given in this letter may challenge its validity by an application made to the High Court within six weeks from the date when the decision is given. The grounds upon which an application may be made to the Court are (1) that the decision is not within the powers of the Act (that is, the Secretary of State has exceeded the relevant powers) or (2) that any of the relevant requirements have not been complied with and the applicant's interests have been substantially prejudiced by the failure to comply. The "relevant requirements" are defined in section 55 of the 1979 Act: they are the requirements of that Act and the Tribunals and Inquiries Act 1971 and the requirements of any regulations or rules made under those Acts.



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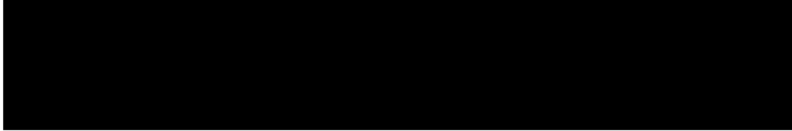
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Yours sincerely



For and on behalf of the Secretary of State for Culture, Media and Sport



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