

Delegated Decision Report

Application No:	25/0212	Statutory Period Expires:	20th May 2025
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Site:	<i>Telephone Box Byron Road Newport South Wales</i>		
Proposal:	<i>CONSULTATION RELATING TO REMOVAL OF A TELEPHONE KIOSK</i>		
Applicant:	<i>B T Payphone Team</i>		
Type:	Consultation	Ward:	Gaer
Decision:	NO OBJECTION		

1. BACKGROUND

1.1 None.

2. SITE LOCATION AND CONTEXT

2.1 The current telephone kiosk is situated on the junction of Byron Road and Cae Perllan Road. The site area is open and is characterised by residential properties.

3. DESCRIPTION OF DEVELOPMENT

3.1 The application seeks the removal of the telephone kiosk situated on the junction of Byron Road and Cae Perllan Road due to the lack of use/phone calls made from the kiosk.

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.

6. CONSULTATION RESPONSES

- 6.1 Local Highways Authority: works within the highway require separate permit, but there are no planning related concerns.

7. PUBLIC REPRESENTATIONS

Neighbour and Ward member notification letters were sent on 01/04/2025, Site Notice was put up on 04/04/2025.

- 7.1 NEIGHBOURS: 106 neighbours were consulted. No comments received.

- 7.2 Councillors Marshall, Bartrouni and Perkins: No comments received.

8. ASSESSMENT

- 8.1 The purpose of this report is to assess the impact of the above proposal on Newport. The telephone box is located on Byron Road at the junction with Cae Perllan Road.

- 8.2 In June 2022, Ofcom undertook a review of the universal service obligation. If the call box is considered to be "Last at Site" (more than 400 metres' walking distance from the next public call box), there are now 4 criteria that need to be adhered to before we can proceed with removing the telephone mechanism and/or offering up for adoption:

- There must be full mobile coverage from all 4 of the main UK operators (Three, EE, O2 and Vodafone)
- The kiosk in question must have had less than 52 calls made within a 12-month period
- It's not in a protected location (i.e. accident blackspot / high-frequency suicide location)
- No other evidence of reasonable user need

- 8.3 BT confirms that there is no kiosk within a 400m walking distance the kiosk is now the last at site. Therefore, the criteria above have been applied and assessed. The full mobile coverage is deemed 'GOOD'. The calls made from the kiosk over the last 12 months equate to 42 inclusive of emergency call if any. The location is not a high frequent accident or suicide spot and there is no other evidence of reasonable user need as stated from BT. Therefore, it is considered that the removal adheres to the criteria above. Additionally, Highways have no objections to the removal.

9. OTHER CONSIDERATIONS

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 It is considered that the criteria outlined above has been fulfilled and therefore, there are no objections for the removal of the kiosk.

11. **DECISION**

NO OBJECTION

NOTE TO APPLICANT

01 This decision relates to plan Nos: Spreadsheet detailing kiosk info; Correspondence with BT on new criteria

02 The development plan for Newport is the Newport Local Development Plan 2011 – 2026 (Adopted January 2015). No Policies 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.