

Delegated Decision Report

Application No:	26/0126	Statutory Period Expires:	14th April 2026
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Site:	23 Broadwood Close Newport NP19 9LR		
Proposal:	INSTALLATION OF AIR SOURCE HEAT PUMP		
Applicant:	A Thomas		
Type:	Full	Ward:	Ringland
Decision:	REFUSED		

1. BACKGROUND

1.1 None.

2. SITE LOCATION AND CONTEXT

2.1 The application site comprises of a two storey semi detached dwelling located in the Ringland ward, on Broadwood Close a residential street within the defined settlement boundary. The property benefits from a front garden and a private side amenity space.

3. DESCRIPTION OF DEVELOPMENT

3.1 The proposed application is seeking consent for the installation of the Octopus Energy Cosy 6 6kw air source heat pump to the Western side elevation of the property. It will measure 1100mm in height, 840mm in width and 590mm in depth. It is to be located 1m from the shared boundary with No. 25 Broadwood close.

4. RELEVANT SITE HISTORY

None.

5. PLANNING POLICY

5.1 THE NATIONAL DEVELOPMENT FRAMEWORK: FUTURE WALES - THE NATIONAL PLAN 2040

Future Wales sets out the Welsh Government's land use priorities and provides a national land use framework for SDPs and LDPs. Future Wales concentrates on development and land use issues of national significance, indicating areas of major opportunities and change, highlighting areas that need protecting and enhancing and helping to co-ordinate the delivery of Welsh Government policies to maximise positive outcomes.

Policy 1 - Where Wales Will Grow

Policy 2 - Shaping Urban Growth and Regeneration - Strategic Placemaking

Policy 9 - Resilient Ecological Networks and Green Infrastructure

5.2 PLANNING POLICY WALES (EDITION 12) 2024

3.3 - Good design is fundamental to creating sustainable places where people want to live, work and socialise.

3.4 - Meeting the objectives of good design should be the aim of all those involved in the development process and should be applied to all development proposals at all scales.

5.3 NEWPORT LOCAL DEVELOPMENT PLAN (2011-2026)

- GP2 (General Amenity)
- GP6 (Quality of Design)
- GP7 (Environmental Protection and Public Health)

5.4 SUPPLEMENTARY PLANNING GUIDANCE

None relevant.

6. CONSULTATION RESPONSES

6.1 Environmental Health Officer:

I object to the proposed installation of the Air Heat Source Pump because it has exceeded the permissible threshold and could attract statutory noise complaints. Therefore it is non-compliant. The applicant should be advised to consider other appropriate noise mitigation measures to address the impact of the noise.

The A-weighted sound pressure level used in the noise level calculation is not from the provided manufacturer's data sheet. Advise the applicant to use the A weighted sound pressure level from the manufacturer's data sheet.

7. PUBLIC REPRESENTATIONS

Neighbour and Ward member notification letters were sent on 25.02.26

7.1 None received.

8. ASSESSMENT

8.1 Visual Amenity/ Character and Appearance:

8.1.1 Air source heat pumps (ASHPs) must be sited to have minimal effect on the external appearance of the property and wider amenity of the area. The ASHP is to be sited at the side of the main house, on the western elevation. Due to the overall scale of the ASHP it would not be readily visible from the public realm, As such, it is considered that there would not be an adverse visual impact caused by the proposal Therefore, the proposal accords with Policy GP2 of the Newport Local Development Plan 2011 – 2026 (Adopted January 2015).

8.2 Residential Amenity:

8.2.1 The applicant has provided a document entitled “heat pump sound calculator” and what appears to be a manufacturer’s data sheet for the unit. The ASHP is located 1m away from the neighbouring shared boundary and located 5.7m from a neighbouring habitable room. There appears to be an intervening boundary treatment and the distance between the bedroom window and the pump is on elevation view (not plan view). The information contained within the applicant’s sound calculator and manufacturer data sheet appear to be inconsistent. The sound calculator states the final sound pressure level at the assessment point (i.e. neighbouring window) would be nearly 38dB(A) which exceeds acceptable levels. However, this appears to be predicated on the heat pump having an A-weighted sound power level of 58dB(A) which may be higher than the figure cited in the manufacturer data sheet. The Environmental Health officer has objected on the grounds that the recorded decibel levels have failed to meet acceptable standards meaning that there would be an unacceptably adverse impact on local amenity, contrary to Policies GP2 (amenity) and GP7 (environmental protection) of the adopted Newport Local Development Plan. They recommend that the applicant reconsider the data sheet and sound calculation details to confirm if further sound mitigation may be required in this case.

9. OTHER CONSIDERATIONS

9.1 Crime and Disorder Act 1998

Section 17(1) of the Crime and Disorder Act 1998 imposes a duty on the Local Authority to exercise its various functions with due regard to the likely effect of the exercise of those functions on, and the need to do all that it reasonably can to prevent, crime and disorder in its area. This duty has been considered in the evaluation of this application. It is considered that there would be no significant or unacceptable increase in crime and disorder as a result of the proposed decision.

9.2 Equality Act 2010

The Equality Act 2010 identifies a number of ‘protected characteristics’, namely age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex;

sexual orientation; marriage and civil partnership.

- 9.3 Having due regard to advancing equality involves:
- removing or minimising disadvantages suffered by people due to their protected characteristics;
 - taking steps to meet the needs of people from protected groups where these differ from the need of other people; and
 - encouraging people from protected groups to participate in public life or in other activities where their participation is disproportionately low.

- 9.4 The above duty has been given due consideration in the determination of this application. It is considered that there would be no significant or unacceptable impact upon persons who share a protected characteristic, over and above any other person, as a result of the proposed decision.

9.5 ***Planning (Wales) Act 2015 (Welsh language)***

Section 31 of the Act clarifies that impacts on the Welsh language may be a consideration when taking decisions on applications for planning permission so far as it is material to the application. This duty has been given due consideration in the determination of this application. It is considered that there would be no material effect upon the use of the Welsh language in Newport as a result of the proposed decision.

9.6 ***Newport's Well-Being Plan 2018-23***

The Wellbeing of Future Generations (Wales) Act 2015 imposes a duty on public bodies to carry out sustainable development in accordance with the sustainable development principle to act in a manner which seeks to ensure that the needs of the present are met without compromising the ability of future generations to meet their own needs. This duty has been considered during the preparation of Newport's Well-Being Plan 2018-23, which was signed off on 1 May 2018. The duty imposed by the Act together with the goals and objectives of Newport's Well-Being Plan 2018-23 have been considered in the evaluation of this application. It is considered that there would be no significant or unacceptable impact upon the achievement of wellbeing objectives as a result of the proposed decision.

10. **CONCLUSION**

- 10.1 The proposed development has an unacceptable adverse effect on residential amenity and the generation of unacceptable decibel levels. No information has been provided to mitigate this objection. As a result, the application is refused.

11. **DECISION**

REFUSED

- 01 The proposal will have an unacceptable adverse impact upon interests of acknowledged importance, namely residential amenity, by reason of noise disturbance. No information has been provided to mitigate this objection. This is contrary to Policies GP2 and GP7 of the adopted Newport Local Development Plan 2011-2026

NOTE TO APPLICANT

01 This decision relates to plan Nos: Proposed Elevations J-21E57828 04, Proposed Site Plan J-21E57828 03, Green Infrastructure Statement, MCS.020(a) Noise Calculation, Octopus Cosy 6 Clearances and Data Sheet.

02 The development plan for Newport is the Newport Local Development Plan 2011 – 2026 (Adopted January 2015). Policies GP2, GP6 and GP7 were relevant to the determination of this application.

03 Due to the minor nature of the proposed development (including any demolition) and the location of the proposed development, it is considered that the proposals did not need to be screened under the Environmental Impact Assessment Regulations.