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Scarborough Borough Council, Town Hall, St. Nicholas Street, Scarborough, YO11 2HG

• Tel 01723 232323 • Fax 08701 913997

Website [www.scarborough.gov.uk/seagulls](http://www.scarborough.gov.uk/seagulls)

## Gull proofing property scheme application form

**Before completing this form please refer to the guidance for this scheme**

Applicant Details	Name :	
	Contact address :	
	Postcode :	
	Home telephone no. :	
	Mobile telephone no. :	
	Email address :	

Property Details	Address of property to be gull proofed:		
	Postcode :		
	Are you the owner of the property?	Yes	No
	Are you responsible for the fabric of the affected property?	Yes	No
	Is the property a business or residential premises? Please tick both boxes, if the property is used for business and residential.	Business	Residential
	What is your interest in the property specified above? Owner <input type="checkbox"/> Tenant <input type="checkbox"/> Managing Agent <input type="checkbox"/> Other (please specify):		
	Is the property currently occupied?    Yes <input type="checkbox"/> No <input type="checkbox"/>		
	If yes, what is the category of occupancy? Residential <input type="checkbox"/> Business <input type="checkbox"/> Both residential and business <input type="checkbox"/>		

	Other (please specify):	
Contact Details	Name and contact details for the property for our gull proofing contractor to communicate with?	Name: Address:  Telephone no:  Email address:

Details of Application	<p>Any other relevant information we need to know about before this application is processed, e.g. number of different occupants of the property and methods of communicating with each one; accessibility to higher windows, narrow ledges (1<sup>st</sup> storey and above), roofs, etc. Use the free text space below.</p>
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We will consider your application and provide you with a decision in writing. You should not spend any money in relation to this grant application before you receive our decision in writing.

**Declaration – I hereby declare that the information provided on this form is true and accurate to the best of my knowledge and belief.**

**Warning – if you knowingly make a false statement to obtain grants for yourself or anyone else you risk prosecution and the recovery of all grant payments. By signing this form you are agreeing that you have read and agree with the above declaration.**

In signing this application you agree to comply with the terms and conditions set out in relation to this scheme.

Signature ..... Name.....

Date .....

**PLEASE RETURN THIS FORM TO**

Margaret Elwick: Regeneration Officer  
[margaret.elwick@scarborough.gov.uk](mailto:margaret.elwick@scarborough.gov.uk)  
or by post to our Town Hall address detailed at the top of this form

**GENERAL DATA PROTECTION REGULATION (GDPR) AND DATA PROTECTION ACT 2018**

Scarborough Borough Council is the data controller for the purposes of the General Data Protection Regulation (GDPR) and the Data Protection Act 2018

**Using your personal information**

We will process your personal information in accordance with the General Data Protection Regulation (GDPR) and the Data Protection Act 2018. We may use your personal information in a number of ways, but only for the purposes for which it was given, for example to provide you with the information or services requested or to administer and protect public funds. We may share your information with, and obtain information about you from, other departments of the Council or other organisations where it is lawful to do so, for example to check the accuracy of information or to prevent or detect crime. For further information on how we collect, use, share, secure and retain your personal information, and your legal rights, please see our Privacy Notice at [www.scarborough.gov.uk/gdpr](http://www.scarborough.gov.uk/gdpr) or by contacting Customer First. Our Data Protection Officer can be contacted at the Town Hall, St Nicholas Street, Scarborough, YO11 2HG (tel: 01723 232323 or email [dataprotection@scarborough.gov.uk](mailto:dataprotection@scarborough.gov.uk)).

## Terms and Conditions

### Scarborough Borough Council's Gull Proofing Property Scheme

- 1) Scarborough Borough Council (SBC) will contribute 50% (up to a maximum of £2,000) towards the costs of SBC's contractor (East Coast Pest Control Ltd.) gull proofing the property.
- 2) The appropriate level of match funding will only be released once the applicant has paid SBC's contractor the full cost of the proofing measures installed and satisfactory evidence, i.e. receipt of payment to our contractor, has been provided to SBC.
- 3) Once SBC funding available for this scheme has been committed and spent, all other applications received will not be accepted.
- 4) The following criteria will be used to assess whether applications received to seagull proof properties will qualify for match funding (on the basis that the appropriate application for this scheme has been correctly completed and submitted to SBC):
  - a) The scheme only applies to properties located within Whitby, Scarborough or Filey "Town centres" as defined within SBC's "Local Plan", as well as specified areas adjacent to seafronts in Scarborough and Filey. Boundary maps, illustrating the locations covered in this scheme are shown in **Appendices A (Whitby), B (Scarborough) and C (Filey)**. Eligibility will apply either side of any road where the boundary line dissects on these maps and will be subject to a site survey;
  - b) All property types are included in the scheme – irrespective of size, height, or usage, i.e. commercial, residential or mixed use;
  - c) The applicant is satisfied that all required permission and consent (including without limitation planning permission and listed building consent) has been obtained for gull proofing measures to be installed, and has if requested provided evidence of the same to SBC.
  - d) Properties that have already been seagull proofed will not qualify for "retrospective" match funding as part of this scheme;
  - e) Applicants must agree to use SBC's contractor (East Coast Pest Control Ltd.) to undertake appropriate seagull proofing works, based on their on-site assessment and quotation. Use of other contractors to carry out the same proofing measures will disqualify the applicant from the scheme;
  - f) If it is necessary to choose between competing applications, priority will be given to those which provide either the best monetary return and/or coverage in terms of area of property seagull proofed, and/or in a locality where Council intelligence shows is a "hotspot" for either "gull muggings" or causing seagull mess.

- 5) The applicant must accept SBC's contractor's on-site assessment and quotation; if any extra works are done, over and beyond that quoted for by SBC's contractor, it will be the responsibility of the applicant to pay for it.
- 6) SBC accepts no liability for:
  - 6.1 the on-site assessment, quotation, and standard of installation of proofing measures (these will rest solely with SBC's contractor);
  - 6.2 the effectiveness of proofing (SBC cannot guarantee that no seagulls will nest on any building); and
  - 6.3 the upkeep/maintenance of proofing (this is the responsibility of the property owner/occupier).

The applicant shall indemnify and hold harmless SBC, its employees, agents, officers or contractors with respect to all claims, demands, actions, costs, expenses, losses, damages and all other liabilities arising from or incurred by reason of the actions and/or omissions of the applicant or the applicant's obligations to third parties.

- 7) These terms do not and are not intended to confer any contractual benefit on any person pursuant to the terms of the Contracts (Rights of Third Parties) Act 1999.
- 8) These terms shall be governed by and construed in accordance with the law of England and the parties irrevocably submit to the exclusive jurisdiction of the English courts.