

Notification under section 49 of the Communications Act 2003



Decision by North Ayrshire Council in response to a proposal by British Telecommunications plc for the removal of public call boxes pursuant to Part 2 of the Schedule to a Direction published by Ofcom on 14 March 2006 ('the Direction').

1. On the 17th of December 2019, in accordance with section 49(4) of the Communications Act 2003 ('the Act'), issued a notification setting out its draft decision in response to response to a proposal by British Telecommunications plc for the removal of public call boxes pursuant to Part 2 of the Direction ('the First Notification')
2. A copy of the First Notification was sent to the Secretary of State in accordance with 50(1)(b) of the Act.
3. In the First Notification, North Ayrshire Council invited representations about the draft decision by 09:00 on Monday the 20th of January 2020.
4. North Ayrshire Council did not receive any additional representations on the draft decision and Ofcom has not notified North Ayrshire Council of any international obligation of the United Kingdom for this purpose.
5. The decision is set out in the Schedule to this Notification.
6. The effect of, and North Ayrshire Council's reasons for making, the decision is set out in the Schedule to this Notification.
7. North Ayrshire Council consider that the decision complies with the requirements of sections 45 to 50 of the Act, as appropriate and relevant to the proposals.
8. In making the decision, North Ayrshire Council has considered and acted in accordance with the six community requirements of section 4 of the Act.
9. A copy of this Notification has been sent to the Secretary of State in accordance with section 50(1)(b) of the Act.
10. The schedule to this Notification shall form part of this Notification.



For Senior Planning Services Manager

21/01/2020

SCHEDULE

Decision by North Ayrshire Council in response to a proposal by British Telecommunications plc for the removal of public call boxes pursuant to Part 2 of the Schedule to a Direction published by Ofcom on the 14th of March 2006 ('the Direction')

	Telephone Number	Location	Decision	Reason(s)
1	01294278959	PCO1, HARBOUR STREET, IRVINE, KA12 8PZ	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
1	01294311609	O/S TOURIST INFORMATION PCO1, RIVERWAY RETAIL PARK, RIVERWAY, IRVINE, KA12 8AG	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
3	01294462466	PCO1, ARGYLE ROAD, SALTCOATS, KA21 5NF	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
4	01294462651	PCO PCO1, FULLARTON PLACE, STEVENSTON, KA20 3EH	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
5	01294463044	ADJ. FERRY TERMINAL BUILDING, PCO1, THE HARBOUR, ARDROSSAN, KA22 8ED	Object	The ferry to Arran is often cancelled due to adverse weather and trains to and from Ardrossan are infrequent. Passengers without mobile phones may therefore become stranded. The ferry terminal is located a significant distance from Ardrossan town centre. In addition, it is considered important in terms of public safety to have a payphone available at a working port (e.g. if someone falls in the water or if a vessel is facing difficulties at sea or docking). Given the above consideration, it is considered that this payphone is important for emergency calls.
6	01294464585	PCO PCO1, PRINCES STREET, ARDROSSAN, KA22 8DF	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
7	01294552352	O/S POST OFFICE, PCO1, MAIN STREET, KILWINNING, KA13 6EG	Object	The payphones are located on Kilwinning High Street and are the only payphones available in the town centre.
8	01294605143	AT HIGH ST, PCO1, DALRY ROAD, SALTCOATS, KA21 6HN	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.

9	01294605146	O/S POST OFFICE, PCO1, CHAPELWELL STREET, SALTCOATS, KA21 5EA	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
10	01294832590	PCO PCO1, BLAIR ROAD, DALRY, KA24 4DX	Object	The payphone exceeds 12 calls a year and is located in a large residential area.
11	01475520263	PCO PCO1, SHORE ROAD, SKELMORLIE, PA17 5DT	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
12	01475568227	PCO PCO1, MAIN ROAD, FAIRLIE, LARGS, KA29 0AD	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
13	01475568370	AT TRUNK RD, PCO1, KELBURN AVENUE, FAIRLIE, LARGS, KA29 0AU	Consent	It is considered that the proposed removal complies with the relevant guidance and legislation.
14	01475672625	HYNDMAN GREEN, PCO1, MAIN STREET, LARGS, KA30 8JN	Object	The payphone is situated near Largs railway station, the main north-bound bus stop in the town centre and the taxi rank. As such it provides a convenient communication option in the event of travel disruption, such as cancelled trains or buses and unavailability of taxis especially late at night and in bad weather. Largs is also the ferry port to Cumbrae and ferries may be cancelled at short notice due to adverse weather. Given the above consideration, it is considered that this payphone is important for emergency calls.
15	01505682266	PCO PCO1, MOSSEND AVENUE, KILBIRNIE, KA25 6DG	Object	The Payphone is very well used and is located in a residential area and there are no other payphones located nearby.