

| | | | |
|--|---|---|--|
| APPLICATION NO: 14/01586/LBC | | OFFICER: Mr Martin Chandler | |
| DATE REGISTERED: 5th September 2014 | | DATE OF EXPIRY : 31st October 2014 | |
| WARD: All Saints | | PARISH: | |
| APPLICANT: | Mr Hekmat Kaveh | | |
| LOCATION: | 159 Fairview Road, Cheltenham | | |
| PROPOSAL: | Installation of a Banksy mural on south east facing flank wall (incorporating the artwork and a communication dish) (Retrospective application) | | |

REPRESENTATIONS

| | |
|---------------------------|-----------|
| Number of contributors | 28 |
| Number of objections | 5 |
| Number of representations | 0 |
| Number of supporting | 23 |

Redstart House
 Battledown Approach
 Cheltenham
 Gloucestershire
 GL52 6RE

Comments: 24th September 2014

As a fairly local resident to Cheltenham's Banksy mural, I would love to see this artwork remain in situ. It is witty and eye catching, thoroughly apt in the context of the town and its connection to GCHQ and it brightens up a slightly dull corner. We have taken visitors from home and abroad to see it and it has caused much hilarity. The Banksy mural is a positive addition to the area and should be retained.

Garden Flat
 66 Hales Road
 Cheltenham
 Gloucestershire
 GL52 6SS

Comments: 12th September 2014

I live in the locality and I support the application for retrospective listed building consent. I think the Banksy mural enhances the building and adds to the rich heritage of the area.

64 Little Herberts Road
 Charlton Kings
 Cheltenham
 Gloucestershire
 GL53 8LN

Comments: 29th September 2014

I support this application.

128 Fairview Road
Cheltenham
Gloucestershire
GL52 2EU

Comments: 20th September 2014

I absolutely support this application. I think preservation of the Banksy would be fantastic for the local area and Cheltenham as a whole. I consider it a real gift to the town, and it would be such a missed opportunity to not do everything possible to protect it and keep it where it is.

67 Prestbury Road
Cheltenham
Gloucestershire
GL52 2BY

Comments: 20th September 2014

I live a few streets away from "Spy Booth" and would like to register my support for this application. "Spy Booth" would lose its impact if it were removed from its original location; moreover the phone box and satellite dish are clearly integral parts of the work. This is an outstanding piece of street art which is an important piece of Cheltenham's heritage and it should be preserved in situ.

10 Century Court
Montpellier Grove
Cheltenham
Gloucestershire
GL50 2XR

Comments: 21st September 2014

I support this application.

7 Priory Terrace
Cheltenham
Gloucestershire
GL52 6DS

Comments: 21st September 2014

I firmly support this application. The Banksy has proved enormously popular, and has benefitted both the local Fairview area and the town as a whole. It is a wonderful addition to Cheltenham. It is a unique work of art which should stay where Banksy intended it to remain.

69 St Pauls Road
Cheltenham
Gloucestershire
GL50 4HZ

Comments: 24th September 2014

Although i am not against the Banksy artwork being in Cheltenham, I am opposed to this action as I feel it would set an unsettling standard that Graffiti is acceptable. The piece has been defaced twice already proving, i believe, that not everyone sees it as anything more than graffiti. It could probably do with being removed and put in a museum or gallery so it can be protected and admired by anyone who's interested. The final decision should be left with the private owner

of the building and not our borough council! Who would be responsible for the upkeep and security of this 'artwork'?

45 Cudnall Street
Charlton Kings
Cheltenham
Gloucestershire
GL53 8HL

Comments: 21st September 2014

Banksy's whole point would be undermined if the mural were moved, particularly if the aim was to enrich the already rich. Keep it here, please.

49 Cleevelands Drive
Cheltenham
Gloucestershire
GL50 4QD

Comments: 13th October 2014

We feel that this is not graffiti but a unique piece of art and should be retained for the people of Cheltenham.

8 Baylis Road
Winchcombe
Cheltenham
Gloucestershire
GL54 5GF

Comments: 1st October 2014

The Banksy artwork is a unique and special asset, and is adding to the vibrant cultural scene in Cheltenham, which attracts visitors from around the nation and worldwide. These visitors add a great deal to the local economy. We should do everything we can to safeguard this important piece of art.

Red House
Brockhampton Lane
Swindon Village
CHELTENHAM
gl51 9rs

Comments: 21st September 2014

I support keeping the mural in its original position. The painting relates directly to Cheltenham through the association with GCHQ, and would lose its relevance if located elsewhere. The artist meant it to be in Cheltenham, and meant it to stay here. I would very much support also the use of the building as a museum to GCHQ which would also bring in tourists and therefore income to the town.

30 Prestbury Road
Cheltenham
Gloucestershire
GL52 2PW

Comments: 21st September 2014

I fully support this application. It will be a proud day for many when Cheltenham can safeguard its Banksy.

16 Arthur Bliss Gardens
Cheltenham
Gloucestershire
GL50 2LN

Comments: 21st September 2014

This is a unique piece of art which has brought an unprecedented level of interest and joy from local residents and visitors.

79 Marsh Lane
Cheltenham
Gloucestershire
GL51 9JE

Comments: 20th September 2014

I fully support keeping this mural. This is an already world famous piece of art by one of the 21st Centuries most well known and celebrated artists. This is precisely what the listed building regulations should be working to preserve. This wonderful gift to the town will bring tourists from the world over to come and see it and will be a sure fire destination for many of the attendees of the various jazz, music, literature and horse racing festivals. I have already met many festival goers at the site and hope to do so for many years to come.

Besides what is the alternative? Refuse the application and force the owner to paint over a world famous piece of art worth hundreds of thousands of pounds. Imagine the negative publicity that would ensue from the towns inhabitants, the art world and the general public. That surely can't be a consideration in even the most staunch revilers of street art within the council. Can it?...

4 Rowena Cade Avenue
Cheltenham
Gloucestershire
GL50 2LA

Comments: 22nd September 2014

Letter attached.

The penthouse
denham lodge
Lansdown road
Cheltenham
GL51 6qb

Comments: 20th September 2014

This is a world class piece of art, as evidenced by the artist's reputation and interest from abroad. The artist is known as a master of his craft for the quality and content of his work and this is recognised by the desirability and value of his work.

The listed building scheme is designed to identify and protect buildings and features of special architectural or historical significance. The artwork has huge historical significance when viewed in the light of the Edward Snowden leaks and the length of time that GCHQ has been present in Cheltenham.

The listed building scheme was set up in response to the loss of national heritage when buildings and features were unprotected. If this artwork is not protected then the future is likely to judge this a significant missed opportunity to protect a key tourist attraction within Cheltenham.

This artwork brings many benefits to the local community:

It is an opportunity for anyone to see work by one of the most celebrated artists of this century without having to pay an entrance fee and without restriction on viewing hours (a truly inclusive cultural object).

It tells the story of one of the key news stories of this century in the town where one of the main parties is based.

It is a community asset that both encourages visitors to the area and builds relationships between visitors (whenever I have visited the artwork I have got into conversation with other visitors which has built strong community relationships).

Yew Tree House
Pound Lane
Little Rissington
GL54 2NB

Comments: 21st September 2014

I hope you are able to allow this application because it's wonderful for Cheltenham to have an original Banksy and is very much a tourist draw. Presumably it will be better protected from vandals when it has your official recognition which is another excellent point.

Uplane Cottage
Parabola Close
Cheltenham
Gloucestershire
GL50 3AN

Comments: 28th September 2014

In support of the application I would like to highlight the fact that there is a difference between graffiti and street art. Banksy does street art, not graffiti. The council supports street art as demonstrated by the murals on the walls of the tunnels on the Honeybourne pedestrian/cycling way. Street art has become a source of income for local communities e.g. in London where

walking tours of street art are popular. It would be a painful irony if anyone were to make money from this piece of street art given free of any charge to the people of and visitors to Cheltenham.

3 Queensholme
Pittville Circus Road
Cheltenham
Gloucestershire
GL52 2QE

Comments: 22nd September 2014

The interest in this original piece of art by locals and the wider public has been great to see. It should be preserved for the enjoyment of all rather than removed for individual profit. This must surely have been the artist's intention.

76 Redgrove Park
Cheltenham
Gloucestershire
GL51 6QY

Comments: 17th September 2014

I believe that the depiction of this Banksy mural is unique to Cheltenham, in relation to the town's longstanding association with GCHQ, & I suggest that was why Banksy painted the mural in the town. Removing &/or displaying the mural in another location away from Cheltenham would rather defeat the object of Banksy' exercise.

Retaining & protecting the mural will provide kudos for the town's efforts to secure public viewing & provide for additional trade for local traders.

I fully support the listed building application on that basis.

15 St Vincent Way
Churchdown
GL3 1NP

Comments: 21st September 2014

I absolutely support this application. I think preservation of the Banksy would be fantastic for the local area and Cheltenham as a whole. I consider it a real gift to the town, and it would be such a missed opportunity to not do everything possible to protect it and keep it where it is.

22 Marsh Lane
Cheltenham
Gloucestershire
GL51 9JB

Comments: 21st September 2014

I can only agree with much of what has already been said in support. Unlike many pieces of artwork, this one will have almost no meaning if removed from its environment, and has already proved to be of financial value to the town. If the plans of the group (and Mr Kaveh in particular) come to fruition Cheltenham will be almost unique in having a preserved, in situ Banksy, and that will generate future income for the area.

IMPORTANT: IN ADDITION: Waiving discussion of the Banksy, it is important to note that the Grade II listed house itself is in poor condition, but should the property be bought by Mr Kaveh its

future will be secured. By listing the artwork, therefore, the authorities will be safeguarding the building itself.

159 Fairview Road
Cheltenham
Gloucestershire
GL52 2EX

Comments: 24th September 2014

I object to the proposal, this graffiti has been reported to the police and is subject to a criminal investigation, i think it would set a very worrying precedent if the council were to list it just because the graffiti artist is popular, ultimately it criminal damage and the council should be treating it as such.

141 Hewlett Road
Cheltenham
Gloucestershire
GL52 6TS

Comments: 22nd September 2014

Please can we save the Banksy for Cheltenham. I hate graffiti but this is street art at it's best and as it was done for Cheltenham about GCHQ which was just up the road at the time of the subject matter, it would not be relevant out context anywhere else. It has put the town and the road very much on the map and has helped local business. I met a young Australian couple in Tetbury who had visited Cheltenham the day before to see it, they said it was the best he had done. I have never met anyone who does not like it.

Peter And Sons Barbers
23 Bath Road
Cheltenham
Gloucestershire
GL53 7HG

Comments: 24th September 2014

The mural belongs to the home owner. Who out there would like someone to come and vandalise their house and tell you that it is not your decision as what to do with it. It has already been vandalised a few times and will draw that type of attention again. The owner owns a house and it has been vandalised. Only because of who the vandal is and the fact that people like the artwork is it causing this much attention. The facts remain that the house belongs to the owner, so the mural belongs to the owner of the house. If someone wants to decide what is to be done with it, then surely all you have to do is to buy it. The people in question sound as though they have the money so why is this being debated.

2 Laxton Meadow
Southam Road
Cheltenham
Gloucestershire
GL52 3NQ

Comments: 24th September 2014

I am strongly in favour of taking such action as will preserve the Banksy mural in Cheltenham for the appreciation of the public at large. Given the condition of the wall on which it was painted,

there is a case for transferring the whole installation to a position within The Wilson Art Gallery & Museum

230 South Gate Street
Gloucester
GL1 2EZ

Comments: 21st September 2014

I object to this application on the following grounds

- 1) The property in question is in the ownership of Mr D. Possee yet he has had little say in the matter while Mr Kaveh tries to influence the Council in order to put himself in a position of eventual ownership of the building backed by Council Officials.
- 2) The listing of the building is in dispute, and on web site, the Constraints show Undecided against the listing constraint whereas the other two constraints are confirmed.
- 3) The ownership of the wall of the building is also in dispute. The council have put up no public documents in this case showing that they have any legal ownership of the wall on which the graffiti has been painted.
- 4) Damaging a listed building by graffiti is a criminal offence. Banksy has admitted causing the damage so why have the council not followed their Statutory Obligation and prosecuted the painter.
- 5) As Mr Possee is the beneficial owner of the graffiti by default, it is not the role of the Council to interfere in private ownership of property and it is certainly not their role to take influence from and have meetings with Mr Kaveh without the owner being present at those meetings.

Mr Kaveh has no legal interest in the property and is attempting to whip up public to strengthen his hand in getting hold of the property using the Council to undermine the rights of the Property Owner

Comments: 24th September 2014

4 Rowena Cade Avenue Cheltenham Gloucestershire GL50 2LA (Supports)

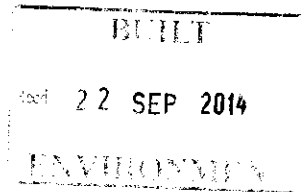
Comment submitted date: Mon 22 Sep 2014

Letter attached.

These people have not left a comment but a letter and their names and address have been blanked out.

Public comment should be made public, not wrapped up in a second link document file.

I suspect Mr Kaveh is enlisting friends to support a very weak case



4 Rowena Cade Avenue
The Park
Cheltenham
Gloucestershire
GL50 2LA



22nd September 2014

Planning Officer
Cheltenham Borough Council
The Promenade
Cheltenham
GL50 9SA

Ref; 14/01/1586/LBC - 159 Fairview Road, Cheltenham, GL52 2EX

Installation of BANKSY MURAL on south east wall incorporating the art work and communication dish.

Dear Sir,

BANKSY MURAL

Our first viewing of the Banksy when the public were unsure of the artist, I knew immediately that this was a piece of artwork of merit. At all cost it should be kept in place for the people of the Borough and visitors alike. The standard of the mural is excellent and any gallery worth its merit would be more than pleased to house it in their collection. The artist has world fame and is acknowledged for his inventiveness and often amusing and intelligent view of life.

The work in Cheltenham must be preserved and saved and we as a town should cherish our gift from Banksy. This type of graffiti is no ordinary art as it reflects on a special Cheltenham which we all can associate with.

We support all efforts to keep the work in place or at least in Cheltenham.

Yours faithfully,

