

City of Portsmouth MEMBERS' INFORMATION SERVICE

NO 26

DATE: FRIDAY 27 JUNE 2008

The Members' Information Service produced in the Democratic & Community Engagement 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 (Democratic Support 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 Member for Environment & Community Safety - Decision Meeting - 26 June</p> <p>At his meeting Councillor Fazackarley took the following decisions:</p> <p>Environment & Public Food Protection Food Service Plan 2008/09 - recommends to Council the adoption of the plan</p> <p>Environment & Public Protection Health & Safety Service Plan 2008/09 - approved adoption of the Plan</p> <p>Trading Standards Service Delivery Plan 2008/09 - approved adoption of the Plan</p> <p>Monitoring the Outturn of the 2007/08 Revenue Cash Limits and Capital Programme for the former Environment Portfolio - noted the position report</p> <p>Noise Act 1996 - Issue of Fixed Penalty Notices -</p> <p>(i) noted the powers available to the local authority within the Noise Act 1996 and approved the principle of authorising officers using those powers in addition to, or as an alternative to, powers that are currently used under the Environmental Protection Act 1990 for dealing with excessive night noise</p> <p>(ii) approved the setting of a fixed penalty of £100 in respect of noise offences under the Noise Act 1996 arising from dwellings (He further asked that there be a further report back on its use, in approximately 6 months)</p> <p>Honour Violence and Forced Marriage - noted the report and asked for feedback on the success of the forthcoming hosting of the national conference.</p> <p>Dog Fouling - Update</p> <p>(i) the actions to date were endorsed</p> <p>(ii) asked that a written update on the enforcement activity be made to each of his decision meetings (with verbal updates where appropriate)</p> <p>(iii) all PCC services will be reminded that the City Help Desk is the primary customer contact point (for reporting of incidents).</p> <p style="text-align: right;">/Cont'd ...</p>	<p>Joanne Wildsmith Democratic & Community Engagement Tel: 9283 4057</p>

	WARD	DECISION	OFFICER CONTACT
		<p>CCTV Capital Programme (i) approved the outline programme (ii) the CCTV Manager will undertake the work outlined within the report. (It was also agreed that there should be lobbying via the LGA regarding the increased transmission charges being incurred)</p> <p>Portsmouth Youth Alcohol Action Plan - approved the action plan</p> <p>Call-in Date: Friday 4 July 2008.</p>	

Part 2 - Proposals from Managers for Implementation

APART FROM THE PLANNING APPLICATIONS, THERE ARE NO PART 2 ITEMS THIS WEEK.

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 **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 4 July 2008**. 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	Application Type Case Officer Proposed Decision
2	08/00805/FUL St Thomas	175 - 185 Elm Grove Southsea Change of use of ground floor of 175 Elm Grove from shop (Class A1) to Public House (Class A4), garden and managers flat with associated works	<p>5 letters of representation have been received, which include 3 letters objecting to the proposal and 2 in support.</p> <p>The letters of objection are on the following grounds: a) pollution from garden area (smoke); b) noise and disturbance; c) security; d) loss of outlook and light; e) difficult to undertake repairs to property; and f) planting of tree would provide climbing facility to access flat roof area and create a security issue.</p> <p>The letters of support make the following comments: a) good idea to keep people off of the street.</p> <p>Whilst it is accepted that the removal of smokers from the street would be a benefit, this should not be at the cost of the living conditions of the neighbouring properties. The proposal would result in the removal of the existing flat roof to create an open area directly beneath the first floor lounge window of 177A, and close to that at 173A, which would be used as the external space associated with the existing public house, as extended. Bedroom windows also exist at the second floor of these residential properties. The provision of a new outside area associated with a public house is likely to give rise to significant levels of noise and disturbance directly beneath the habitable room windows of the adjacent properties, which is not considered to be acceptable.</p>	<p>Mark Bridge</p> <p>Tel: 023 9283 4298</p> <p>Refuse</p>

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Application Type Case Officer Proposed Decision
3	08/00808/FUL St Jude	19 Pembroke Road Portsmouth Construction of pitched roof detached garage, including ancillary accommodation within the roofspace, after demolition of existing garage	<p>Three letters of objection have been received from neighbouring and nearby residents. The grounds of objection are as follows: (a) a flat in a Conservation Area is inappropriate; (b) small space could be suitable for further habitation; (c) highway safety and management (d) parking problems; (e) safety of school children; (f) living accommodation on the same level with surrounding properties; (g) impact on the amenity of the surrounding area; (h) affect the whole lifestyle of neighbours; (i) loss of light; (j) overdevelopment of the site; (k) disruption during the demolition; and (l) not in keeping with surrounding properties.</p> <p>It is proposed to construct a one-and-a-half storey outbuilding at the rear of the property following the demolition of the existing garage. The proposed building would have a pitched roof, with rooflights serving a games room and shower room, and face brick elevations incorporating dentil/stringcourse features. The ground floor would comprise a garage and utility/store. In terms of design, the garage would prove to be visually acceptable in the context of the street scene and would be appropriate in relation to the house. The structure would be largely screened by the substantial boundary wall which borders the rear of the plot and the adjoining boundary to the north-west, and would not therefore amount to a visually intrusive feature.</p> <p>Furthermore, the proposal would preserve the character and appearance of the Old Portsmouth Conservation Area (No4). It is considered that the proposed building would not have a significant impact on the amenity of the adjoining occupiers in terms of overlooking, and the window within the elevation facing St Nicholas Street could be conditioned to be obscure glazed in order to protect the amenity of the properties opposite.</p> <p>The applicant has indicated that the use of the garage and games room would be ancillary to the house, which a condition could secure. Furthermore, with regard to the issues raised in respect of highway safety, the proposal would not alter the access to the highway and the garage door would not open over the highway, therefore an objection under policy DC25 would not arise.</p>	<p>Jade Ellis</p> <p>Tel: 023 9284 1105</p> <p>Conditional Permission</p>

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Application Type Case Officer Proposed Decision
4	08/00814/CON St Thomas	19 Pembroke Road Portsmouth Demolition of existing garage [to facilitate construction of pitched roof detached garage, including ancillary accommodation within the roofspace] (Conservation Area Consent)	<p>Three letters of objection have been received from neighbouring and nearby residents. The grounds of objection are as follows: (a) a flat in a Conservation Area is inappropriate; (b) small space could be suitable for further habitation; (c) highway safety and management (d) parking problems; (e) safety of school children; (f) living accommodation on the same level with surrounding properties; (g) impact on the amenity of the surrounding area; (h) affect the whole lifestyle of neighbours; (i) loss of light; (j) overdevelopment of the site; (k) disruption during the demolition; and (l) not in keeping with surrounding properties.</p> <p>It is proposed to demolish the existing garage and construct a garage designed with a pitched roof, with rooflights serving ancillary accommodation. In the context of the Conservation Area, it is considered that the loss of the existing garage would not adversely affect the appearance of the area and, mindful that the proposed replacement building is considered acceptable, an objection under policy DC10(D) would not arise. However, a condition ensuring that the site is not left cleared would be appropriate in order to preserve the character and appearance of the Conservation Area.</p>	<p>Jade Ellis</p> <p>Tel: 023 9284 1105</p> <p>Conditional Consent</p>

Part 3 - Information and News Items

FRIDAY 27 JUNE 2008

	WARD		OFFICER CONTACT
5		<p>Media Releases</p> <p>The following media releases have been issued in the last week by the Corporate Communications Team. They can all be read in the news section of the City Council's website. For hard copies, or further information, please contact Corporate Communications Team.</p> <ul style="list-style-type: none"> • Let off steam at Eastney this weekend • Children have designs on the Mountbatten Centre • St Edmunds celebrates success as specialist Humanities college • Groundlings Theatre Company performs comedy favourites in the park • Dispersal area agreed at multi-agency meeting in Portsmouth • Find out what's happening on your doorstep • Havant snappers showcase their talents • Potential sports stars showcased at Street Athletics • Get help avoiding those slips and trips on Falls Awareness Day • Fun at school cycling contest • Inspectors pay a visit to Portsmouth • Try a taste of 'La Dolce Vita' in Southsea • Swedes celebrate midsummer in style 	<p>Corporate Communications Team Tel: 9283 4142</p>
6		<p>Cabinet Member for Health & Social Care - Decision Meeting - will take place on Tuesday, 1 July 2008 at 10.00am in The Executive Meeting Room, The Guildhall</p> <p>The Cabinet Member, Councillor Leo Madden, will consider the following items:</p> <ul style="list-style-type: none"> • Community Equipment Service Review • Charges for Adult Social Care Services • The Health Improvement & Development Business Plan • Appointment to Portsmouth Council of Community Service 	<p>Karen Martin/ Lucy Wingham Democratic & Community Engagement Tel: 9283 4662</p>

	WARD		OFFICER CONTACT
7		<p>Portsmouth Gymnastics Centre Joint Management Committee - Tuesday 1 July, 4.15pm Committee Room 2, Guildhall</p> <p>At this meeting the JMC will consider</p> <ul style="list-style-type: none"> • election of the Chair and Vice Chair for 2008/09 • information report on Portsmouth City Council and Hampshire County Council representation on the JMC for 2008/09 • appointment of gymnastics representatives for 2008/09 • the operational review of the centre • proposed job description of the Director of Gymnastics • report on Hampshire County Council funding for the centre 	<p>Lin Chaplen Democratic & Community Engagement Tel: 9283 4053</p>
8		<p>Development Control Committee - Wednesday 2 July at 2.00pm in Conference Room A of the Civic Offices, Guildhall Square, Portsmouth</p> <p>The following items will be considered;</p> <ul style="list-style-type: none"> • Update report on work to upgrade audio/visual systems in Council Chamber and Executive Meeting Room • Development applications; <ul style="list-style-type: none"> i) 08/00898/FUL - 22 Paighton Avenue, Portsmouth - Construction of dormer window to rear roof slope ii) 08/00142/FUL - Former Ailders Warehouse, Cross Street, Portsea - Construction of 165 dwellings in 3 blocks - in form of a terrace of 6 two-storey houses (with accommodation in roof) fronting new access road between King William Street and Cross Street, 4-storey building 18 flats onto Prince George Street and 3- to 9-storey building for 141 flats/maisonette onto Cross Street, surface/basement car parking with access via Cross Street and Prince George street, cycle stores and landscaping (after demolition of existing building). iii) 08/00719/FUL - Guildhall Square, Portsmouth - Construction of 8.4 metre high public broadcasting screen adjacent to the Mountbatten Gallery for a temporary period of up to 5 years. 	<p>Karen Martin/ Lucy Wingham Democratic & Community Engagement Tel: 9283 4662</p>

Part 3 - Information and News Items (cont'd)

FRIDAY 27 JUNE 2008

	WARD		OFFICER CONTACT
9		<p>Culture & Leisure Decision Meeting - Thursday 3 July 10am Executive Meeting Room</p> <p>At this meeting the Executive Member will consider reports on:</p> <ul style="list-style-type: none"> • Archives - additional storage • The implementation of the extended Postal Research Service • The successful outcome of Portsmouth's bid to become a Play Pathfinder • The response to the District Auditor's Annual Audit and Inspection Letter regarding cultural services • the outcome of the assessment of the Cultural Strategy "From the Hill to the Sea" and the development of a cultural blueprint for the city 	<p>Lin Chaplen Democratic & Community Engagement Tel: 9283 4053</p>
10		<p>Cabinet Decision Meeting - Monday 7 July at 1pm in the Executive Room, Floor 3, Guildhall</p> <p>The Cabinet is due to consider the following items (subject to publication on Friday 27 June):</p> <ul style="list-style-type: none"> • Adult & Family Learning Plan 2008/09 • The Children & Young People Plan 2008/11 • City Fireworks Review (including option of discontinuation of funfair at the event) • Neighbourhood Management Unit • Travelling Show People Accommodation Needs • Gypsy & Traveller Draft Strategy for Portsmouth 2008 • Sustainability Strategy • Draft Supplementary Planning Document: Tall Buildings • Residential Parking Provision Review • Hampshire Minerals & Waste Development Framework: Proposed Submission Minerals Plan • Core Strategy - Preferred Options Document • Budget Savings 2009/10 • Annual Audit and Inspection Letter 2006/07 Action Plan (also being reported to Governance & Audit Committee) • The Future of the Coastal Flood & Erosion Risk Management Service - A Wider Partnership • Land at Fort Cumberland Road, Eastney (and QinetiQ) • Car Parking Income for 2008/09 and Future Years • Continental Ferry Port - New Passenger Terminal • Proposed Surface Car Park, Exmouth Road • Continental Ferry Port Berth 3/4 Extension • Proposed Project to Provide Extra Care Services and Affordable Housing for Older People • Mary Rose School (proposed settlement) 	<p>Joanne Wildsmith Democratic & Community Engagement Tel: 9283 4057</p>

	WARD		OFFICER CONTACT
11		<p>Change of Address for Councillor Stubbs</p> <p>Please note that Councillor Luke Stubbs's new address from 1 July 2008 will be:</p> <p style="padding-left: 40px;">Flat 2, Terramar Burbidge Grove SOUTHSEA PO4 9RR</p>	<p>Carol Todd Members' Secretary Tel: 9283 4172</p>
12		<p>Vacancy for Trustee on the Denis Connors Memorial Trust</p> <p>The Denis Connors Memorial Trust is one of the charitable trusts administered by the City Council, which aims to provide assistance to disabled and socially disadvantaged children in the Portsmouth, Hampshire and Isle of Wight area. A vacancy has arisen for which a volunteer is sought, although it need not be an elected member. Nominations will then be discussed at the forthcoming trustees' meeting, at which an appointment will be confirmed (this is not a Council appointment). Any member interested should contact Joanne Wildsmith in Democratic Services for further details.</p>	<p>Joanne Wildsmith Democratic & Community Engagement Tel: 9283 4057</p>
13	St Jude	<p>108-112 Elm Grove Southsea PO5 1LP</p> <p>REF08/00454/OUT Lodged: 30 May 2008</p> <p>An appeal has been lodged against the refusal of planning permission for Construction of building to form 9 flats and 3 shops (principle of access, layout and scale to be considered)</p> <p>This appeal is to be dealt with by the Written Representation procedure.</p>	<p>Mark Bridge Planning Service Tel: 9283 4298</p>

	WARD		OFFICER CONTACT
14		<p>Licensing Sub Committee - 18 June</p> <p>The following is a summary of the decision taken at the meeting;</p> <p>Licensing Act 2003 - Application for the variation of a premises licence - The Trafalgar Arms Public House, 254 Fratton Road, Portsmouth, PO1 5HH - The application was amended and granted so as to:</p> <p>a) permit the hours the premises are open to the public to Sunday to Thursday 1200 hours to 0030 hours and Friday and Saturday 1200 hours to 0130 hours, with an extra hour at the end of permitted hours on Bank Holidays.</p> <p>b) permit the hours for the sale of alcohol to Sunday to Thursday 1200 hours to midnight and Friday and Saturday 1200 hours to 0100 hours, with an extra hour at the end of permitted hours on Bank Holidays.</p> <p>c) permit the provision of regulated entertainment consisting of the playing of live music and the provision of facilities for dancing Monday to Saturday 1900 hours to midnight and on Sunday 1500 hours to midnight.</p> <p>d) remove conditions 1, 3, 4 and 5 contained in "Annexe 2 - the conditions consistent with the Operating Schedule" of the premises licence.</p> <p>with the following additional conditions:</p> <p>1) that the garden area be fenced off with a chain link from the main garden up to the barbecue area from 2200 daily.</p> <p>2) all windows at the rear of the premises to be closed from 2200 hours if live entertainment is taking place.</p> <p>3) that a screen be erected at the far rear end of the garden.</p> <p>4) that the premises licence does not come into effect until the CCTV system is approved by the Police.</p>	<p>Karen Martin/ Lucy Wingham Democratic & Community Engagement Tel: 9283 4662</p>

	WARD		OFFICER CONTACT
15		<p>Local Government Association – LGA Alerts - Information sent to Local Authorities for week commencing 23 June 2008 - Checklist 25/08</p> <p>Each week the LGA sends 'LG alerts' information sheets to member authorities. The full text of all LG alerts are available to local authorities on LGAnet – the Local Government Association internet service at http://www.lga.gov.uk</p> <p>HEALTH AND SOCIAL CARE</p> <p>LGA Health Commission The LGA Health Commission was an independent cross-party commission set up in November 2007 to consider how health services could be made more accountable and responsive to local people. The final report of the Commission is now available, and can be downloaded from the dedicated website at http://healthcommission.lga.gov.uk LG Alert Reference: 110/08</p> <p>HOUSING</p> <p>Publication of Report on Local Property Searches CLG have published a report by Ted Beardsall CBE, Deputy Chief Executive Land Registry, into property searches and leasehold information. The report is available at: http://www.communities.gov.uk/publications/housing/propertysearchesleasehold LG Alert Reference: 112/08</p> <p>LIFE EVENTS</p> <p>Draft Charter for Bereaved People Consultation The Ministry of Justice is consulting on a Draft Charter for Bereaved People who come into contact with a reformed Coroner Service. The deadline for comment is 10 September 2008. The draft is available on the Ministry website at http://www.justice.gov.uk/publications/draft-charter-bereaved.htm . LG Alert Reference: 113/08</p>	<p>Local Government Association (LGA) Email: info@lga.gov.uk Tel: 020 7664 3131 www.lga.gov.uk</p>

	WARD		OFFICER CONTACT
		<p>PLANNING, BUILDING AND THE ENVIRONMENT</p> <p>Free Information Events on Display Energy Certificates (DECs) Display Energy Certificates (DECs) will be required for larger public buildings by 1st October, as part of the Energy Performance of Buildings (EPBD) (Certificates and Inspections) (England and Wales) Regulations 2007. Central and local government, as well as public authorities and institutions will be affected across England and Wales. In July 2008, CLG in partnership with Asset Skills and Energy Services and Technology Association (ESTA) are running a series of regional events on DEC's for Energy Managers, Facilities and Estate Managers and related professions working in the Public Sector. LG Alert Reference: 114/08</p> <p>VACANCIES</p> <p>Secondment Opportunity in Defra Local Government Team We have been asked by DEFRA to encourage interest in a secondment to a role in the Defra local government team. It would be a good development opportunity for someone with experience of the LAA process to learn about central government. The closing date for the post is 9 July 2008. LG Alert Reference: 111/08</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 interested parties may make representations. An interested party is defined as either a *person* living in the vicinity of the premises, a *body* representing persons who live in that vicinity, a *person* involved in a business in that vicinity or a *body* representing persons involved in such businesses.

Members should be aware that under the legislation ward councillors do not have an automatic right to make representations on behalf of their constituents, but have the right to make representations when specifically requested to do so by constituents who live in the vicinity of the premises concerned. To prevent challenges by unsuccessful applicants you may wish to request any objector to include in any letter of objection to you or to the Licensing Section that they formally authorise you to make representations on their behalf.

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:
16	Charles Dickens	316	Asda Superstore 11 The Bridge Shopping Centre Fratton PO1 1SL	<p>Variation of a Premises Licence</p> <p>Type of Premises: Supermarket</p> <p>Proposed Licensable Activities:</p> <p>1. Sale of Alcohol</p> <p>Alterations to the premises layout</p> <p>Proposed standard days and timings:</p> <p>1. Monday to Saturday from 07:00 until 23:00 hours Sunday from 10:00 until 22:30 hours</p>	17 July 2008

Item No	Ward	Licence No:	Premises Name and Address	Brief description of application:	Closing date for representations:
17	St Jude	795	Albert Road	<p>Grant of a Premises Licence</p> <p>Type of Premises: Open Air</p> <p>Proposed Licensable Activities:</p> <ol style="list-style-type: none"> 1. Regulated Entertainment <p>Proposed standard days and timings:</p> <ol style="list-style-type: none"> 1. Monday to Sunday from 10:00 until 23:00 hours 	21 July 2008
18	St Jude	36	The Osborne 68 Osborne Road Southsea PO5 3LU	<p>Variation of a Premises Licence</p> <p>Type of Premises: Public House</p> <p>Proposed Licensable Activities:</p> <ol style="list-style-type: none"> 1. Regulated Entertainment 2. Sale of Alcohol 3. Late Night Refreshment <p>Proposed standard days and timings:</p> <ol style="list-style-type: none"> 1. Monday to Sunday from 09:00 until 03:00 hours 2. Monday to Sunday from 09:00 until 03:00 hours 3. Monday to Sunday from 23:00 until 03:30 hours 	18 July 2008

Item No	Ward	Licence No:	Premises Name and Address	Brief description of application:	Closing date for representations:
19	St Jude	804	Southsea Common and Castle Field Southsea	<p>Grant of a Premises Licence</p> <p>Type of Premises: Open Air</p> <p>Proposed Licensable Activities:</p> <ol style="list-style-type: none"> 1. Regulated Entertainment 2. Sale of Alcohol <p>Proposed standard days and timings:</p> <ol style="list-style-type: none"> 1. Monday to Sunday from 10:00 until 23:00 hours 2. Monday to Sunday from 10:30 until 22:30 hours 	21 July 2008