

City of Portsmouth MEMBERS' INFORMATION SERVICE

NO 3

DATE: FRIDAY 22 JANUARY 2016

The Members' Information Service produced in the Community & Communication Directorate has been prepared in three parts:

Part 1 - Decisions by the Cabinet and individual Cabinet Members, subject to Councillors' right to have the matter called in for scrutiny.

Part 2 - Proposals from Managers which they would like to implement subject to Councillors' right to have the matter referred to the relevant Cabinet Member or Regulatory Committee; and

Part 3 - Items of general information and news.

Part 1 - Decisions by the Cabinet

The following decisions have been taken by the Cabinet (or individual Cabinet Members), and will be implemented unless the call-in procedure is activated. Rule 15 of the Policy and Review Panels Procedure Rules requires a call-in notice to be signed by any 5 members of the council. The call-in request must be made to democratic@portsmouthcc.gov.uk and must be received by not later than 5pm on Friday 29 January 2016.

If you want to know more about a proposal, please contact the officer indicated. You can also see the report on the Council's web site at www.portsmouth.gov.uk

	WARD	DECISION	OFFICER CONTACT
1		<p>Children and Education Decision Meeting - Thursday 21 January</p> <p>2016-17 School Revenue Funding Arrangements and Dedicated Schools Grant Budget</p> <p>The Cabinet Member:</p> <p>(1) Approved the proposed changes to the mainstream schools revenue funding formula as set out in section 6.</p> <p>(2) Noted the de-delegated unit values for 2016-17 as shown at the revised Appendix 3, as agreed by the Schools Forum on 20 January.</p> <p>(3) Approved the amount of the growth fund for 2016-17 at £365,000.</p> <p>(4) Approved the school funding pro-forma at Appendix 4 for submission to the EFA on the 21st January 2016.</p> <p>(5) Approved the determination of the 2016-17 schools budget (including the individual schools budgets) shown at the revised Appendix 1, together with the supporting explanations contained within this report and specifically agreed the following budget lines:</p> <p style="padding-left: 40px;">(i) Early years central expenditure;</p> <p style="padding-left: 40px;">(ii) Admissions Service;</p> <p style="padding-left: 40px;">(ii) Schools Forum.</p> <p>(6) Approved the 2016-17 Element 3 Top-up rates for the Special Schools Resourced Units and Alternative Provision settings as set out in Appendix 7.</p> <p>(7) Approved the decision that any carry-forward balances from 2015-16 be used to assist with the continued introduction of the funding reform changes and fund any potential financial pressures arising during 2016-17, for example, to support remodelling of SEND provision as set out in paragraph 8.11, subject to consultation with Schools Forum.</p>	<p>Beverley Pennekett, Finance Manager Tel: 9284 1203</p>

	WARD	DECISION	OFFICER CONTACT
2		<p>Resources Decision Meeting on Thursday 21 January 2016</p> <p>The Cabinet Member for Resources, Councillor Lee Mason, made the following decision:</p> <ul style="list-style-type: none"> • Revenues & Benefits Report - Council Tax Penalties <p>DECISION: That the Cabinet Member for Resources agreed</p> <p>(1) that the implementation of fixed penalties from 1st April 2016, as permitted under the provisions of the Local Government Finance Act 1992, whereby anyone who fails to notify the Council of any change affecting Council Tax Liability or the Local Council Tax Support Scheme may be liable to a fixed penalty fine.</p> <p>(2) that where an application is made to waive the penalty on the grounds of exceptional circumstances, the Local Taxation Manager or Director of Community and Communications be given delegated responsibility to use their discretion.</p> <p>(The deadline for calling in this decision is not later than 5pm on Friday 29 January 2016.)</p> <p>In addition, the following information reports were received. No decisions were taken and these items are not, therefore, subject to call in.</p> <ul style="list-style-type: none"> • Public Access Wifi and High Speed Broadband (Super connected cities) • Data Centre Accommodation Update • Portsmouth and South East Hampshire Coroners Update • Monitoring of the Second Quarter 2015/16 - Revenue Cash Limits and Capital Programme 	<p>Vicki Plytas, Democratic Services Tel: 9283 4058</p>
3	Drayton & Farlington; St Thomas	<p>Cabinet Member for Traffic & Transportation Decision Meeting - 21 January</p> <p>The Cabinet Member has made the following decisions:-</p> <p>East Cosham Road and Gunwharf Road proposals (TRO 77/2015)</p> <p>DECISIONS:</p> <p>(1) East Cosham Road:</p> <ul style="list-style-type: none"> • that the double yellow lines on the east side are implemented 	<p>Joanne Wildsmith Democratic Services Tel: 9283 4057</p> <p>Nikki Musson, Operational Transport Planning Officer Tel: 9283 4461</p>

WARD	DECISION	OFFICER CONTACT
Contd/...	<ul style="list-style-type: none"> • that the 11-metre length of double yellow lines on the west side outside no.25 are implemented • that the first 40m of the double yellow lines proposed on the west side (northwards from Havant Road) are implemented adjacent to No.91 Havant Road - but that installation of the remainder is delayed to enable further assessment. <p>(2) Gunwharf Road: That the 3-hour limited waiting restriction is changed to Pay & Display as proposed (to ensure consistency in the location).</p> <p>Palmerston Road South Area Review</p> <p>Councillor Ellcome deferred consideration of this report until his next decision meeting on 18 February 2016.</p> <p>Retendering the bus routes (New Contracts from 27 March 2016)</p> <p>DECISIONS:</p> <p>The Cabinet Member for Traffic & Transportation:</p> <ol style="list-style-type: none"> 1. Noted the current financial pressure as a result of the concessionary reimbursement; 2. Gave approval for the award of contracts for supported bus services to operate for 3 years from Sunday 27 March 2016 in accordance with Appendix A. 3. Acknowledged that the bus services outlined in Appendix B contain a list of tendered services and that some of those services will be run commercially (at no cost to the council) and the remainder are the tendered bus routes that are the least value for money. Therefore it is recommended that they are no longer financially supported, with the exception of the 19/19A service which will be retained. 4. The Director of Transport, Environment and Business Support was given delegated authority to remove bus stop infrastructure from redundant routes as appropriate; 	<p>Nikki Musson, Operational Transport Planning Officer Tel: 9283 4461</p> <p>Pam Turton, Assistant Head of Transport and Environment Tel: 9283 4614</p> <p>Pam Turton, Assistant Head of Transport and Environment Tel: 9283 4614</p>

	WARD	DECISION	OFFICER CONTACT
	Contd/...	<p>5. The Director of Transport, Environment and Business Support was given delegated authority to make any necessary adjustments in consultation with the Cabinet Member for Traffic and Transportation for any variations to the contract award within procurement rules and overall approved budget for the Traffic and Transportation Portfolio.</p> <p>N.B. <u>This decision is not subject to call-in</u> due to the timing implications this would have on securing bus routes in the city, as agreed by the Monitoring Officer and in consultation with the Chair of Scrutiny Management Panel.</p>	<p>Pam Turton, Assistant Head of Transport and Environment Tel: 9283 4614</p>

Part 2 - Proposals from Managers for Implementation

TRAFFIC REGULATION ORDER DECISION TO BE DETERMINED BY THE DIRECTOR OF TRANSPORT, ENVIRONMENT & BUSINESS SUPPORT

The Director of Transport, Environment & Business Support will exercise his powers to proceed with the following Traffic Regulation Order in accordance with the proposed action unless a Councillor requests the proposal to be referred to Cabinet for a decision.

Your request should be made to the **Director of Transport, Environment & Business Support** by telephoning Sharan Cooper (☎ 9283 4260) and must be received by not later than **12 noon on 29 January 2016**. If you wish to know more about a particular application, please contact the Case Officer indicated.

Item No	Ward	Traffic Regulation Order	Case Officer & Tel No	Head of Transport, Environment & Business Support's Comments	Proposed Action
4	Charles Dickens	The Portsmouth City Council (Stanhope Road and Willis Road) (Amendments to One-Way and Waiting Restrictions) (No.8) Order 2016	Steven Flynn 023 9243 7909	A new Traffic Regulation Order is proposed to relocate the taxi ranks to more prominent positions close to the nightclub exit in Willis Road, reverse the one-way system in place and remove the dual restriction from parking bays in Stanhope Road. The proposals aim to better accommodate local needs and reduce potential confusion for motorists within the parking bays operating part-time Pay & Display, part-time taxis.	To carry out statutory 21-day public consultation on the proposals as detailed opposite, as soon as possible.
5	Central Southsea / Milton	The Portsmouth City Council (Goldsmith Avenue) (Waiting Restrictions and Cycle Lane) (No.11) Order 2016	Oliver Willcocks 023 9268 8582	<p>A new Traffic Regulation Order is proposed to implement an eastbound cycle lane and double yellow lines on the north side of Goldsmith Avenue (adjacent to the railway line from opposite Francis Avenue to the pedestrian crossing before Fratton Way) - removing the loading bays and currently unrestricted parking. The bus stops are unaffected.</p> <p>The purpose of this scheme is to improve the cycle network in south-eastern part of the city. The proposed cycle improvements will link the existing active travel corridor along Eastern Road with Milton Road and Velder Avenue and offer a safer, enhanced alternative route for those wishing to travel to the Seafront or the 12 schools within the vicinity of the route.</p>	To carry out statutory 21-day public consultation on the proposals towards the end of January/beginning of February 2016.

Item No	Ward	Traffic Regulation Order	Case Officer & Tel No	Head of Transport, Environment & Business Support's Comments	Proposed Action
				<p>Goldsmith Avenue is a classified strategic road which carries a large volume of traffic. The length affected is not residential and the majority of businesses have off street parking. There are several parking bays on the northern side of the road which restrict the movement of HGVs and PSVs when they are heading in opposite directions. This commonly occurs and affects congestion generally along the route. This parking also requires cyclists to swerve out into the path of vehicles.</p> <p>During the five year period 2010 to 2014 there have been 8 slight and 2 serious cycle collisions along the section of Goldsmith Avenue identified for the cycle lane.</p> <p>In 2015 a large Tesco superstore was built in Fratton Way (off Goldsmith Avenue). During the planning process, concerns were raised regarding the potential increase in traffic that the new store will bring. As part of the section 106 agreement with Tesco, funding will be provided to provide the cycle lane.</p>	

PLANNING APPLICATIONS TO BE DETERMINED BY CITY DEVELOPMENT MANAGER

The City Development Manager will exercise her powers to determine the following applications in accordance with the proposed decision for each application unless a Councillor requests the application be referred for decision to Committee.

Your request should be made to the **Assistant Director of Culture & City Development** by telephoning **the validation team (023 9283 4826 or 023 9283 4339 answerphone)** and must be received not later than **5pm on Friday 29 January**. You can also make contact by letter or by e-mail to planningreps@portsmouthcc.gov.uk. If you wish to know more about a particular application, please contact the Case Officer indicated.

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Case Officer Proposed Decision
6	15/02023/FUL Fratton	<p>194 Walmer Road Portsmouth PO1 5AU</p> <p>Change of use from residential dwelling (Class C3) to purposes falling within Class C4 (house in multiple occupation) or Class C3 (dwelling house)</p>	<p>One objection has been received objecting on the grounds of:</p> <ul style="list-style-type: none"> a) Increased pressure and demand for on-street parking; b) The number of existing HMOs in the local area; and, c) Increased noise and anti-social behaviour (ASB). <p>The applicant seeks a planning permission that will enable the use of the property to interchange between a Class C3 dwellinghouse and a Class 4 HMO where between three and six unrelated people share at least a kitchen and/or a bathroom. The lawful use of the property is currently a dwellinghouse (Class C3). Having regard to the aims and objectives of policy PCS20 and the Houses in Multiple Occupation (HMOs) SPD that seek to support mixed and balanced communities, the use of the property as a HMO would not result in an imbalance of such uses, falling below the 10% threshold (9.84% if permission was granted).</p> <p>After further investigation of records available to the local planning authority, one property (86 Byerley Road) has been removed from the 'count' data as evidence strongly suggests this is not a HMO at present. An objector also raised whether Nos.155, 157 and 196 Walmer Road were HMOs. Both 155 and 157 were included in the initial count with evidence available to the Council suggesting that No.196 Walmer Road is occupied by a single person and so would not be considered as a HMO.</p> <p>It is considered that the level of occupation generally associated with the use of any given property as a HMO (C4) is not materially different to the use of a property as a Class C3 dwellinghouse occupied by either a single family or other groups living as a single household. On that basis, it is considered that the grounds of objections could not be sustained.</p> <p>Separate legislation exists to deal with ASB and noise should it arise.</p>	<p>Nicholas Smith</p> <p>Tel: 023 9284 1995</p> <p>Conditional Permission</p>

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Case Officer Proposed Decision
7	15/01874/PLAREG Cosham	19 Totland Road Portsmouth PO6 3HS Retrospective application for the construction of an outbuilding to the rear garden	This issue would not be a sustainable reason for the refusal of this planning application. Two representations have been received objecting on the grounds of the excessive height of the outbuilding and the loss of privacy and increased overlooking. It is considered that due to the position of the outbuilding in the rear garden and through the imposition of a suitably worded planning condition requiring the window glass to be obscure glazed, that the outbuilding would not have a significant impact on the amenities of neighbouring properties with regards to: loss of light, outlook, or increase the sense of overlooking or result in a loss of privacy.	Nicholas Smith Tel: 023 9284 1995 Conditional Permission
8	15/01960/HOU Baffins	2 St James Place Southsea PO4 8TW Construction of single storey side and front extension	Six letters of objection have been received by neighbouring residents. Their objections are as follows: 1) Proposal would change the appearance of the residential development 2) Not in-keeping 3) Projects beyond building line 4) Loss of light 5) Overshadowing 6) Reduced visibility of pedestrians 7) Impact on drainage 8) Affect house prices 9) Covenants prevent alterations and extensions for 3 years. The extension would project 1.5m from the existing building. It would have a lean-to slate roof to match the existing property. The extension would align with the neighbouring property (No 1). Therefore it is considered that it would relate appropriately to the recipient building and the wider street scene. The proposal would not cause a significant impact in terms of overshadowing, increased sense of enclosure and loss of light to the adjoining property (No 1). There is a considerable distance between the other properties in the surrounding area, therefore the proposal would not cause overshadowing, loss of light or an increased sense of enclosure. Due to the small projection, it is not considered that the new windows and doors would cause overlooking or loss of privacy. Matters in relation to covenants and house prices are not material planning considerations. The other issues raised would be addressed	Katherine Alger Tel: 023 9284 1470 Conditional Permission

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Case Officer Proposed Decision
9	15/01988/FUL Cosham	<p>117 High Street Portsmouth PO6 3BB</p> <p>Conversion of existing roof space and construction of mansard roof extension to provide an additional storey to provide three flats. Construction of external staircase to rear, provision of cycle storage and replacement of existing shop front (Resubmission of 15/01235/FUL)</p>	<p>through the Building Regulations and should not be controlled through the determination of a planning application.</p> <p>An objection has been received from the occupiers of a neighbouring property on the grounds of overdevelopment, increased demand for parking exacerbating existing problems and access to flats would be via an unadopted service road. [N.B. The final element of the objection is incorrect in that the proposed flats will not be accessed via the adjacent service road.]</p> <p>This is a resubmission following the refusal of a previous application. The previous refusal was on design and amenity grounds for future occupiers. In parking terms the proposal was considered acceptable having regard to its location with Cosham District centre and proximity to public transport. The proposed additional storey is considered acceptable such that it would not amount to an overdevelopment of the site. This proposal is for a scheme of improved design that would provide an appropriate standard of living for future occupiers thereby addressing and overcoming both substantive reasons for the refusal of the previous application.</p>	<p>Simon Barnett Tel: 023 9284 1281</p> <p>Conditional Permission</p>
10	15/01574/FUL Nelson	<p>Rear of 151 London Road Portsmouth</p> <p>Construction of first floor and conversion of store/garages to form a dwellinghouse (resubmission of 15/01231/FUL)</p>	<p>Representations have been received from five individuals commenting on both the submitted proposal and amended drawings following re-consultation. Their objections can be summarised as follows:</p> <ul style="list-style-type: none"> (a) Loss of privacy/overlooking; (b) Loss of Light; (c) Parking/highways issues; (d) Refuse storage (e) Access during emergencies; and (f) Disruption during construction. <p>The proposal has been amended from that originally submitted rotating the roof through 90 degrees and reducing the height of the ridge. This is considered to address any concerns in respect of overlooking, loss of privacy and loss of light. The City Council's Highways Engineer has confirmed that the principle of a car free development is appropriate in this location and adequate refuse and bicycle storage facilities are indicated. Subject to minor changes to the design, the proposal is considered to be acceptable in all other respects. The introduction of a further residential use would improve natural surveillance potentially improving the use, appearance and maintenance of this area.</p> <p>Access for emergency services would be considered through the Building Control regime and access/disruption during the construction</p>	<p>Gary Christie Tel: 023 92688592</p> <p>Conditional Permission</p>

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Case Officer Proposed Decision
11	15/01993/PLAREG Drayton & Farlington	90 Eveleigh Road Portsmouth PO6 1DN Construction of raised decking to rear	<p>phase would be a private legal matter between land owners. As the existing footprint would be retained the proposal would not reduce the width of any access points or increase/impede vehicular movements.</p> <p>One letter of objection from a neighbouring resident has been received. Their objections are as follows:</p> <ol style="list-style-type: none"> 1) Overlooking 2) Loss of privacy 3) Screening causes loss of light. <p>The decking is constructed from timber and has a maximum height of 1.23m. There is a willow privacy screen which separates the adjoining property (No 88).</p> <p>It is considered that due to the installation of the privacy screen that there is no significant overlooking or loss of privacy to the adjoining property. The screen has a maximum height of 1.8m which does not cause any significant impact in terms of overshadowing, increased sense of enclosure or loss of light.</p>	<p>Katherine Alger Tel: 023 9284 1470</p> <p>Conditional Permission</p>

Part 3 - Information and News Items

FRIDAY 22 JANUARY 2016

	WARD		OFFICER CONTACT
12		<p>Licensing Policy Committee - 15 January 2016</p> <p>The committee made the following decisions:</p> <ul style="list-style-type: none"> • Annual Review of Licensing Fees - the committee approved the fees to be implemented with effect from 1 April 2016 unless otherwise stated in the report and granted authority to the Director of Culture and City Development to advertise, (where appropriate) such fees and charges that are subject to any formal public statutory consultation. • Licensing Act 2003 - Statement of Licensing Policy 2016 - 2021 Approval of interim measures - the committee resolved to recommend to Full Council that it adopts the existing Statement of Licensing Policy with effect from 26 January 2016 as an interim measure pending the Council making a final decision on the outcome of the review and consultation on the Statement of Licensing Policy for the period 2016 until 2021. 	<p>Lucy Wingham Local Democracy Officer Tel: 9283 4662</p>
13		<p>Licensing Sub-Committee - 15 January 2016</p> <p>Following the exclusion of the press and public, the sub-committee considered the following item: Local Government (Miscellaneous Provisions) Act 1976 and Town Police Clauses Act 1847 - Consideration of Hackney Carriage Driver's Licence - Mr G. The sub-committee agreed to issue a final written warning to Mr H.</p>	<p>Lucy Wingham Local Democracy Officer Tel: 9283 4662</p>
14		<p>Licensing Sub-Committee - 21 January 2016</p> <p>The sub-committee considered the following item:</p> <ul style="list-style-type: none"> • Licensing Act 2003 - Section 20 - Mandatory Condition - Exhibition of Films "This Changes Everything" - Boathouse No.6 Portsmouth Historic Dockyard <p>The sub-committee having viewed the film in its entirety confirmed the following reasoning was adopted in reaching a classification:</p> <ul style="list-style-type: none"> • The film contained moderate language in context and was not deemed to be excessive. • The films implied message whilst clear had a possibility of being threatening and distressing to younger viewers. • The film whilst in context did show conflict situations some of which showed physical violence and on occasions people being shot at by the Police. <p>Given the above reasoning the sub-committee ascribed a 12A classification having considered the act and the guidance contained in the BBFC guidance which whilst not statutory is persuasive and relevant.</p>	<p>Lucy Wingham Local Democracy Officer Tel: 9283 4662</p>

	WARD		OFFICER CONTACT
15		<p>Cabinet Member for Housing - Decision Meeting - Thursday 28 January at 5.30pm in the Executive Meeting Room, third floor, the Civic Offices</p> <p>Councillor Wemyss, as Cabinet Member for Housing, will consider the report:</p> <ul style="list-style-type: none"> • Council Housing Budget 2016/17 (including rents and charges) 	<p>Vicki Plytas Senior Local Democracy Officer Tel: 9283 4058</p>
16		<p>Cabinet Member for Environment & Community Safety's Decision Meeting - Friday 29 January 2016 at 10am in the Executive Meeting Room, third floor, the Guildhall</p> <p>Councillor Rob New will consider the following report:</p> <p>Business support team fees and charges 2016/ 2017 - environmental health.</p>	<p>Jane Di Dino Local Democracy Officer Tel: 9283 4060</p>
17		<p>Governance and Audit and Standards Committee Meeting - Friday 29 January 2016 at 2.30pm in Conference Room A, floor 2 of the Civic Offices</p> <p>At this meeting of Governance and Audit and Standards Committee the following items will be considered:-</p> <ul style="list-style-type: none"> • External Auditors - (1) Update report, (2) External Audit Progress Report and (3) Certification of Claims and Returns Annual Report 2014/15 • Performance Management Update Quarter 2 2015-16 • Treasury Management Monitoring Report for the third quarter of 2015/16 (for noting) • Audit Performance Status Report to 16 December 2015 and Audit Strategy for 2016/17 • Regulation of Investigative Powers Act 2000 (RIPA) • Committee System Cost Evaluation • Contract Management Review Update - presentation • Procurement Management Information report • Annual report on complaints received into alleged breaches of the Code of Conduct by Members of the Council • Whistleblowing Report • Data Breaches Report 	<p>Vicki Plytas Senior Local Democracy Officer Tel: 9283 4058</p>

	WARD		OFFICER CONTACT
18	Milton	<p>87 Warren Avenue Southsea PO4 8PX Ref No: 15/00623/PLAREG Appeal Decision: Dismissed Appeal Decision Date: 19th January 2016</p> <p>An appeal was lodged against the refusal of planning permission for the construction of a rear dormer.</p> <p>This appeal was dealt with under the Householder Appeals Service and the Inspector decided to dismiss the appeal.</p>	<p>Nicholas Smith Planning Services Tel: 9284 1995</p>
19		<p>Planning Committee Meetings - change of start time</p> <p>In view of the recent late finishes and at the request of members, the chair has moved the start of the meetings to 1pm with effect from the next meeting which is on 3 February.</p>	<p>Jane Di Dino Local Democracy Officer Tel: 9283 4060</p>

LICENSING ACT 2003 – APPLICATIONS RECEIVED BY THE LICENSING AUTHORITY

The Licensing Authority has received the following applications in accordance with the Licensing Act 2003. The table below outlines the premises location, a brief description of the application and the closing date by which responsible authorities or other persons may make representations.

Members should be aware that representations may only be made on the grounds of one or more of the licensing objectives. These are: “the prevention of crime and disorder”, “the prevention of public nuisance”, “public safety” and “the protection of children from harm”. Any representation must be in writing and should, where possible, include evidence to support the licensing objectives. Representations should not be frivolous or vexatious.

If you have any queries relating to any of the applications outlined below, please contact the Licensing Section,
Telephone number: 023 9283 4607 or email: Licensing@portsmouthcc.gov.uk.

Item No	Ward	Licence No:	Premises Name and Address	Brief description of application:	Closing date for representations:
20	St Jude	16/00653/LAPREM	Fat Fox And Atrium Bar 13 Victoria Road South Southsea Hants PO5 2SP	Application to vary premises licence: Sale of alcohol, Regulated Entertainment and Late Night Refreshment - Sunday to Thursday from 10:00 until 00:30, Friday and Saturday from 10:00 until 01:30. Amendments to conditions as requested by the Police	15/02/2016