

City of Portsmouth MEMBERS' INFORMATION SERVICE

NO 45

DATE: FRIDAY 9 NOVEMBER 2012

The Members' Information Service produced in the Customer, Community & Democratic Services Unit by Joanne Wildsmith 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 JOANNE WILDSMITH (Local Democracy Officer) and must be received by not later than 5 pm on the date shown in the item.

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>Cabinet – 5 November</p> <p>At its meeting the Cabinet took the following decisions:-</p> <p>Building Resilience to Climate Change Policy</p> <p>The Cabinet:</p> <ol style="list-style-type: none"> (1) Endorsed the Building Resilience to Climate Change Policy (appendix one), and support it in becoming a corporate policy to be published on the corporate website (paragraph 3.1). (2) Ensured it was happy with Portfolios' responses on how they are building resilience to climate change into their services (appendix two) and support all services in taking the work forward (see paragraph 3.2). (3) Agreed with the responsibilities for delivering this work as set out in paragraph 3.3. (4) Agreed that Portsmouth City Council signs up to Climate Local Commitment – the LGA initiative that aims to inspire and support council action on climate change. <p>Youth Justice Strategic Plan</p> <p>This item stands referred to Council for decision (as an Article 4 item) on 13 November and therefore is not subject to call-in.</p> <p>Community Right to Bid (CRTB) – Revision to Process</p> <p>The Cabinet:-</p> <ol style="list-style-type: none"> (1) Noted that the decision around listing of assets under the CRTB is an Executive matter, which the Leader may either make himself or arrange to be made through either: <ol style="list-style-type: none"> a. The Executive as a whole, or b. A Committee of the Executive, or c. An Executive Member, or d. Delegation to an Officer. 	<p>Joanne Wildsmith Customer, Community & Democratic Services Tel: 9283 4057</p>

	WARD	DECISION	OFFICER CONTACT
1	(Cont'd)	<p>(2) Agreed that in response to this requirement the following arrangements should be put in place to deal with the CRTB:</p> <ul style="list-style-type: none"> a. The Assistant Head of Planning Service be given delegated authority to make decisions on whether to accept or reject nominations for inclusion on the Register of the Assets of Community Value b. There should be a right of appeal from an applicant about a rejected nomination and this should be heard by the Executive c. Any appeals by the asset owner about the decision to list their asset or from the asset owner to claim compensation once the asset has been disposed of should be decided by the Monitoring Officer in consultation with the Executive. <p>St. Peter's Church Hall – Petition</p> <p>This item stands referred to Council for decision on 13 November and therefore is not subject to call-in.</p> <p>Former City Arms/Drift in the City Bar, 10 Isambard Brunel Road</p> <p>DECISIONS:</p> <ul style="list-style-type: none"> (1) Cabinet selected Option 1 as detailed in the report. (2) The City Solicitor and Head of Asset Management were authorised to complete all legal documentation in order to give effect to decision 1 above. <p>East Lodge Farm Proposal/Adult Social Care</p> <p>DECISIONS by Cabinet:-</p> <ul style="list-style-type: none"> (1) That the Council work with the Primary Care Trust (PCT) to deliver the re- provision of Cosham Health Centre on the site of the existing Vanguard Centre, by disposing of its interest in the Vanguard site on terms to be negotiated. (2) The Property at East Lodge is allocated for the new Adult Social Care (ASC) facilities approved in principle by the Cabinet Member for Health and Social Care at his decision meeting on 13th March 2012. 	

	WARD	DECISION	OFFICER CONTACT
1	(Cont'd)	<p>(3) If the PCT are unable to purchase the Council's interest at the Vanguard Centre, then that site be declared surplus.</p> <p>(4) If Members decide that the ASC facilities should not be provided at East Lodge then the land shown B on the plan be declared surplus.</p> <p>(5) That the Council disposes of the land shown D to the existing tenant subject to a restrictive covenant that will limit his use of the land for agricultural and equestrian purposes and the siting of a caravan/construction of a single dwelling.</p> <p>(6) The existing tenant be granted a Farm Business Tenancy of the land shown E and F on the plan, and a temporary grazing licence of land B</p> <p>(7) That the Head of Asset Management and the City Solicitor be authorised to enter into all necessary documentation to give effect to these recommendations.</p> <p>AND RECOMMENDED TO COUNCIL</p> <p>(8) That the application of the October 2006 resolution 180/06 (Parking Standards) to the disposal of The Property and / or the Vanguard Centre be waived in order to give effect to the decisions set out above.</p> <p>NB Call-in date: Wednesday 14 November 2012</p>	
2		<p>Cabinet Member for Housing's Decision Meeting –6 November 2012</p> <p>Councillor Steve Wylie took the following decisions:-</p> <p>Refurbishment of Connors Keep</p> <p>DECISION:</p> <p>The Cabinet Member gave approval to proceed with the scheme within the approved sum of £1,437,500.</p>	<p>Joanne Wildsmith Customer, Community & Democratic Services Tel: 9283 4057</p>

	WARD	DECISION	OFFICER CONTACT
2	(Cont'd)	<p>Wilmcote House Cladding and Refurbishment</p> <p>DECISION:</p> <p>The Cabinet Member gave approval to proceed with the scheme within the estimated costs for the project including the fees associated.</p> <p>NB Call-in date: Wednesday 14 November 2012</p>	
3		<p>Cabinet Member for Traffic and Transportation – Decision Meeting – Thursday 8 November 2012</p> <p>Councillor Jason Fazackarley made the following decisions:</p> <ul style="list-style-type: none"> • Traffic Regulation Order: The Portsmouth City Council (City Centre and Southsea) (Prime Locations Parking: Pay & Display) (No.26) Order 2012 was approved as advertised. • Traffic Regulation Order: The Portsmouth City Council (St Mary's Community Health campus) (Off-Street Parking Places) (No.28) Order 2012 was approved as advertised. • The Parking Operations Annual Report, Accounts and Parking Reserve Statement was noted and it was agreed that a copy of the report be submitted to the Department for Transport, Traffic Penalty Tribunal and elected members. <p>NB Call-in date: Friday 16 November 2012</p>	<p>Lucy Wingham Customer, Community & Democratic Services Tel: 9283 4662</p>

Part 2 - Proposals from Managers for Implementation

APART FROM TRAFFIC REGULATIONS AND PLANNING APPLICATIONS, THERE ARE NO PART TWO ITEMS THIS WEEK.

TRAFFIC REGULATION ORDER DECISION TO BE DETERMINED BY THE HEAD OF TRANSPORT & ENVIRONMENT

The Head of Transport & Environment 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 Committee for decision.

Your request should be made to the **Head of Transport & Environment** by telephoning **Nikki Musson** (☎ 9283 44461) or **Anna Balogh** (☎ 9283 4922) and must be received by not later than 12 noon on **Friday 16 November 2012**. You can also make contact by letter, or by email to engineers@portsmouthcc.gov.uk. If you wish to know more about a particular application, please contact the Case Officer indicated.

Item No	Wards	Traffic Regulation Order	Case Officer & Tel No	Head of Transport & Environment's Comments	Proposed Action
4	All	The Portsmouth City Council (various roads) (Disabled Persons' Parking Places and Amendments) (no. 39) order 2012	Amanda Clayton 023 9268 8304	Formal public consultation on the proposals took place between 15 th October 2012 – 5 th November 2012. No comments were received, either in objection or support. Reason for the order To install disabled bays for qualifying residents on the public highway, to be enforced by the city council's Civil Enforcement Officers. The aim is to allow these parking bays to be used by the intended residents and reduce the potential for their abuse by non-authorized drivers. The Order also deletes redundant disabled bays, which can be returned to general use.	That the Order is made as advertised and comes into operation from 26 th November 2012

PLANNING APPLICATIONS TO BE DETERMINED BY HEAD OF PLANNING SERVICES

The Head of Planning Services will exercise his 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 Head of Planning Services** by telephoning **Julie Watson** (☎023 9283 4826 or 023 9283 4339 answerphone) and must be received by not later than **5 pm on Friday 16 November 2012**. 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
5	12/01043/PLAREG Copnor	2 Locarno Road Portsmouth Retention of single storey building to rear of garden	<p>A letter of support has been received from a neighbouring property stating that the outbuilding will have no negative impact upon their property.</p> <p>An objection comment has been received from a neighbouring property raising concerns regarding the size and visual impact of the outbuilding.</p> <p>The outbuilding is located to the end of the garden adjacent to the common boundary of 1 Monkton Road and 4 Locarno Road. The submitted drawings and site inspections show that the outbuilding measures approximately 5.5 metres wide, 5 metres deep and 4 metres at its highest point. Visually, the outbuilding is considered to be acceptable in terms of materials and design. Furthermore, the outbuilding is not considered to result in a significant loss of amenities to neighbouring properties and is of an acceptable scale in relation to the recipient dwelling, the adjoining properties and the wider street scene.</p>	<p>James Roberts</p> <p>Tel: 023 9283 4344</p> <p>Conditional Permission</p>

Part 3 - Information and News Items

FRIDAY 9 NOVEMBER 2012

	WARD		OFFICER CONTACT
6		<p>Annual Report 2011/12</p> <p>The City Council's Annual Report 2011/12 has now been published on the website. The report provides the statutory accounts of the City Council and gives financial statements that compare actual expenditure with spending in the previous year and also with original estimates. There is an explanatory foreword which provides a commentary on the overall financial position of the Council and a guide to the most significant matters reported in the accounts to assist in their interpretation.</p> <p>Copies will be sent to the Central Library and can be found at http://www.portsmouth.gov.uk/yourcouncil/1585.html</p>	<p>Karen Martin Customer, Community & Democratic Services Tel: 9283 4052</p>
7		<p>Planning Committee – 7 November</p> <p>The committee made the following decisions on planning applications:</p> <p>Right of way on foot adjacent to 157, Stanley Avenue, Portsmouth</p> <p>After consideration of the report written by officers from the Rights of Way section of Hampshire County Council on behalf of Portsmouth City Council and background papers, members resolved that the right of way on foot between points A and B shown on Appendix A1 of the report:</p> <ul style="list-style-type: none"> • Be recognised, on the balance of probabilities, as having been enjoyed by members of the public as of right and without interruption for a full period of 20 years before the right to use the route was called in to question by the landowner's actions intended to prevent public use. • That there is not sufficient evidence to determine, on the balance of probabilities, that during the same 20 year period before the right was called into question there was no intention on the part of the landowner to dedicate it for use by the public. <p>12/00700/FUL – Land adjacent to 157 Stanley Avenue, Portsmouth – construction of terraced block to form 3 garages with pitched roof was refused.</p>	<p>Jane Di Dino Customer, Community & Democratic Services Tel: 9283 4060</p>

	WARD		OFFICER CONTACT
7	(Cont'd)	<p>12/00475/FUL – Days Window & Door Services Ltd, 58A Havant Road, Portsmouth was withdrawn for future consideration following renotification.</p> <p>12/00863/FUL – Coffee Van Site, Eastney Esplanade, Southsea – Construction of single storey building with decking to form coffee shop (Class A3) was not determined.</p> <p>12/00923/FUL – City Life Church, Tangier Road, Portsmouth – Installation of new doors to side (east) elevation (to replace existing windows) was granted consent.</p> <p>12/00982/FUL – 240 Fratton Road, Portsmouth – construction of a new roof to form 2 flats and extension of existing stairwell was withdrawn by the applicant.</p> <p>12/00519/ADV – Various Sites Around the City of Portsmouth – Display of illuminated 48 sheet poster hoardings to Hope Street and Market Way (x2) and alterations to illumination of existing 48 sheet poster hoarding sited at Burrfields Road was granted conditional permission subject to the conditions outlined within the Assistant Head of Planning Services' report.</p> <p>12/01037/VOC – Petrol Station, Holbrook Road, Portsmouth – Removal of condition 1 attached to planning permission 12/00879/VOC to allow petrol station to be used 24hrs daily was refused.</p> <p>12/00924/FUL – Lakeside Business Park, Western Road, Portsmouth – Construction of a five storey hotel (C1) up to 8,407m² gross external floor space, car parking and associated landscaping was granted conditional permission subject to the conditions outlined within the Assistant Head of Planning Services' report.</p>	
8		<p>Governance and Audit and Standards Committee – 15 November</p> <p>A meeting of Governance and Audit and Standards Committee will be held on Thursday 15 November 2012 at 2pm in Conference Room A, Floor 2, Civic Offices, Portsmouth, when the following items will be considered:-</p> <ul style="list-style-type: none"> • Update reports from the District Auditor • Local Government Ombudsman Complaints 2011/12 • Audit Performance Status Report to 5 October for Audit Plan 2012/13 	<p>Vicki Plytas Customer, Community & Democratic Services Tel: 9283 4058</p>

	WARD		OFFICER CONTACT
8	(Cont'd)	<ul style="list-style-type: none"> • RIPA (Regulation of Investigatory Powers Act) • Annual Governance Statement 2011/12 - progress • Southsea Town Council – transfer of closing balance to the Rocky Appeal • Treasury Management Mid Year Review for 2012/13 – information only • Anti-Fraud, Bribery and Corruption & Investigations Update (including an exempt appendix) • Procurement Management Information (including exempt appendices 2 and 3) 	
9	Central Southsea	<p>345 Fawcett Road Southsea PO4 0LE Appeal Ref:11/01323/FUL Appeal Decision: Dismissed Decision Date: 26th October 2012</p> <p>An appeal was lodged against the refusal of planning permission for the conversion from shop with flat above to purposes falling within Class C3 (dwellinghouse) or Class C4 (house in multiple occupation); external alterations to include construction of single storey rear extension, dormer to rear roof slope and new entrance to front elevation.</p> <p>The appeal was dealt with by the written representation procedure and the Inspector decided to dismiss the appeal.</p>	<p>Gary Christie Planning Services Tel: 9268 8592</p>
10	Fratton	<p>75 Walmer Road Portsmouth PO1 5AT Appeal Ref: 12/00655/FUL Appeal Start Date: 31st October 2012</p> <p>An appeal has been lodged against the refusal of planning permission for the Change of use from dwelling house (Class C3) to purposes falling within Class C3 (dwelling house) or Class C4 (house in multiple occupation)</p> <p>This appeal will be dealt with by the written representation procedure.</p>	<p>Simon Barnett Planning Services Tel: 9284 1281</p>

	WARD		OFFICER CONTACT
11	Fratton	<p>77 Walmer Road Portsmouth PO1 5AT Appeal Ref: 12/00656/FUL Appeal Start Date: 31st October 2012</p> <p>An appeal has been lodged against the refusal of planning permission for the Change of use from dwelling house (Class C3) to purposes falling within Class C3 (dwelling house) or Class C4 (house in multiple occupation)</p> <p>This appeal will be dealt with by the written representation procedure.</p>	<p>Simon Barnett Planning Services Tel: 9284 1281</p>
12	Nelson	<p>8 Tipner Green Portsmouth PO2 8RG Appeal Ref: 11/00224/ENF Appeal Start Date: 2nd November 2012</p> <p>An appeal has been lodged against the serving of an Enforcement Notice which alleges that without planning permission the change of use of land and premises from use as a single dwellinghouse to use as 3 separate flats.</p> <p>This appeal will be dealt with by the written representation procedure.</p>	<p>Simon Barnett Planning Services Tel: 9284 1281</p>
13	Charles Dickens	<p>Upper Floors 1-7 Surrey Street Portsmouth PO1 1JT Appeal Ref: 11/00945/FUL Appeal Decision: Allowed Appeal Decision Date: 19th October 2012</p> <p>An appeal was lodged against the refusal of planning permission for change of use of first and part of second floor from public house (Class A4) to lapdancing venue.</p> <p>The appeal was dealt with by the written representation procedure and the Inspector decided to allow the appeal.</p>	<p>Simon Barnett Planning Services Tel: 9284 1281</p>

	WARD		OFFICER CONTACT
14	Central Southsea	<p>253 Fawcett Road Southsea PO4 0LB Appeal Ref: 12/00288/FUL Appeal Decision: Dismissed Appeal Decision Date: 29th October 2012</p> <p>An appeal was lodged against the refusal of planning permission for change of use from dwelling house (Class C3) to purposes falling within Class C3 (dwelling house) or Class C4 (house in multiple occupation).</p> <p>The appeal was dealt with by the written representation procedure and the Inspector decided to dismiss the appeal.</p>	<p>Nicola Clayton Planning Services Tel: 9283 4305</p>
15		<p>Cabinet Member for Planning, Regeneration and Economic Development – Decision Meeting – Monday 19 November 2012 at 10.00am in the Executive Meeting Room, Floor 3 of The Guildhall, Portsmouth</p> <p>Councillor Mike Hancock CBE MP will consider the following items:</p> <ul style="list-style-type: none"> • Compliance with the National Planning Policy Framework • Annual Monitoring Report • Statement of Community Involvement in Planning (SCI) • Strategic Housing Land Availability Assessment 2012 Update 	<p>Lucy Wingham Customer, Community & Democratic Services Tel: 9283 4662</p>