

City of Portsmouth MEMBERS' INFORMATION SERVICE

NO 41

DATE: FRIDAY 22 OCTOBER 2021

The Members' Information Service (MIS) is produced in the Corporate Services Directorate. If you wish to be removed from the distribution list please let Democratic Services know. The MIS 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 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		Cabinet Member for Culture, Leisure and Economic Development Decision Meeting - 19 October 2021 The Cabinet has made the following decisions:-	Anna Martyn Local Democracy Officer Tel: 9283 4870

WARD	DECISION	OFFICER CONTACT
All Wards	<p>Museums and Visitor Services - Fees and Charges</p> <p>DECISIONS:</p> <ol style="list-style-type: none"> 1. That the Portsmouth Museums and Visitor Services venue hire charges and Charles Dickens Birthplace admission charges 2022/23 are approved. 2. That the Portsmouth Museums and Visitor Services wedding hire charges 2022-25 are approved. 3. That Officers are given the authority to offer pricing in line with these fees and charges for bespoke requests. 	Jane Mee Museums and Visitor Services Manager
All Wards	<p>Portsmouth History Centre Development Strategy 2022-2025</p> <p>DECISIONS:</p> <ol style="list-style-type: none"> 1. That the Strategy (Appendix 1A) is noted and agreed. 2. That the Operational Plan (Appendix 1B) is noted and agreed. 	Lindy Elliott Library & Archive Services Manager
All Wards	<p>Portsmouth BookFest 2021</p> <p>DECISIONS:</p> <ol style="list-style-type: none"> 1. That Portsmouth BookFest continues to offer online events alongside the traditional in person events - event format to be determined by the location and availability of the author/speaker and the likely target audience groups for the event. 2. That Library Assistant staff time is put into supporting the Service Development Manager to expand the publicity of the festival and its social media presence and also assist with the administration of ticket sales. 3. That the festival aims to present a diverse programme of events each year reaching new audiences. 	

MEMBERS' INFORMATION SERVICE

TRAFFIC REGULATION ORDER DECISION TO BE DETERMINED BY THE DIRECTOR OF REGENERATION

The Director of Regeneration 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 Regeneration** by telephoning Sharan Cooper (☎ 9283 4260) and must be received by not later than **5pm on Friday 29 October 2021**. 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	Details	Proposed Action
2	St Thomas	The Portsmouth City Council (Castle Road) (Pedestrian and Cycle Zone, One-Way Traffic and Amendments to Waiting Restrictions) (No.120) Order 2021	Marian Rehus (Senior Project Manager) Nikki Musson (TRO, public proposal notice and plan)	<p>A new Traffic Regulation Order is proposed to introduce a Pedestrian & Cycle Zone in Castle Road (between Regent Place and Hambrook St), restricting motor vehicles except for loading 6am-11am and for access to premises. Travel would be one-way northbound, with contraflow-cycling, and the previous 1-hour parking bays would be formally removed. The scheme also includes a loading bay in Hambrook Street, close to the junction with Castle Rd.</p> <p>The intention is to continue to limit vehicular access within the southern part of Castle Road, continuing some of the effects enabled by the temporary Covid-19 legislation. The latter was brought in by the government to provide space for social distancing and to encourage walking and cycling.</p> <p>The TRO, Statement of Reasons, plan and public proposal notice are available to view.</p>	<p>To undertake statutory 21-day consultation on the proposals detailed opposite, as soon as possible.</p> <p>The response to the consultation will help to determine whether to implement the proposals or consider alternatives.</p> <p>Any objections received to the intention to restrict vehicular access to premises after 7pm will trigger a public inquiry; this would not be a decision for a local authority Cabinet Member to make. Objections received to other aspects of the proposed TRO could be considered at T&T.</p>

PLANNING APPLICATIONS TO BE DETERMINED BY THE ASSISTANT DIRECTOR OF PLANNING & ECONOMIC GROWTH

The Assistant Director Planning and Economic Growth 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 Director of Planning and Economic Growth** by telephoning **the validation team (023 9283 4826 or 023 9283 4339 answerphone)** and must be received not later than **5pm on Friday 29 October 2021**. 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
3	21/00135/CPE Milton	28 Hunter Road Southsea PO4 9DL Application for Certificate of Lawful Development for the existing use as a House in Multiple Occupation (Class C4)	<p>One letter of representation has been received from a local resident. Their objection can be summarised as follows: a) Do not want another HMO in the area; b) Amenity impacts on neighbours; and c) Parking.</p> <p>This application seeks a lawful development certificate for the existing use of the property as a Class C4 House in Multiple Occupation (HMO). The sole matter for determination is whether, on the balance of probabilities, the property already benefits from a lawful use as a C4 HMO. Whilst the concerns of the contributor are acknowledged, as the application does not seek planning permission for a new C4 HMO, matters of HMO numbers in the area, amenity impacts and parking cannot be considered.</p>	<p>Gary Christie</p> <p>Tel: 077 8728 5233</p> <p>Grant CLUD</p>
4	21/00216/FUL Copnor	285 Laburnum Grove Portsmouth PO2 0EY Change of use from dwellinghouse (Class C3) to purposes falling within Class C3 (dwellinghouse) and Class C4 (house in multiple occupation)	<p>This application was placed on MIS on 10th September, to address 30 objections from local residents. No call-in to Planning Committee resulted.</p> <p>Unfortunately, the objection also received from Councillor Swann was overlooked, in error and with apologies now. Councillor Swann's comments are set out below. They overlap substantially with the residents' objections, and so many of the Officer responses of 10th September are repeated below.</p> <p>Clr Swann objection:</p> <ul style="list-style-type: none"> (i) area already suffering with parking capacity; (ii) the HMO record has not been properly reviewed and updated for an extended period of time and as such cannot be relied on when considering applications. Need an immediate moratorium to the authorisation of all HMO's within Copnor Ward until the record is up-to-date. (iii) These applications do not benefit the community, they place massive strain on the area: doctor and dental practices, further road congestion, parking, loss of badly-needed family homes, increase in 	<p>Summer Sharpe</p> <p>Tel: 077 8768 5762</p> <p>Conditional Permission</p>

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Case Officer Proposed Decision
5	21/01246/FUL St Thomas	<p>22 Montgomerie Road Southsea PO5 1ED</p> <p>Class C4 (House in Multiple Occupation) to purposes falling within Class C3 (Dwellinghouse) or Class C4 (House in Multiple Occupation).</p>	<p>anti-social behaviour, and increase in noise nuisance. Community should be able to live, raise families, and enjoy their homes. (iv) Very limited public notification of these applications.</p> <p>Officer response: (i) Parking - the proposed C3 or C4 uses are deemed to be not materially different in occupation and therefore in effect on parking, therefore a refusal on these grounds would not be sustainable; (ii) HMO record - the records the Council holds are considered to be accurate and reliable, but any further properties identified as an HMO but not already on the Council's records will be checked; (iii) Strain on local community - the application would result in the percentage of HMOs within a 50m radius of the site being at approximately 1.5%. This is below the policy threshold of 10%, above which an area is deemed to have an imbalance in the community make-up, with resulting effects on amenity, and resources/infrastructure. The application is policy-compliant in this respect. Also, since a dwellinghouse has no limit to the numbers of persons living in it under Town and Country Planning legislation, it cannot be inferred that an HMO would necessarily have an increased pressure on local resources, compared to a C3 dwellinghouse (iv) Public notification - letters to nearby neighbours were sent and a site notice displayed, in accordance with the Council's publicity guidance for planning applications.</p> <p>One letter of objection has been received raising the following concerns;</p> <p>a) External alterations to the property will cause noise and disruption during the construction period; b) Proposed extensions would result in loss of sunlight to rear garden; c) Proposal would lead to increased number of occupants in the property which would result in increased levels of noise and disturbance; d) Increased pressure on parking.</p> <p>The application site is currently in use as a Class C4 HMO and the applicant has provided evidence as part of this application to demonstrate the lawful use. This application is seeking permission to change the use of the property from Class C4 (HMO) to flexible Class C4/ Class C3 (dwellinghouse). This would give the applicant the flexibility to change between Classes C3 (Residential) and C4 (HMO). On the other hand, if refused, the existing C4 status would be retained without the ability to change to a Class C3 without prior consent from the Local Planning Authority.</p>	<p>Hannah Goldsmith Tel: 077 8961 8822 Conditional Permission</p>

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Case Officer Proposed Decision
			<p>No external works are being proposed as part of this application, therefore any impact on neighbouring amenity (eg loss of light, or construction noise) as a result of the external works cannot be taken into consideration when assessing this application.</p> <p>It is considered that the use of the property either as a HMO by up to six persons or the occupation of the property as a dwellinghouse (Class C3) would not significantly alter the living conditions of the occupiers of neighbouring properties or put significant increased pressure on local facilities or parking.</p>	

Part 3 - Information and News Items

FRIDAY 22 OCTOBER 2021

	WARD		OFFICER CONTACT
6		<p>Licensing Committee - Friday 15 October 2021</p> <p>The Licensing Committee noted the arrangements for Electric Vehicle charging points so far as they relate to use by licensed hackney carriages and private hire vehicles.</p>	<p>Anna Martyn Local Democracy Officer Tel: 9283 4870</p>
7		<p>Planning Committee - 20 October 2021</p> <p>The committee made the following decisions:</p> <p>21/01219/FUL - 2 Prospect Road, Portsmouth PO1 4QY Permission was granted subject to delegated authority being given to the Assistant Director to resolve the wording for the conditions with the Land Contamination Team</p> <p>21/01136/FUL - Victoria Park, Anglesea Road, Portsmouth, PO1 3HJ Permission was granted subject to the conditions set out in the officer report.</p> <p>21/01137/LBC - Victoria Park, Anglesea Park, Portsmouth, PO1 3HJ Permission was granted subject to the conditions set out in the officer report.</p> <p>18/01967/OUT - 32-60 Middle Street, Southsea, PO5 4BP Resolved that</p> <ol style="list-style-type: none"> 1. That had there been no Appeal against Non-Determination, and subject to satisfactory conclusion of an Appropriate Assessment for mitigation of the effects on the SPA, the Local Planning Authority would have granted delegated authority to the Assistant Director of Planning & Economic Growth to Grant Conditional Permission subject to satisfactory completion of a Legal Agreement to secure the following: <ul style="list-style-type: none"> - SPA Recreational Impact mitigation; - SPA Nitrates mitigation; - Public Open Space (financial contribution); - Viability Review Mechanism; - Implementation and monitoring of a Travel Plan; - S106 Administration fee of £620 per obligation. <p>[if any element is found to be not required or compliant with the tests for planning obligations, an equivalent amount may be offered towards the affordable housing contribution instead]</p> <p style="text-align: right;">/Cont'd ...</p>	<p>Jane Di Dino Local Democracy Officer Tel: 9283 4060</p>

	WARD		OFFICER CONTACT
8		<p>2. There been no Appeal against Non-Determination, the Local Planning Authority would have granted delegated authority to the Assistant Director of Planning & Economic Growth to add/amend conditions where necessary, and;</p> <p>3. There been no Appeal against Non-Determination, the Local Planning Authority would have granted delegated authority to the Assistant Director of Planning & Economic Growth to refuse planning permission if a Legal Agreement has not been satisfactorily completed within three months of the date of this resolution.</p> <p>21/01150/VOC - QA Hospital, Southwick Hill Road, Portsmouth, PO6 3LY Permission was granted subject to the conditions set out in the officer report.</p> <p>Cabinet - Tuesday 26 October at 12 noon in the Council Chamber</p> <p>At a meeting of the Full Cabinet there will be consideration of the following items:</p> <ul style="list-style-type: none"> • Impact of Government Legislation and Covid-19 Vaccination Requirements in Care Homes and ASC Approach • Oakdene House and Locksway Road Flats • Bus Service Improvement Plan - National Bus Strategy 	<p>Anna Martyn Local Democracy Officer Tel: 9283 4870</p>
9	Charles Dickens	<p>Closure of the staff canteen the View Café - Civic Offices</p> <p>The business model requires the View Café to generate sufficient income to cover the full operating costs. Due to the level of demand in the Civic Offices, the café continues to place a pressure on the general fund and as a result a decision has been made to formally close the provision.</p> <p>The space will continue to be available to staff for meeting and break out space.</p>	<p>Sarah Lindley Tel: 07920415886 Sarah.lindley@portsmouthcc.gov.uk</p>

	WARD		OFFICER CONTACT
10	Eastney & Craneswater	<p>34 Whitwell Road Southsea PO4 0QR Appeal Ref: 21/00474/HOU Appeal Lodged: 13th July 2021 Appeal Start Date: 15th October 2021</p> <p>An appeal has been lodged against the refusal of planning permission for Construction of single storey ground floor rear infill extension.</p> <p>This appeal will be dealt with by the written representation procedure by way of the Householder Appeal Service,</p>	<p>Matthew Garrad Planning Services Tel: 9268 8577</p>
11	Eastney & Craneswater	<p>17 Craneswater Park, Southsea PO4 0NX Appeal Ref: 20/01452/HOU Appeal Lodged: 13th August 2021 Appeal Start Date: 20th October 2021</p> <p>An appeal has been lodged against the refusal of planning permission for Construction of 2 storey front extension, part single/part 2 storey rear extension and roof alterations including raising the ridge height</p> <p>This appeal will be dealt with by the written representation procedure by way of the Householder Appeal Service.</p>	<p>Hannah Goldsmith Planning Services Tel: 9284 1048</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:
12	Charles Dickens	21/02820/ LAPREM	S S Wine And Spirits 97A Commercial Road Portsmouth PO1 1BQ	Application for Premises Licence Sale of alcohol, Monday to Sunday from 08:00 until 01:00	4 th November 2021
13	St Jude	21/02821/ LAPREM	Restaurant 103 Palmerston Road Southsea PO5 3PS	Application for Premises Licence Sale of alcohol, Monday to Thursday from 12:00 until 22:00, Friday and Saturday from 11:00 until 22:30, Sunday from 12:00 until 21:00	5 th November 2021
14	St Jude	21/02737 /LAPREM	Seacrest Hotel 11-12 South Parade Southsea PO5 2JB	Application for Premises Licence Sale of alcohol, Monday to Sunday 24 hours for guests only	4 th November 2021
15	Central Southsea	21/02841 /LAPREM	149 149 Albert Road Southsea PO4 0JW	Variation of Premises Licence Sale of alcohol, Monday to Sunday from 12:00 until 03:30 currently 21:00 until 03:30	8 th November 2021

Item No	Ward	Licence No:	Premises Name and Address	Brief description of application:	Closing date for representations:
16	Charles Dickens	21/02868/ LAPREM	Keppels Head Hotel 24-26 The Hard Portsmouth PO1 3DT	Variation of Premises Licence Sale of alcohol, Friday and Saturday from 11:00 until 01:00 currently until 23:00	11 th November 2021