

REPORT FROM: PLANNING, ECONOMIC DEVELOPMENT AND REGULATORY SERVICES MANAGER

TO: NELSON COMMITTEE

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REQUEST TO UTILISE PENDLE LAND FOR TELECOMMUNICATIONS INFRASTRUCTURE

PURPOSE OF REPORT

To inform Nelson Area Committee of the request to use land for telecommunications infrastructure and to make recommendations to the policy & Resources Committee.

RECOMMENDATIONS

That Committee recommend that Policy and Resources Committee agree that the sites can in principle be used for a monopole installation subject to the final development not having any implications for the utilisation of the land.

REASON FOR RECOMMENDATION

In order that Pendle utilises its land portfolio whilst encouraging appropriate provision of telecommunications infrastructure.

ISSUE

1. The Council has been approached by Internexus who are a broadband provider. The broadband is a wireless network that works by the transmission of signals between dishes mounted on structures. This differs from most broadband which is delivered via fibre and copper cables. The diagram at appendix 1 shows the general nature of the infrastructure involved.
2. Operators of digital networks have to register as Code System Operators. Under the Digital Economy Act 2017 an Electronic Communications Codes was introduced. The Code allows Operators to compel landowners to grant agreements to allow use of their land. That is a power that can be enforced through the Courts if a landowner is not agreeable to leasing or

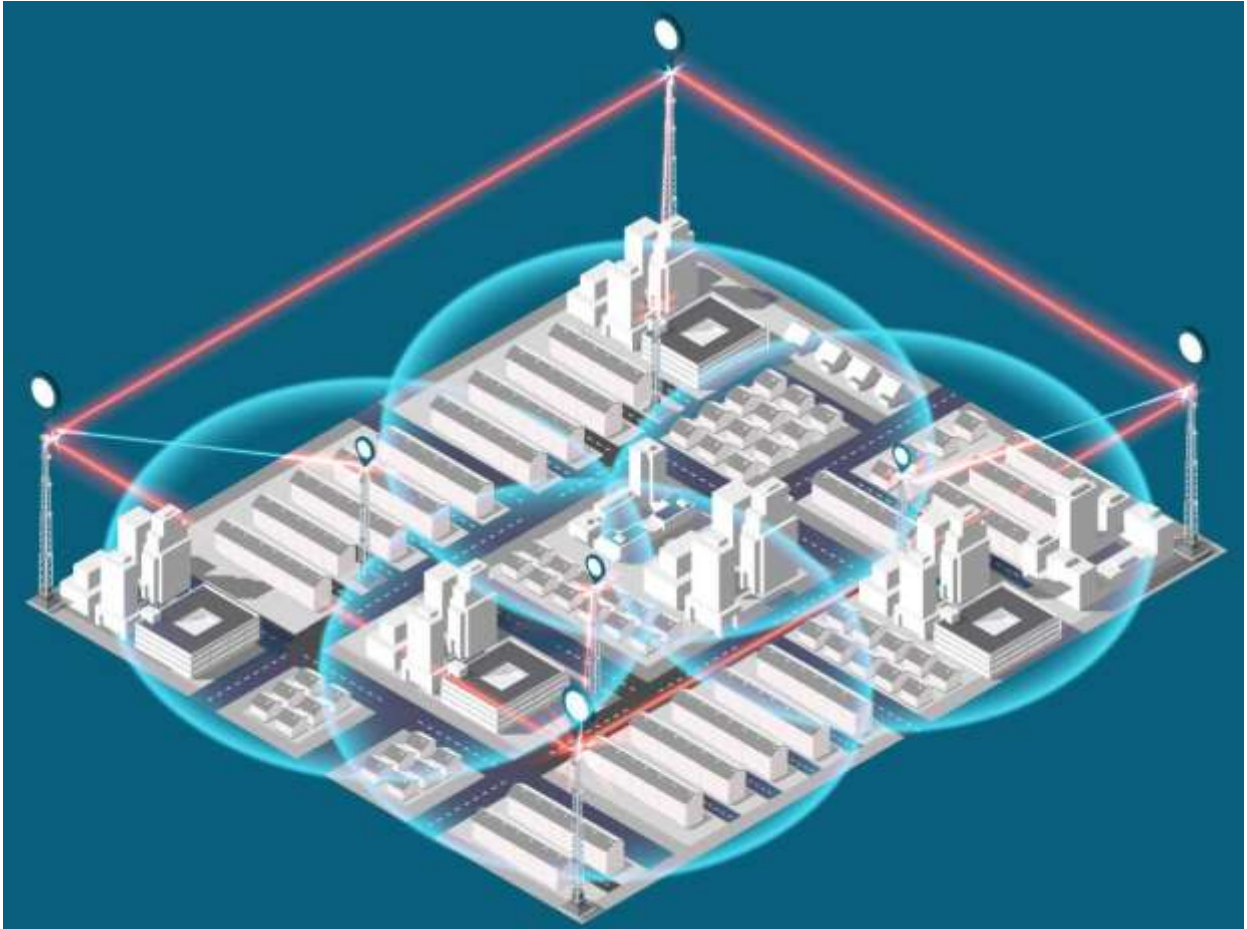
selling their land. Effectively the provisions enable Code Operators to force landowners to lease their land means that landowners have no option but to engage in looking at the potential roll out of sites.

- 3. Internexus have however not sought to use the code and want to agree sites with Pendle through negotiation. A report was considered by Policy and Resources in November 2018. The decision was for further negotiations to take place and for a further report to be considered.
- 4. The initial proposal was to install lattice towers and an extensive list of sites was put forward. The discussion we have had has seen the number of sites reduced to five and the design of the infrastructure has altered. The proposal now is to use five sites which would accommodate monopoles instead of lattice towers.
- 5. Each of the sites is proposed at Appendix 2. Committee is asked to consider each for the installation of a monopole with small communication dishes on and to give the views on the appropriateness of each site to Policy and Resources Committee.

IMPLICATIONS

Policy:	None
Financial:	None
Legal:	None
Risk Management:	None
Health and Safety:	None
Sustainability:	None
Community Safety:	None
Equality and Diversity:	None
Background papers:	

Appendix 1



Appendix 2

Site 1

Pendle_Bradl1 A1/L1/P1

LAN81796



LAN81796



Site 2

Pendle_Clove2 A1/L1/P1

LA689111



LA689111



Site 3

Pendle_Marsd1 A1/L1/P1

LA912329



LA912329



Site 4

Pendle_Marsd2 A1/L1/P1

LAN109026



LAN109026



Site 5

Pendle_South2 A1/L1/P1

LAN107703



LAN107703

