

# 158-162 Kilburn High Road

## 2018/0900/P and 2018/0965/A



This material has been reproduced from Ordnance Survey digital map data with the permission of the controller of Her Majesty's Stationery Office, © Crown Copyright.

# Photos



Photo 1: Existing kiosk outside 158 Kilburn High Road (to be replaced with new kiosk)



Photo 2: Existing kiosk outside 158 Kilburn High Road from south



Photo 3: Kiosk outside 106 Kilburn High Road (Removal to be secured by Section 278 legal agreement)



Photo 4: Kiosk outside 188 Kilburn High Road (Removal to be secured by Section 278 legal agreement)



Kiosk outside 24 Kilburn High Road (Removal to be secured by Section 278 legal agreement)

<b>Delegated Report</b> (Members Briefing)		<b>Analysis sheet</b>	<b>Expiry Date:</b>	11/04/2018
		N/A / attached	<b>Consultation Expiry Date:</b>	27/03/2018
<b>Officer</b>			<b>Application Number(s)</b>	
Stuart Clapham			(1) 2018/0900/P (2) 2018/0965/A	
<b>Application Address</b>			<b>Drawing Numbers</b>	
Telephone Kiosk outside 158-162 Kilburn High Road London NW6 4JD			Refer to draft decision notices	
<b>PO 3/4</b>	<b>Area Team Signature</b>	<b>C&amp;UD</b>	<b>Authorised Officer Signature</b>	
<b>Proposal(s)</b>				
<p>(1) Erection of freestanding telephone kiosk providing phone and Wi-Fi facilities, location based information, payment facilities with 1 x LCD illuminated digital advertisement following the removal of 1 x telephone kiosk.</p> <p>(2) Display of 1 x LCD illuminated digital advertisement to telephone kiosk.</p>				
<b>Recommendation(s):</b>		<b>Require Prior Approval – Grant Approval subject to S278 legal agreement</b> <b>Grant Advertising Consent</b>		
<b>Application Types:</b>		<b>GPDO Prior Approval Determination</b> <b>Advertisement Consent application</b>		

<b>Conditions or Reasons for Refusal:</b>	<b>Refer to Draft Decision Notices</b>					
<b>Informatives:</b>						
<b>Consultations</b>						
<b>Adjoining Occupiers:</b>	No. notified	<b>00</b>	No. of responses	<b>00</b>	No. of objections	<b>00</b>
<b>Summary of consultation responses:</b>	<p><u>A site notice was displayed on 06/03/2018 and expired on 27/03/2018.</u></p> <p>The following stakeholders were also consulted.</p> <p><b>Metropolitan Police – Designing Out Crime Officer</b> does not object to the scheme but makes the following comments and recommendations:</p> <ol style="list-style-type: none"> <li>1. Phone boxes in The London Borough of Camden have become 'crime generators' and a focal point for anti-social behaviour (ASB). As such, the removal of two closed traditional phone boxes and replacement with a single modern and better designed pay phone is welcome.</li> <li>2. There is a need for a detailed maintenance and management plan to prevent the kiosk falling in a state of disrepair and attracting crime and anti-social behaviour in line with the 'broken window' principle.</li> <li>3. The long side of the kiosk should be set to the road to reduce the opportunity for aggressive begging involving organised criminal networks</li> <li>4. Light levels from the advertising should be sensitive to CCTV in the area</li> <li>5. The overall reduction in the number of kiosks in the borough should contribute to reducing crime levels.</li> </ol> <p><b>Camden Council's Transport Strategy department</b> notes that the replacement kiosk would make a small reduction in footway width, however considers the proposal as making a net improvement to the pedestrian environment.</p> <p><b>TfL</b> does not object to the proposal. The site is not located on a road for which TfL is the highways authority.</p> <p><b>The Council's Access Officer</b> objected to the design of the kiosks on the grounds that:</p> <ol style="list-style-type: none"> <li>6. The telephone controls were located too high (1200mm) to facilitate inclusive access.</li> <li>7. The booths are not big enough to be inclusive and accessible to all and should have a floor space of 1850 x 1200mm.</li> <li>8. A kneehole should be provided at least 500mm deep and 700mm high to allow ease of access for wheelchair users.</li> <li>9. A fold down seat (450-520mm high) or a perch seat (650-800mm high) should be provided for the convenience of people with ambulant mobility impairments.</li> </ol> <p><b><u>Officer response</u></b></p> <p>Crime</p> <ol style="list-style-type: none"> <li>1. See Assessment section 6. It is noted that four existing enclosed kiosks, not two as stated in the comment, will be removed in association with this application.</li> </ol>					

2. See Assessment point 6.4
3. See Assessment point 6.3
4. See Assessment point 8.1
5. See Assessment section 6

Access

6. See Assessment point 5.2
7. See Assessment point 5.3
8. See Assessment point 5.3

**Kilburn  
Neighbourhood Plan  
Forum:**

The Kilburn Neighbourhood Plan Forum objects to the application on the following grounds:

*Kiosk*

1. The much wider width (1096mm) compared to current boxes of (948mm) will impact on pedestrian flows unless the longer side is placed parallel to the kerb and not perpendicular.
2. The total opaqueness of the LCD side could provide concealment, as when approaching the box, pedestrians will not be able to see the presence of a person behind the screen. This could be changed by raising the Kiosk on feet.
3. We welcome the absence of a door, making access for less mobile users easier, however we question the positioning of the equipment as possibly being too high to be used by wheelchair/mobility scooter users.
4. The colour of the proposed replacement kiosks is more in keeping with our area

*LCD advertising screen.*

5. We believe that placing new LCD advertising screens perpendicular to the footpath would create distraction and possibly more road danger for incoming vehicles

*Siting*

6. The proposed site plan supplied to support the application is slightly misleading as there is a private forecourt in front of Aldi approximately 900mm wide that could in the future be used by a new retailer without planning permission. Placement of the phone kiosk would only achieve an unobstructed pavement space of approximately 1800mm, which is very narrow for an area of very high footfall.
7. Additionally the proposed positioning is right outside the entrance/exit of Aldi thus a more congested area. We would suggest (if other objection grounds are dismissed) to move the kiosk about 20 meters north of the current site where there are no shop entrances, keeping the proposed orientation.
8. We would also seek assurances that the phone box at 188 Kilburn High Road is removed even if this planning permission is not granted. The placement of the current box at 188 Kilburn High Road is now unacceptable on the basis of obstruction to pedestrian movement. It is on a very narrow pavement with new shops that attract very high footfalls.

*Officer response*

*Kiosk*

1. See Assessment point 3.3
2. See Assessment point 6.2
3. See Assessment point 5.2
4. See Assessment point 4.3

*Advertising*

5. See Assessment points 2.8 and 8.1



*Siting*

6. *See Assessment point 3.5*
7. *This re-siting of the kiosk is outside of the scope of this application.*
8. *The unilateral removal of the kiosk at 188 Kilburn High Road is outside of the scope of this planning decision.*

## Site Description

The application site comprises of an area of the footway adjacent to No. 158 Kilburn High Road, on the Eastern side of the street. The site is currently occupied by a telephone kiosk, which is set of 0.4m from the kerb edge.

The site lies along the primary shopping frontage of Kilburn town centre and is within the Kilburn Neighbourhood Area. The site is located on a Borough street and is not part of Transport for London's (TfL's) Road Network (TLRN).

## Relevant History

### This site

No original consent was found for the kiosk, however considering it is believed that the kiosk has been there for over 10 years and there is little chance of enforcing its removal. Consents for the three kiosks to be permanently removed in association with this application are highlighted below and denoted by a \*.

### Neighbouring sites:

\*O/S 106 Kilburn High Road P9601545 Installation of public telephone kiosks on public highway. 25/06/1996

\*O/S 188 Kilburn High Road P9601546 Installation of public telephone kiosks on public highway. 20/06/1996

\*o/s 24 - 32 Kilburn High Road P9600552 Siting of 2 payphones on the public highway 25/03/1996

Outside 154 Kilburn High Road. 9301067. Installation of phone booths. Withdrawn 08/05/2003

Outside 138/140 Kilburn High Road. PW9902010. Erection of a telephone booth. Prior approval granted 03/02/1999

o/s 196-198 Kilburn High Road. 2017/1126/P. Erection of freestanding BT panel providing phone and Wi-Fi facilities with 2 x internally illuminated digital advertisements following the removal of 2no. BT telephone kiosks. Full Planning Permission Withdrawn 28/06/2017

o/s 54 - 56 Kilburn High Road. 2017/0454/P. Erection of freestanding BT panel providing phone and Wi-Fi facilities with 2 x internally illuminated digital advertisements following the removal of 1no. BT telephone kiosks. Full Planning Permission approved subject to S278 legal agreement, 15/05/2018

## Relevant policies

**National Planning Policy Framework (2018)**

**London Plan (2016)**

**Draft New London Plan (2017)**

**TfL's Pedestrian Comfort Guidance for London (2010)**

**Camden Local Plan (2017)**

A1 Managing the impact of development

C5 Safety and Security

C6 Access

D1 Design

D2 Heritage

D4 Advertisements

G1 Delivery and location of growth  
T1 Prioritising walking, cycling and public transport

### **Camden Planning Guidance**

CPG1 Design (July 2015 updated March 2018)

CPG7 Transport (September 2011)

Camden Streetscape Design Manual

## **Assessment**

### **1.0 Proposal**

- 1.1 Confirmation is sought as to whether the installation of a telephone kiosk would require prior approval under Part 16 of Schedule 2 of the GPDO. The order permits the Council to only consider matters of siting and appearance in determining GPDO prior approval applications. The potential impact on crime and public safety are relevant considerations under siting.
- 1.2 The proposed telephone kiosk would replace an existing kiosk at the same location, and would also be conditional on the removal of three existing kiosks outside 24-32, 106 and 188 Kilburn High Rd, leading to a net reduction of 3 kiosks along the high street. The applicant would also agree to pay for the cost of the planting of a street tree in the Borough's public realm and its maintenance for three years.
- 1.3 The kiosk would have a footprint of 1.10m by 0.76m with an overall height of 2.45m, and would be located on the eastern set off 0.45m from the existing kerb edge (compared to 0.40m for the existing kiosks).
- 1.4 It would have a powder coated metal frame with reinforced laminated glass on one side, and a black plastic roof, with a design loosely based on the BT K2 payphone. To the rear will be a digital advertising display measuring 1.65x0.92m. To the inside of the kiosk, the controls will be placed at a height of 1.06m, with a 24-inch digital display used for local wayfinding information.
- 1.5 This application forms part of a package of applications submitted for 26 sites in the Borough, which would result in the net removal of 45 telephone kiosks (63% of the applicant's estate).

## **2 Assessment**

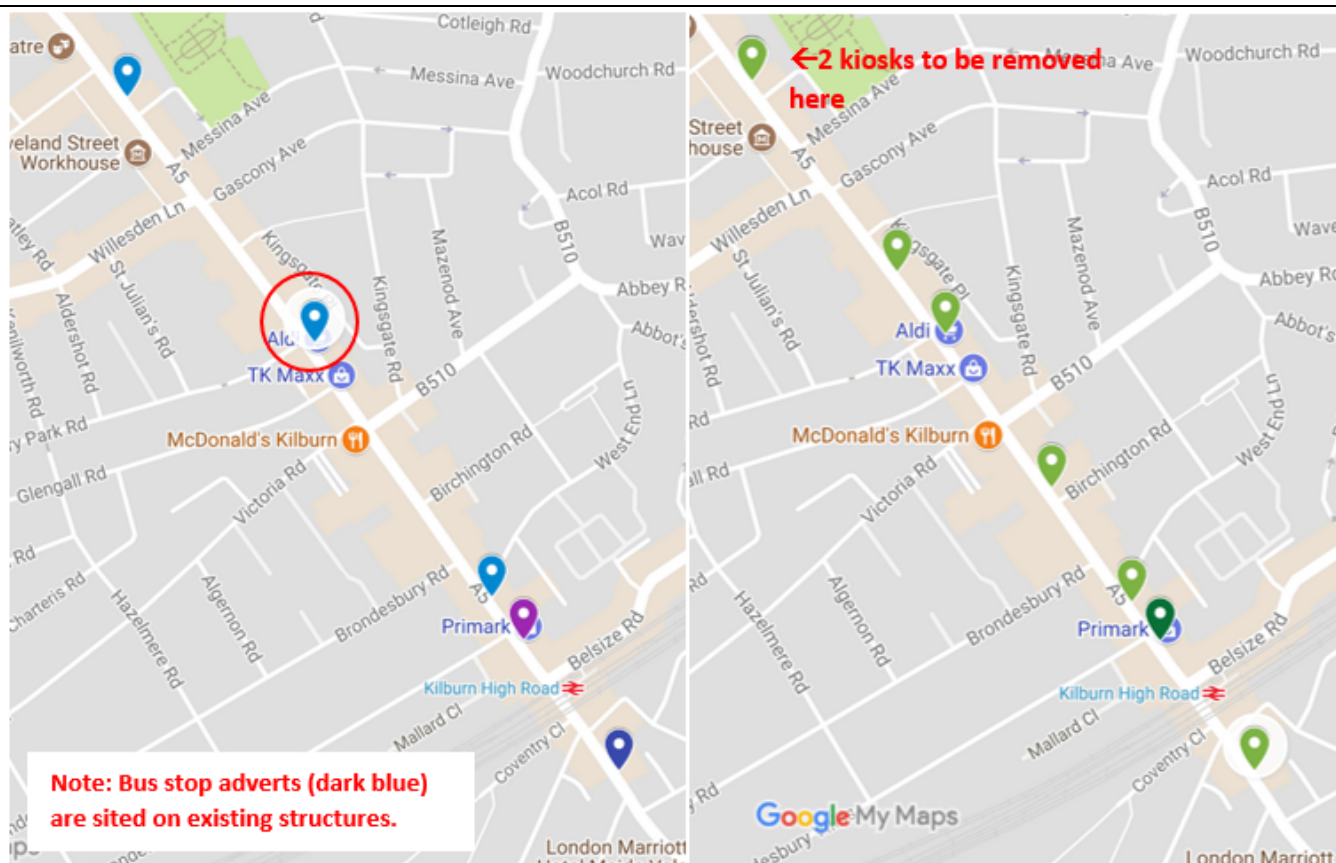
- 2.1 Policy A1 states that the Council will seek to ensure development contributes towards strong and successful communities by balancing the needs of development with the needs and characteristics of local areas and communities, and that the Council will resist development that fails to adequately assess and address transport impacts affecting communities, occupiers, neighbours and the existing transport network. Paragraph 6.10 states that the Council will expect works affecting the highway network to consider highway safety, with a focus on vulnerable road users, including the provision of adequate sightlines for vehicles, and that development should address the needs of vulnerable or disabled users. Furthermore, Policy T1 point e) states that the Council will seek to ensure that developments provide high quality footpaths and pavements that are wide enough for the number of people expected to use them, including features to assist vulnerable road users where appropriate. Paragraph 8.9 of CPG7 (Transport) highlights that footways should be wide enough for two people using wheelchairs, or prams, to pass each other.
- 2.2 Camden's Streetscape Design manual – section 3.01 footway width states the following:
  - “Clear footway” is not the distance from kerb to boundary wall, but the unobstructed pathway width within the footway;

- 1.8 metres is minimum width needed for two adults passing;
  - 3 metres is minimum width for busy pedestrian street though greater widths are usually required;
  - Keeping the footway width visually free of street furniture is also important, allowing clear sightlines along the street’.
- 2.3 All development affecting footways in Camden is also expected to comply with Appendix B of Transport for London’s (TfL’s) Pedestrian Comfort Guidance, which notes that active and high flow locations must provide a minimum 2.2m and 3.3m of ‘clear footway width’ (respectively) for the safe and comfortable movement of pedestrians.
- 2.4 Policy T1 states that the Council will promote sustainable transport choices by prioritising walking, cycling and public transport use and that development should ensure that sustainable transport will be the primary means of travel to and from the site. Policy T1 points a) and b) state that in order to promote walking in the borough and improve the pedestrian environment, the Council will seek to ensure that developments improve the pedestrian environment by supporting high quality improvement works, and make improvements to the pedestrian environment including the provision of high quality safe road crossings where needed, seating, signage and landscaping.
- 2.5 Policy T1 (Public Transport) states that where appropriate, development will be required to provide for interchanging between different modes of transport including facilities to make interchange easy and convenient for all users and maintain passenger comfort.
- 2.6 Paragraph 8.6 of CPG7 (Transport) seeks improvements to streets and spaces to ensure good quality access and circulation arrangements for all. Ensuring the following:
- Safety of vulnerable road users, including children, elderly people and people with mobility difficulties, sight impairments and other disabilities;
  - Maximising pedestrian accessibility and minimising journey times;
  - Providing stretches of continuous public footways without public highway crossings;
  - Linking to, maintaining, extending and improving the network pedestrian pathways;
  - Providing a high quality environment in terms of appearance, design and construction, paying attention to Conservation Areas;
  - Use of paving surfaces which enhance ease of movement for vulnerable road users; and,
  - Avoiding street clutter and minimising the risk of pedestrian routes being obstructed or narrowed e.g. by pavement parking or by street furniture.
- 2.7 Policy C5 requires development to contribute to community safety and security, and paragraph 4.89 of Policy C5 states that the design of streets needs to be accessible, safe and uncluttered, with careful consideration given to the design and location of any street furniture or equipment. Paragraphs 9.26 and 9.27 of CPG1 (Design) advise that the proposed placement of a new phone kiosk needs to be considered to ensure that it has a limited impact on the sightlines of the footway, and that the size of the kiosk should be minimised to limit its impact on the streetscene and to decrease opportunities for crime and anti-social behaviour.
- 2.8 Digital advertising is expected to comply with ‘Guidance for Digital Roadside Advertising and Proposed Best Practice’. The document was commissioned by Transport for London and was published in March 2013. This states that roadside digital advertising is best oriented to face the oncoming driver, and that there is the potential conflict where digital advertising is placed in proximity to traffic signs or signals, or where they obstruct important sight line at corners, bends or at a junction, or at any point of access to the highway. In terms of lighting, the guidance

considers that a night-time range of 100-300 cd/m<sup>2</sup> would generally be appropriate.

### **3 Siting**

- 3.1 The application site is located on a pavement measuring approximately 3.9m wide. This area of the footway consistently experiences high pedestrian flows, due to its location within the primary frontage of Kilburn High Road.
- 3.2 Section 3.01 of Camden's Streetscape Design Manual requires a minimum unobstructed pathway width within the footway, known as the 'clear footway'. This guidance and Appendix B of TfL's Pedestrian Comfort Guidance, outlines the recommended minimum footway widths for different levels of pedestrian flows.
- 3.3 The footprint of the proposed telephone kiosk measures 1.10m by 0.76m. The orientation of the kiosk would be perpendicular to the highway, with the advertising display facing the oncoming traffic. The current effective footway at this point is 2.6m, and the proposal would result in the loss of 0.2m of the effective footway compared to the current situation. While it is noted that this will slightly exacerbate an already constrained section of footway, this is considered acceptable on balance in that it would also see the increase of 1m in effective footway width outside 188 Kilburn High Road and 106 Kilburn High Road where footway width is equally, if not more, constrained. As such, it is considered that the proposal would therefore generate a net benefit in pedestrian comfort along the primary retail frontage of Kilburn High Road.
- 3.4 It is further noted that the council is developing plans which, if approved, would increase the width of the footway at this point on Kilburn High Road by 1.6m. While the unconfirmed nature of these plans means that this cannot be a material planning consideration, the council would seek the inclusion of the relocation of the new kiosk to align with the new streetscape within the Section 278 Agreement.
- 3.5 It is believed that 0.9m of the footway which pertains to the forecourt of Aldi is a public right of way under the Highways Act 1980 based on the passage of time and therefore would be considered as part of the footway for the purposes of assessing any future developments at this location.
- 3.6 The section of pavement does not currently have any other digital advertising (on the East side within the Borough of Camden), however additional kiosks are proposed to the north and south of the site (light blue). Additionally, there is a BT Link unit on the street 350m to the south (purple), while a TfL bus shelter has permission for the installation of a digital advertising panel (dark blue). Were the applications for telephone kiosks to be approved, a total of 7 existing telephone kiosks would be removed from this section of the pavement (light green), four of which would be linked to the approval of this kiosk. An additional kiosk was previously removed as a condition of the erection of the BT Link unit (dark green). There are no further recent applications for telephone kiosks along Kilburn High Road (East side)



3.7 Policy A1 emphasises that it is important that development balances the needs of development with the needs and characteristics of local areas and communities and ties into the existing transport network. Given that there is a high proliferation of telephone kiosks in the area, it is considered that a net reduction of 3 kiosks will enhance pedestrian comfort, promote sustainable travel and enhance the visual amenity of the local public realm without making any negative impact in access to local services. The proposals would therefore be, on balance, supportive of policies A1 and T1.

#### 4 Design and Appearance

4.1 Policy D1 aims to ensure the highest design standards for developments. Policy D1 states that the Council will require all developments to be of the highest standard of design and to respect the character, setting, form and scale of neighbouring buildings, its contribution to the public realm, and its impact on wider views and vistas.

4.2 This section of the footway currently has four existing telephone kiosks which, by nature of their red colour (three) and life-expired state of repair, are visually prominent and detract from the quality of the public realm. Their removal and replacement with a single more modern telephone kiosk would enhance the visual amenity of the area through the reduction of unnecessary and unattractive street clutter.

4.3 The proposed structure is considered to be of a poor design in terms of size, scale, massing and proposed materials. The colour of the new structure is however considered to cause less harm to local visual amenity. It is considered as a poor pastiche of the classic K2 phone box which, on account of its increased width and more conspicuous design would be more prominent on the streetscape than the existing kiosks which they replace. Nevertheless, considering the poor state of repair of the existing kiosks, and the net reduction in the overall proliferation of telephone kiosks resulting from the proposal, the proposed kiosk would result in an overall enhancement to the visual amenity of the nearby streetscape. As such, on balance the proposal

would be in compliance with Policies D1.

## **5 Access (considered as part of design)**

- 5.1 Policy C6 requires new buildings and places to meet the highest practicable standards of accessible and inclusive design.
- 5.2 The proposed kiosk design would be of an open design, therefore facilitating the access of wheelchair users. Following discussions with the applicant, the height of the telephone controls has been lowered to 1.06m, providing enhanced access to children, people of short stature and wheelchair and scooter users.
- 5.3 The absence of a perch seat as highlighted by the access officer was considered acceptable on balance in that the kiosk would be accessible to wheelchair users, and that the provision of a perch seat would also generate opportunities for crime and antisocial behaviour. The width of the kiosk and absence of a knee-hole was not considered an impediment to access for wheelchair and mobility scooter users on account of the open design, while the additional width and depth implied by this would reduce the effective footway and have a detrimental impact on the broader pedestrian environment and public realm. As such, the kiosk is considered acceptable in terms of providing access for all, in support of Policy C6.

## **6 Anti-social behaviour**

- 6.1 With regards to community safety matters, a number of issues have been raised by the Metropolitan Police Crime Designing Out Crime Officer, in particular that phone boxes in The London Borough of Camden have become 'crime generators' and a focal point for anti-social behaviour (ASB), including the taking of Class A drugs, urination, defecation, littering, the placing of 'Prostitute Cards', graffiti, sexual activities and a fixed location for aggressive begging linked to organised criminal groups. The poor maintenance of telephone kiosks is also considered to increased criminal activity and anti-social behaviour by degrading the character of the local public realm.
- 6.2 While the placing of a telephone kiosk at this site would reduce sight lines and natural surveillance in the area, and provide a potential opportunity for an offender to loiter, the open nature of the kiosk design and the removal of four existing enclosed structures in the street and replacement with a single non-enclosed kiosk would result in a net reduction opportunities for crime and anti-social behaviour. Furthermore, the modern new kiosk will replace two poorly maintained detractors to the quality of the public realm which could be considered as attractors of crime and ASB.
- 6.3 The kiosk would be located perpendicular to the highway. This permits the digital advertising screen to be in line with road safety requirements of TfL's 'Guidance for Digital Roadside Advertising and Proposed Best Practice'. While it is recognised that parallel placement would be more appropriate in terms of designing out crime, on balance the placement is considered acceptable given that it would provide only 15cm more space for aggressive begging than the current situation.
- 6.4 The maintenance and repair of the kiosk would be secured by a Section 278 agreement.
- 6.5 As such, the proposal would therefore be compliant with Policy C5 and CPG1 (Design).

## **7 Trees**

- 7.1 The applicant would provide for the planting of a street tree in the public realm (and maintenance for three years), to be secured by a Section 278 agreement. This would provide

some public benefit in terms of enhancement of quality of the pedestrian environment and weight is therefore complies with policy A1 It is however noted that this weight is limited relative to the primary consideration of reduction of street clutter in the public realm.

## **8 Advertisement**

- 8.1 The advertising kiosk will feature two digital screens, comprising of an advertising panel on the rear measuring 1650 x 928mm (facing oncoming traffic, in line with 'Guidance for Digital Roadside Advertising and Proposed Best Practice') with a maximum luminance of 2500 cd/m<sup>2</sup> and another screen next to the telephone control measuring 532 x 299mm used for wayfinding information (up to 1500 cd/m<sup>2</sup> luminance). During periods of darkness, the display's illumination would be restricted by condition to a maximum brightness of 280cd/m<sup>2</sup>. The advertising panels will show static advertising images in sequence, changing no more frequently than every 10 seconds. The advertising does not appear to be sited in conflict with any public CCTV.
- 8.2 The proposed digital screen display units are considered acceptable in terms of size, location and method of illumination. Whilst it is accepted that all advertisements are intended to attract attention, the positions of the advertisements would not be considered unduly dominant in the street scene. Whilst the method of illumination would cause some light spill, the position of the screens on the structure would be an appropriate distance facing away from the nearest neighbouring occupiers which are in commercial use. On balance, the proposed screens would not be considered significantly harmful to neighbouring occupiers.
- 8.3 In terms of size, siting and method of illumination the proposal is not considered detrimental to highways safety. The advertising panel would be located at an appropriate distance from road junctions and pedestrian crossings. As the advertisement would be seen by drivers in moving traffic this decision includes a condition that restricts the display of moving images. On balance, the locations of the advertisements within the structure are not considered to be hazardous to vehicular or pedestrian traffic and therefore raise no public safety concerns.
- 8.4 The applicant has offered to provide the Council with one ten second slot of advertising time per hour without cost, which would be secured under a Section 278 Agreement. The council's position is that such an arrangement would not be practical for the LPA in terms of ongoing management.
- 8.5 Overall, the provision of digital advertising on the public highway would be considered detrimental to visual amenity of the public highway. It is however recognised that digital advertising screen would be essential to the feasibility of the replacement telephone kiosk and associated public benefits in terms of removal of 2 life-expired telephone kiosks, planting of a street tree in the public realm and provision of free public wifi. The overall benefits to amenity and public safety are considered to significantly outweigh the harm. On balance, therefore, the principle of digital advertising associated with the replacement kiosk is therefore considered acceptable.

## **9 Conclusion**

- 9.1 The kiosk, by nature of its detailed design and associated condition for the removal of four existing kiosks and planting of a tree in the borough's public realm, would result in the enhancement of the visual amenity of the local area, more inclusive access and a reduction in the opportunity for crime and anti-social behaviour in the immediate vicinity. It would therefore be in accordance with Local Plan Policies A1, C6, D1, and G1.
- 9.2 The kiosk, by nature of its siting and associated condition for the removal of four existing kiosks and planting of a tree in the borough's public realm, would result in an overall improvement to



the quality of the pedestrian environment, consistent with Local Plan policy T1.

9.3 The advertisement would be acceptable in its size, location and method and intensity of illumination. Its placement would not be considered hazardous to vehicular or pedestrian traffic, and would be consistent with Local Plan policy D4.

9.4 The proposal would only be acceptable subject to the applicant entering into a Section 278 Legal Agreement with the council with the following heads of terms

- Kiosk removal (as detailed above)
- Tree planting (as detailed above)
- Kiosk cleaning and maintenance.
- Provision of free public wifi
- Agreement by the applicant for the relocation of the kiosk (at their cost) in the event of public realm works on Kilburn High Road within two years of the granting of Prior Approval

## **10 Recommendation**

10.1 Require and Grant Prior Approval

10.2 Approve advertisement consent

***The decision to refer an application to Planning Committee lies with the Director of Regeneration and Planning. Following the Members Briefing panel on Monday 6<sup>th</sup> August 2018, nominated members will advise whether they consider this application should be reported to the Planning Committee. For further information, please go to [www.camden.gov.uk](http://www.camden.gov.uk) and search for 'Members Briefing'.***

Mr Richard Wilson  
New World Payphones  
33 Golden Square  
London  
W1F 9JT

Application Ref: **2018/0900/P**  
Please ask for: **Stuart Clapham**  
Telephone: 020 7974 **3688**

1 August 2018

**DRAFT**

Dear Sir/Madam

**DECISION**

Town and Country Planning Act 1990 (as amended)  
**Prior Approval Required - Approval Given**

Address:

**Telephone Kiosk outside 158-162 Kilburn High Road  
London  
NW6 4JD**

**DECISION**

Proposal:

Erection of freestanding telephone kiosk providing phone and Wi-Fi facilities, location based information, payment facilities with 1 x LCD illuminated digital advertisement following the removal of 1 x telephone kiosk.

Drawing Nos: Site location plan, Cover letter dated 16/02/2018, Specifications document (Rev. A), Site plan (PY3292/022 rev C).

The Council has considered your application for prior approval of siting and appearance in respect of the telecommunications equipment described above and hereby determines that prior approval is required and **gives approval**.

Condition(s) and Reason(s):

Informative(s):

Executive Director Supporting Communities



- 1 You are advised that the telecommunications equipment cabinet hereby approved should be maintained in good condition for as long as it remains in place. The cabinet should be kept free of posters and graffiti and repainted if the cabinet becomes damaged or worn.
- 2 Permission is hereby granted on the understanding that the 4 x kiosks currently in situ at 158-162, 24-32, 106 and 188 Kilburn High Rd are to be removed prior to the erection of the new kiosk.
- 3 Your attention is drawn to the fact that there is a separate legal agreement with the Council which relates to the development for which this permission is granted. Information/drawings relating to the discharge of matters covered by the Heads of Terms of the legal agreement should be marked for the attention of the Planning Obligations Officer, Sites Team, Camden Town Hall, Argyle Street, WC1H 8EQ.

In dealing with the application, the Council has sought to work with the applicant in a positive and creative way in accordance with paragraph 38 of the National Planning Policy Framework.

Yours faithfully

Director of Regeneration and Planning

**DECISION**

Mr Richard Wilson  
New World Payphones  
33 Golden Square  
London  
W1F 9JT

Application Ref: **2018/0965/A**  
Please ask for: **Stuart Clapham**  
Telephone: 020 7974 **3688**

6 June 2018

**DRAFT**

Dear Sir/Madam

## DECISION

Town and Country Planning Act 1990

### Advertisement Consent Granted

Address:

**Telephone Kiosk outside 158-162 Kilburn High Road  
London  
NW6 4JD**

**DECISION**

Proposal:

Display of 1 x LCD illuminated digital advertisement to telephone kiosk.

Drawing Nos: Site location plan, Cover letter dated 16/02/2018, Specifications document (Rev. A), Site plan (PY3292/022 rev C).

The Council has considered your application and decided to grant consent subject to the following condition(s):

Conditions and Reasons:

- 1 No advertisement is to be displayed without the permission of the owner of the site or any other person with an interest in the site entitled to grant permission.

Reason: - As required by regulation 2(1) and Schedule 2 of the Town & Country Planning (Control of Advertisements) (England) Regulations 2007.

- 2 No advertisement shall be sited or displayed so as to

Executive Director Supporting Communities



- (a) endanger persons using any highway, railway, waterway, dock, harbour or aerodrome (civil or military);
- (b) obscure, or hinder the ready interpretation of any traffic sign, railway signal or aid to navigation by water or air; or
- (c) hinder the operation of any device used for the purpose of security or surveillance or for measuring the speed of any vehicle

Reason: - As required by regulation 2(1) and Schedule 2 of the Town & Country Planning (Control of Advertisements) (England) Regulations 2007.

- 3 Any advertisement displayed and any site used for the display of advertisements, shall be maintained in a condition that does not impair the visual amenity of the site.

Reason: - As required by regulation 2(1) and Schedule 2 of the Town & Country Planning (Control of Advertisements) (England) Regulations 2007.

- 4 Any structure or hoarding erected or used principally for the purpose of displaying advertisements shall be maintained in a safe condition.

Reason: - As required by regulation 2(1) and Schedule 2 of the Town & Country Planning (Control of Advertisements) (England) Regulations 2007.

- 5 Where an advertisement is required under these Regulations to be removed, the site shall be left in a condition that does not endanger the public or impair visual amenity.

Reason: - As required by regulation 2(1) and Schedule 2 of the Town & Country Planning (Control of Advertisements) (England) Regulations 2007.

- 6 The advertisement display shall be statically illuminated and the intensity of the illumination of the digital signs shall not exceed 2500 candelas per square metre during the day and 400 candelas per square metre during the hours of darkness in line with the maximum permitted recommended luminance as set out by 'The Institute of Lighting Professional's 'Professional Lighting Guide 05: The Brightness of Illuminated Advertisements' 2015. The levels of luminance on the digital signs should be controlled by light sensors to measure the ambient brightness and dimmers to control the lighting output to within these limits.

Reason: To ensure that the advertisement does not harm the character and appearance of the street scene and does not create a distraction to pedestrian or vehicular traffic and therefore cause a hazard to highway safety. In accordance with the requirements of policy D4 (Advertisements) of the London Borough of Camden Local Plan 2017.

- 7 The digital sign shall not display any moving, or apparently moving, images (including animation, flashing, scrolling three dimensional, intermittent or video elements).

Reason: To ensure that the advertisement does not harm the character and appearance of the streetscene and does not create a distraction to pedestrian or vehicular traffic and therefore cause a hazard to highway safety. In accordance with the requirements of policy D4 (Advertisements) of the London Borough of Camden Local Plan 2017.

- 8 The minimum display time for each advertisement shall be 10 seconds.

Reason: To ensure that the advertisement does not harm the character and appearance of the streetscene and does not create a distraction to pedestrian or vehicular traffic and therefore cause a hazard to highway safety. In accordance with the requirements of policy D4 (Advertisements) of the London Borough of Camden Local Plan 2017.

- 9 The interval between advertisements shall take place over a period no greater than one second; the complete screen shall change with no visual effects (including fading, swiping or other animated transition methods) between displays and the display will include a mechanism to freeze the image in the event of a malfunction.

Reason: To ensure that the advertisement does not harm the character and appearance of this part of the streetscene and does not create a distraction to pedestrian or vehicular traffic and therefore cause a hazard to highway safety. In accordance with the requirements of policy D4 (Advertisements) of the London Borough of Camden Local Plan 2017.

- 10 No advertisement displayed shall resemble traffic signs, as defined in section 64 of the Road Traffic Regulation Act 1984.

Reason: To ensure that the advertisement does not create a distraction to pedestrian or vehicular traffic and therefore cause a hazard to highway safety. In accordance with the requirements of policy D4 (Advertisements) of the London Borough of Camden Local Plan 2017.

- 11 The footway and carriageway on the Transport for London Road Network (TLRN) and Strategic Road Network (SRN) must not be blocked during the installation and maintenance of the advertising panel. Temporary obstruction during the installation must be kept to a minimum and should not encroach on the clear space needed to provide safe passage for pedestrians, or obstruct the flow of traffic.

Reason: To ensure that the advertisement does not create a distraction to pedestrian or vehicular traffic and therefore cause a hazard to highway safety. In accordance with the requirements of policy D4 (Advertisements) of the London Borough of Camden Local Plan 2017.

- 12 No music or sound shall be emitted from the advertisements.

Reason: To safeguard the amenities of the adjoining premises and the area generally in accordance with the requirements of policy D4 (Advertisements) of the London Borough of Camden Local Plan 2017.

Informative(s):

1

In dealing with the application, the Council has sought to work with the applicant in a positive and creative way in accordance with paragraph 38 of the National Planning Policy Framework 2018.

You can find advice in regard to your rights of appeal at:

<http://www.planningportal.gov.uk/planning/appeals/guidance/guidancecontent>

Yours faithfully

Director of Regeneration and Planning

**DRAFT**

**DECISION**