



Phoebe Pavitt
Unit 26-28
Britannia Way
Lichfield
WS14 9UY

Application Ref: 54873/APP/2020/721

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED)

REFUSAL OF PLANNING PERMISSION

The Council of the London Borough of Hillingdon as the Local Planning Authority within the meaning of the above Act and associated Orders **REFUSES** permission for the following:-

Description of development:

Installation of a 20m monopole, 12 x antenna apertures, equipment cabinets, the removal of the existing 13.7m monopole, 3 x antennas, redundant equipment cabinets and development ancillary thereto.

Location of development: Hume Way Ruislip

Date of application: 15 April 2020

Plan Numbers: See attached Schedule of plans

Permission is refused for the reason(s) listed on the attached schedule:-

Head of Planning, Transportation and Regeneration

Date: 19 June 2020

NOTES: (i) Please also see the informatives included in the Schedule of Reasons.

(ii) Should you wish to appeal against this decision please read the attached sheet which explains the procedure.

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SCHEDULE OF REASONS

- 1 . The proposed installation of the telecommunications monopole, combined with apertures and 8 different equipment cabinets, would increase street clutter along this section of Hume Way resulting in harm the character and appearance of the immediate street scene contrary to Policy BE1 of the Hillingdon Local Plan: Part One and Policies DMHB 11, DMHB 12 and DMHB 21 of the Hillingdon Local Plan: Part Two - Development Management Policies (2020) and Chapter 10 of the National Planning Policy Framework (March 2012).

INFORMATIVES:

- 1 . The decision to REFUSE details of siting and design has been taken having regard to all relevant planning legislation, regulations, guidance, circulars and Council policies, including The Human Rights Act (1998) (HRA 1998) which makes it unlawful for the Council to act incompatibly with Convention rights, specifically Article 6 (right to a fair hearing); Article 8 (right to respect for private and family life); Article 1 of the First Protocol (protection of property) and Article 14 (prohibition of discrimination).
- 2 . The decision to REFUSE details of siting and design has been taken having regard to the policies and proposals in the Hillingdon Unitary Development Plan Saved Policies (September 2007) as incorporated into the Hillingdon Local Plan (2012) set out below, including Supplementary Planning Guidance, and to all relevant material considerations, including the London Plan (July 2011) and national guidance.

Part 1 Policies:

PT1.BE1 (2012) Built Environment

Part 2 Policies

DMHB 11	Design of New Development
DMHB 21	Telecommunications
DMHB 14	Trees and Landscaping
DMT 2	Highways Impacts
DMAV 1	Safe Operation of Airports
NPPF- 10	NPPF-10 2018 - Supporting high quality communications

- 3 . In dealing with the application the Council has implemented the requirement in the National Planning Policy Framework to work with the applicant in a positive and proactive way. We have made available detailed advice in the form of our statutory policies from the Local Plan Part 1, Local Plan Part 2, Supplementary Planning Documents, Planning Briefs and other informal written guidance, as well as offering a full pre-application advice service.

We have however been unable to seek solutions to problems arising from the application as the principal of the proposal is clearly contrary to our statutory policies and negotiation could not overcome the reasons for refusal.

END OF SCHEDULE

SCHEDULE OF REASONS

Address:

Residents Services
London Borough of Hillingdon
3 North Civic Centre, High Street, Uxbridge UB8 1UW
Tel: 01895 250230
www.hillingdon.gov.uk

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SCHEDULE OF PLANS

405 RF Compliance Existing Elevation Rev. C - received 15 Apr 2020

001 Drawing Register Rev. C - received 15 Apr 2020

400 RF Compliance Existing Plan Rev. C - received 15 Apr 2020

305 Equipment Schedule & Support Structure Details Rev. C - received 15 Apr 2020

304 Max Configuration Antenna Schedule & Line Configuration Rev. C - received 15 Apr 2020

300 Existing Antenna Schedule & Line Configuration Rev. C - received 15 Apr 2020

266 Max Configuration Elevation - Sheet 2 Rev. C - received 15 Apr 2020

265 Max Configuration Elevation - Sheet 1 Rev. C - received 15 Apr 2020

216 Max Configuration Site Plan - Sheet 2 Rev. C - received 15 Apr 2020

215 Max Configuration Site Plan - Sheet 1 Rev. C - received 15 Apr 2020

150 Existing Elevation A Rev. C - received 15 Apr 2020

100 Existing Site Plan Rev. C - received 15 Apr 2020

007 FIXITs & Dependencies Rev. C - received 15 Apr 2020

006 Services Plan Rev. C - received 15 Apr 2020

005 Cherry Picker & Crane Location Rev. C - received 15 Apr 2020

003 Access Plan Rev. C - received 15 Apr 2020

002 Site Location Plan Rev. C - received 15 Apr 2020

411 RF Compliance Max Configuration Plan - Sector A Rev. C - received 15 Apr 2020

412 RF Compliance Max Configuration Plan - Sector B Rev. C - received 15 Apr 2020

413 RF Compliance Max Configuration Plan - Sector C Rev. C - received 15 Apr 2020

451 RF Compliance Max Configuration Elevations Rev. C - received 15 Apr 2020

Article 13 Notice - received 03 Mar 2020

Mobile UK 5G Health QA Information Paper 2019 - received 03 Mar 2020

Council's and Connectivity - How local government can help to build mobile Britain September 2018 - received 03 Mar 2020

MBNL 5G and Future Technology, MBNL.Supp.Info.New Tech.06.12.18 - received 03 Mar 2020

Department for Digital, Culture, Media & Sport - Connected Growth Manual - received 03 Mar 2020

Matt Warman MP letter on 5G - The Next Mobile Generation INT2019/11842/DC
November 2019 - received 03 Mar 2020

DCMS MHCLG Collaborating for Digital Connectivity 7th March 2019 - received 03
Mar 2020

HGN032 - 70284 - Supplementary Information - received 03 Mar 2020

HGN032 - 70284 - Covering Letter 25th February 2020 - received 03 Mar 2020

HGN032-70284-HUME_WAY-ICNIRP_Certificate - received 03 Mar 2020

HGN032 Pre-Con Letter to the LPA - received 03 Mar 2020

TOWN AND COUNTRY PLANNING ACT 1990 (AS AMENDED)

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the office of the First Secretary of State under Section 78 of the Town and Country Planning Act 1990.

If you want to appeal, then you must do so within six months of the date of this notice, using a form which you can get from the Planning Inspectorate at Customer Support Unit, Room 3/15 Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN (Tel 0117 372 8424). Appeal forms can be downloaded from the Planning Inspectorate's website at www.Planning-inspectorate.gov.uk

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal.

Further details are available at www.gov.uk/government/collections/casework-dealt-with-by-inquiries

The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances, which excuse the delay in giving notice of an appeal.

The Secretary of State need not consider an appeal if it seems to him that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions 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 Secretary of State does not refuse to consider appeals solely because the local planning authority based their decision on a direction given by him.

Purchase Notices.

If either the local planning authority or the officer of the First Secretary of State refuses permission to develop land or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use by 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 (District Council, London Borough Council or Common Council of the City of London) in whose area the land is situated. This notice will require the Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.