

**Planning Permission 11/02465/FUL
at
Proposed Telecommunications Cabinet 16 Metres
East Of
3 East Silvermills Lane
Edinburgh**

**Development Management Sub-Committee
of the Planning Committee**

1 Purpose of report

To consider application 11/02465/FUL, submitted by Openreach. The application is for: **1 x DSLAM telecommunications broadband cabinet (1408mm x 750mm x 407mm).**

It is recommended that this application be **GRANTED** subject to the conditions below.

2 The Site and the Proposal

Site description

The application site is an area of public footpath on East Silvermills Lane. It is to rear of the footpath and is set against a stone wall of approximately 5m in height. An existing telecommunications box, PCP058, is adjacent to the proposal site. The depth of the footpath at this location is approximately 2.3m.

This property is located within the New Town Conservation Area.

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Site History

None.

Pre-Application Process

Pre-application discussions were undertaken concerning the application process for this and similar cabinets throughout the city.

Description Of The Proposal

It is proposed to install a freestanding green coloured telecommunications cabinet 750mm wide by 407mm deep by 1408mm high. The cabinet is required as part of an upgrade that will be used to provide high speed broadband services to residents and businesses in the area. The cabinet requires to be connected to existing telecommunications apparatus including an underground junction box.

The applicant has provided a supporting statement which is available to view on the Planning and Building Standards Portal.

3. Officer's Assessment and Recommendation

Determining Issues

Do the proposals harm the character or appearance of the conservation area? If they do, there is a strong presumption against granting of permission.

Do the proposals comply with the development plan?

If the proposals do comply with the development plan, are there any compelling reasons for not approving them?

If the proposals do not comply with the development plan, are there any compelling reasons for approving them?

ASSESSMENT

To address these determining issues, the Committee needs to consider whether:

a) the proposal will adversely affect the character or appearance of the conservation area; and

b) the proposal has implications for road/public safety.

a) The New Town Conservation Area Character Appraisal states that the area is typified by the formal plan layout, spacious stone built terraces, broad streets and an overall classical elegance. The buildings are of a generally consistent three storey and basement scale, with some four storey corner and central pavilions.

The proposed telecommunications cabinet is to be located at the heel of the pavement against a stone wall approximately 5m in height and adjacent to an existing PCP cabinet. In the context of its surroundings the proposed cabinet will have a minimal visual impact, will not constitute an incongruous feature, and will therefore not adversely affect the character or appearance of the conservation area.

b) Transport Planning has been consulted and has no objections to the proposal. There are no implications for pedestrian or road safety.

In conclusion, the proposal complies with the development plan and relevant non-statutory guidelines. The proposal preserves the character and appearance of the conservation area, and would not prejudice road/public safety. There are no material considerations which outweigh this conclusion.

As the proposal does not involve the erection of a telecommunications mast or antenna, an ICNIRP declaration is not required.

As the Council is the land owner, it has an interest in the application and a Committee decision is required.

It is recommended that the Committee approve this application subject to removal of the equipment when obsolete.

REASON FOR DECISION

The proposal complies with the development plan and relevant non-statutory guidelines and there is no significant impact on character or road and pedestrian safety.

John Bury
Head of Planning

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|---|-------------------------------|
| Contact/tel | Colin Bryans on 0131 529 4279 |
| Ward affected | A05 - Inverleith |
| Local Plan | Edinburgh City Local Plan |
| Statutory Development Plan Provision | Urban Area |
| Date registered | 28 July 2011 |
| Drawing numbers/ Scheme | 01-04 Scheme 1 |

Advice to Committee Members and Ward Councillors

The full details of the application are available for viewing on the Planning and Building Control Portal: www.edinburgh.gov.uk/planning.

If you require further information about this application you should contact the following Principal Planner, Paul Devaney on 0131 529 3519.
Email: paul.devaney@edinburgh.gov.uk.

If this application is not identified on the agenda for presentation and you wish to request one at the Committee meeting, you must contact Committee Services by 9.00a.m. on the Tuesday preceding the meeting. Contact details can be found in the Committee agenda papers.

Appendix A



Application Type Planning Permission
Application Address: Proposed Telecommunications Cabinet 16 Metres East Of
3 East Silvermills Lane
Edinburgh

Proposal: 1 x DSLAM telecommunications broadband cabinet (1408mm x
750mm x 407mm).

Reference No: 11/02465/FUL

Consultations, Representations and Planning Policy

Consultations

Transport Planning.

No objections.

Representations

None.

Full copies of the representations made in respect of this application are available in Group Rooms or can be requested for viewing at the Main Reception, City Chambers, High Street.

Planning Policy

The proposal site is located in an urban area and within the New Town Conservation Area, as designated by the Edinburgh City Local Plan.

Relevant Policies:

Relevant policies of the Edinburgh City Local Plan.

Policy Env 6 (Conservation Areas Development) sets out criteria for assessing development in conservation areas.

Policy Inf 5 (Telecommunications) sets criteria for assessing telecommunication developments.

Relevant Non-Statutory Guidelines

Non-statutory guidelines on "RADIO TELECOMMUNICATIONS" set out detailed guidance for the siting and design of masts, antennas, cabins and equipment in all locations, with special reference to listed buildings and other sensitive situations.

The New Town Conservation Area Character Appraisal states that the area is typified by the formal plan layout, spacious stone built terraces, broad streets and an overall classical elegance. The buildings are of a generally consistent three storey and basement scale, with some four storey corner and central pavilions.

Appendix B



Application Type Planning Permission
Application Address: Proposed Telecommunications Cabinet 16 Metres East Of
3 East Silvermills Lane
Edinburgh

Proposal: 1 x DSLAM telecommunications broadband cabinet (1408mm x
750mm x 407mm).

Reference No: 11/02465/FUL

Conditions/Reasons associated with the Recommendation

Recommendation

It is recommended that this application be **GRANTED** subject to the conditions below.

Conditions

1. In the event that equipment becomes obsolete or redundant it must be removed and the site reinstated to the satisfaction of the Planning Authority within 3 months from that date.

Reasons

1. To minimise the level of visual intrusion, and ensure the reinstatement of the site to a satisfactory standard.

INFORMATIVES

It should be noted that:

1. The development hereby permitted shall be commenced no later than the expiration of three years from the date of this consent.

2. As soon as practicable upon the completion of the development of the site, as authorised in the associated grant of permission, a 'Notice of Completion of Development' must be given, in writing to the Council.

3. No development shall take place on the site until a 'Notice of Initiation of Development' has been submitted to the Council stating the intended date on which the development is to commence. Failure to do so constitutes a breach of planning control, under Section 123(1) of the Town and Country Planning (Scotland) Act 1997.

End

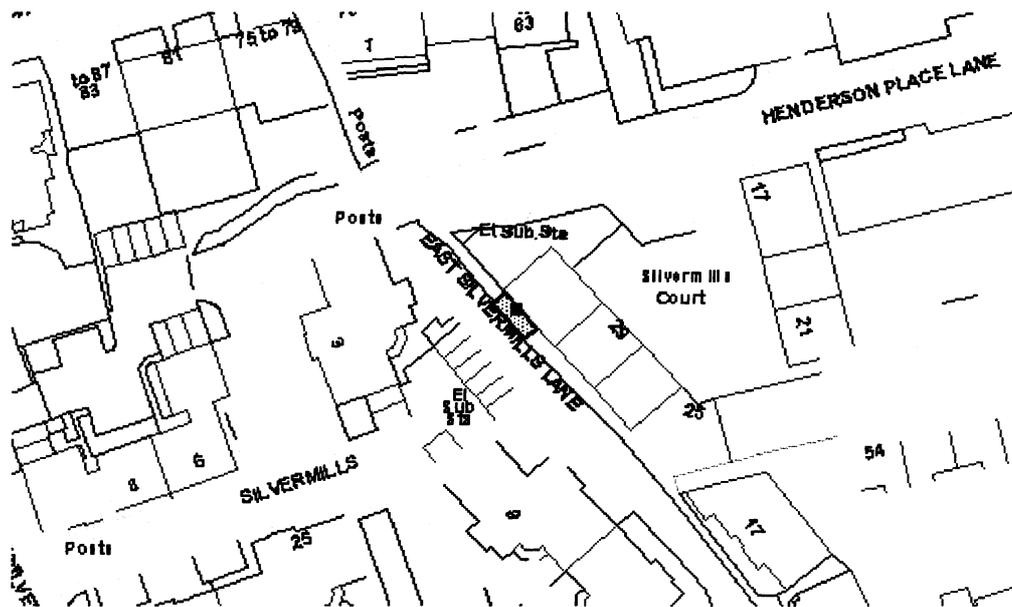
Appendix C



Application Type Planning Permission

Proposal: 1 x DSLAM telecommunications broadband cabinet (1408mm x 750mm x 407mm).

Reference No: 11/02465/FUL



Location Plan

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