

# Notice of Decision



K. Dorrington  
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Newport  
NP19 9QJ

## **TOWN AND COUNTRY PLANNING ACT 1990 [as amended]**

Application No: **26/0112**  
Application Type: **Full**  
Proposal: **PROPOSED CHANGE OF USE TO CHILDREN'S DAY NURSERY (D1) (RESUBMISSION)**  
Site/Location: **100 Somerton Road, Newport, South Wales, NP19 0JX**  
Decision Date: **5th August 2026**

In pursuance of its powers under the above Act the Council of the City of Newport notifies you of its decision in respect of your application, registered by them on 13th May 2026. The application has been:

## **Refused**

### **Reason(s) for refusal:**

1. By reason of its location, use and proximity to neighbouring residential dwellings, the development will result in increased noise and disturbance to the significant detriment of residential amenity. No information has been submitted that would mitigate this objection. This is contrary to policy GP2 of the Newport Local Development Plan 2011 - 2026 (Adopted January 2015).
2. The proposal will have a significant adverse effect on interests of acknowledged importance, namely safety, by introducing a highly vulnerable use in a flood risk area. No information has been submitted that mitigates this objection, contrary to policies SP1, SP3, GP1 and GP6 of the Newport Local Development Plan 2011-2026 (Adopted January 2015), Planning Policy Wales Edition 12, Policy 8 of Future Wales and Technical Advice Note 15: Development, Flooding and Coastal Erosion (March 2025).
3. The proposal will have a significant adverse effect on interests of acknowledged importance, namely highway safety and amenity, by intensifying reliance upon the highway for stopping and parking. No information has been submitted that mitigates this objection, and it is contrary to policies GP2 and GP4 of the Newport Local Development Plan 2011-2026 (Adopted January 2015), and the adopted Parking SPG.

### **NOTE TO APPLICANT.**

1. This decision notice is issued in respect of Planning Permission only and does not convey any decision which may be required under any other legislation or provisions, such as the Building Regulations.
2. The plans have been assessed on the basis of the scale or dimensions stipulated and any statement of 'do not scale' (or similar) has been disregarded.

3. This decision relates to plan Nos: KD2028/1, site location plan, Design Statement, GIS, Supporting Letter dated 13th March 2026, Supporting Statement dated 12th May 2026, Flood Consequences Technical Note 12/5/26.
4. The development plan for Newport is the Newport Local Development Plan 2011 - 2026 (Adopted January 2015). Policies SP1, SP2, SP3, SP12, GP1, GP2, GP4, GP5, GP6, T4 and W3 were relevant to the determination of this application.
5. 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.

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Signed on behalf of the Council



Newport City Council  
Regeneration and Economic Development  
Civic Centre  
Newport  
South Wales  
NP20 4UR

**Tracey Brooks Bsc Hons Dip TP MRTPI ILM**  
**Pennaeth Adfywio a Datblygu Economaidd / Head of Regeneration and Economic Development**  
**Cyngor Dinas Casnewydd / Newport City Council**

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*IMPORTANT! PLEASE READ THE NOTES ON THE REVERSE OF THIS FORM*

# Notes for Applicants

## TOWN AND COUNTRY PLANNING ACT 1990 (as amended)

### Appeals to the Welsh Government

- If you are aggrieved by the decision of your Local Planning Authority to refuse permission or grant it subject to conditions, then you can appeal to the Welsh Government under Section 78 of the Town and Country Planning Act (as amended).
- Appeals must be made within a prescribed time period that is dependent on the application type. These time periods along with further information on the appeals process are available here and should be checked immediately: [Planning appeals | Sub-topic | GOV.WALES](#)
- Appeals in respect of:
  - Householder and 'minor commercial' development must be received within 12 weeks from the date of the decision notice;
  - Advertisement consent applications must be received within 8 weeks from the date of the decision notice; and,
  - Other types of planning application must be received within 6 months from the date of the decision notice.

Appeal forms can be downloaded at Planning Casework ([gov.wales](http://gov.wales)) or are obtainable from Planning and Environment Decisions Wales, Crown Buildings, Cathays Park, Cardiff, CF10 3NQ, email [PEDW.Casework@gov.wales](mailto:PEDW.Casework@gov.wales)

- The Welsh Ministers can allow a longer period for giving notice of an appeal, but are not normally prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.
- The Secretary of State need not consider an appeal if it seems to the Secretary of State that the Local Planning Authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any development order and to any directions given under a development order.
- In practice, the Welsh Ministers do not refuse to consider appeals solely because the Local Planning Authority based their decision on a direction given by them.  
Purchase Notices
- If either the Local Planning Authority or the Welsh Government refuses permission to develop land or grants it subject to conditions, the owner may claim that he/she can neither put the land to a reasonable beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted.
- In these circumstances, the owner may serve a Purchase Notice on the Council. This notice will require the Council to purchase his/her interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990 (as amended).