

City of Portsmouth MEMBERS' INFORMATION SERVICE

NO 48

DATE: FRIDAY 28 NOVEMBER 2014

The Members' Information Service produced in the Customer, Community & Democratic Services Unit 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 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.port+smouth.gov.uk

	WARD	DECISION	OFFICER CONTACT
1		<p>Cabinet Member for Traffic & Transportation's decision meeting - 27 November</p> <p>Councillor Ken Ellcome took the following decisions:</p> <p>Park and Ride Strategy</p> <p>(1) The Cabinet Member adopted the Portsmouth Park and Ride Strategy</p> <p>(2) A report reviewing the Park and Ride operation and strategy will be brought back to the Cabinet Member in February 2015.</p> <p>NB. Call-in date: Friday 5 December</p>	<p>Joanne Wildsmith Customer, Community & Democratic Services Tel: 9283 4057</p>

PLANNING APPLICATIONS TO BE DETERMINED BY CITY DEVELOPMENT MANAGER

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

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 **City Development Manager** by telephoning **Julie Watson** (☎023 9283 4826 or 023 9283 4339 answerphone) and must be received by not later than **5pm** on **Friday 5 December 2014**. 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
2	14/01232/HOU Milton	194 Kingsley Road Southsea PO4 8HN Installation of new enlarged window to replace existing to side elevation at first floor level	Three letters of objection (from 2 addresses) have been received on the grounds of loss of privacy. Given the intervening garages, the distances involved and the orientation of the properties, it is not considered that a significant loss of privacy will occur.	Alison Pinkney Tel: 023 9283 4305 Conditional Permission
3	14/01371/TPO Hilsea	11 Arras Road Portsmouth PO3 5FY Within Tree Preservation Order No 232 - Plane (T3) fell	One supporting comment from an adjoining occupier to the north of 11 Arras Road asks for regard to be given in relation to: a) The continued growth of the tree exceeding the height of the house; b) The potential damage the tree may be causing to the houses; and, c) The loss of light from the rear gardens. Consent is sought to fell a London Plane (T3) subject to a Tree Preservation Order which was established due to its high amenity value.	Nicholas Smith Tel: 023 9284 1995 Refuse

Item No	Application No Ward	Location Description of Development	Planning Officer's Comments	Case Officer Proposed Decision
3	(Cont'd)		<p>The Council's Arboricultural Officer visited the site and advises that there is approximately two metres of separation between the rear elevation of the dwelling and the branches of the tree. Whilst it is acknowledged T3 may cause some loss of light to the rear garden, no application to reduce the growth of the tree has been submitted. The applicant makes reference to T3 causing structural damage and subsidence to the property, however no evidence has been submitted to support this view. In the absence of any robust justification the loss of this visually important tree is not considered appropriate.</p>	

	WARD		OFFICER CONTACT
4		<p>Licensing Policy Committee - Friday 21 November 2014</p> <p>The committee made the following decisions;</p> <ul style="list-style-type: none"> <p>Hackney Carriage and Private Hire Policy Review - Consideration of options for review of current policy guidelines. The committee authorised the Head of Health, Safety and Licensing to undertake a thorough review of hackney carriage and private hire policy in relation to vehicles, drivers and operators and will report back to a future meeting of the Licensing Committee. It was also agreed that officers would meet with recognised hackney carriage and private hire trade representatives, private hire operators and other relevant forums/bodies to discuss any proposed policy initiatives.</p> <p>Annual review of licensing fees. The committee noted the report and agreed to an immediate increase in fees to achieve full cost recovery (as per Option 1 of the report) and for the approved fees be implemented with immediate effect. The Head of Health, Safety and Licensing was granted delegated authority to advertise (where appropriate) such fees and charges that are subject to any formal public statutory consultation.</p> <p>Schedule 5, Local Government (Miscellaneous Provisions) Act 1982 ad sections 115A - 115K Highways Act 1980 - Provision of Highway Amenities - Determination of Policy, Guidelines and other Associated Matters. The committee noted and approved the highway amenity policy in principal, subject to some minor amendments relating to the A board design/sixe/style requirements. The committee agreed to consider granting amenity permissions on individual merit for the use of A boards on the public highway in respect of area(s) deemed to be both a low obstruction risk and located outside the stress areas identified within the amenity policy document as per Option 3 of the report. The committee seek the formal approval of the Council to adopt the policy and the delegation function to the Licensing Committee.</p> <p>Prosecutions, Appeals and Enforcement Action - Licensing Matters. The report was for information and was noted</p> 	<p>Lucy Wingham Customer, Community & Democratic Services Tel: 9283 4662</p>

	WARD		OFFICER CONTACT
5		<p>Licensing Sub Committee - 24 November 2014</p> <p>The committee took the following decisions:</p> <ol style="list-style-type: none"> 1. Licensing Act 2003 - the application for a variation of a premises licence at the Co-op Store, Great Southsea Street, Portsmouth PO5 3BY was granted as requested subject to the following condition application: no beers, ciders or lager over 6.5% ABV shall be sold by retail in metal or plastic containers excluding premium products as agreed, in advance in writing by the Police Licensing Unit. 2. Licensing Act 2003 - the application for a variation of a premises licence at the Co-op Store at 84-92 Highland Road, Southsea PO4 9NF was granted as requested subject to the following condition application: no beers, ciders or lager over 6.5% ABV shall be sold by retail in metal or plastic containers excluding premium products as agreed, in advance in writing by the Police Licensing Unit. 3. Licensing Act 2003 - application for the variation of a premises licence at the Co-op Store 88 St James's Road, Southsea PO5 4HZ was granted as requested subject to the following condition application: no beers, ciders or lager over 6.5% ABV shall be sold by retail in metal or plastic containers excluding premium products as agreed, in advance in writing by the Police Licensing Unit. 	<p>Jane Di Dino Customer, Community and Democratic Services Tel: 9283 4060</p>
6		<p>Licensing Sub Committee - 25 November 2014</p> <p>The sub-committee made the following decisions:</p> <ul style="list-style-type: none"> • Licensing Act 2003 - Application for the variation of a premises licence at Co-op Store, 191 Copnor Road, Portsmouth, PO3 5BT was granted as applied for so as to permit the sale of alcohol and late night refreshment from 23:00 to 00:00 daily. • Licensing Act 2003 - Application for the variation of a premises licence at Co-op Store, 331-333 Copnor Road, Portsmouth, PO3 5EQ was granted as applied for so as to permit the sale of alcohol and late night refreshment from 23:00 to 00:00 daily. • Licensing Act 2003 - Application for the variation of a premises licence at Co-op Store, 28-30 Tangier Road, Portsmouth, PO3 6JN was granted as applied for so as to permit the sale of alcohol and late night refreshment from 23:00 to 00:00 daily. 	<p>Lucy Wingham Customer, Community & Democratic Services Tel: 9283 4662</p>

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7		<p>Planning Committee - 26 November</p> <p>The committee made the following decisions:</p> <ul style="list-style-type: none"> • 14/00903/HOU 63 Stanley Avenue, Portsmouth - Construction of a single storey rear extension - was granted conditional permission. • 14/01138/HOU 47 Waverley Road, Southsea - construction of a part three/ part four storey extension incorporating a roof terrace - was granted conditional permission. • 14/01280/PLAREG 46 Drayton Lane, Portsmouth - Construction of a new single storey rear extension, underground garage to rear and new entrance to garage, stairs and planters to front of dwelling - was granted conditional permission. • 14/01182/FUL 37 Tamworth Road, Portsmouth - Change of use of residential garage to a dental laboratory (resubmission of 14/00646/FUL) - was refused. • 14/01164/FUL Site of former cinema, 80 High Street, Portsmouth - Construction of part five/ part six and five storey buildings comprising 46 flats and commercial units (class A1, A2, A3 & D1) fronting High Street with associated landscaping, parking and cycle/ refuse storage - was granted conditional permission. • 14/01225/VOC Blue Cobra, 87 London Road, Portsmouth - application to vary condition 5 of planning permission A*10547/AB to extend the opening hours of restaurant to remain open to patrons from 07:00 hours to midnight (Sunday to Thursday) and from 07:00 hours to 01:00 hours on Friday and Saturday for a temporary period of 1 year (re-submission of 14/00582/VOC) - was granted conditional temporary permission. 	<p>Jane Di Dino Customer, Community & Democratic Services Tel: 9283 4060</p>
8		<p>Health & Wellbeing Board - 26 November</p> <p>The board considered the following items:</p> <ul style="list-style-type: none"> • PSCB Annual Report and Business Plan 2014-17 - the annual report and business plan were received and members noted the areas of progress and challenges identified in the context of services being planned and commissioned. • Adult Safeguarding Annual Report and update on the Care Act in relation to Safeguarding - the report and presentation by the independent chair David Cooper were noted and follow-up action was agreed regarding lobbying of the Police & Crime Commissioner regarding the police's contribution to supporting the Adult Safeguarding Board and to the Secretary of State for Health and LGA regarding the pressures caused by the escalation of Deprivation of Liberty assessments. • Joint Health and Wellbeing Strategy report - this information report was noted • Portsmouth Dementia Action Plan 2014-16 - this information report was noted and was followed by a training event for members on 'Dementia Friends' by the Alzheimer's Society. 	<p>Joanne Wildsmith Customer, Community & Democratic Services Tel: 9283 4057</p>

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9		<p>Licensing Sub Committee - 27 November 2014</p> <p>The sub-committee made the following decision:</p> <ul style="list-style-type: none"> • Licensing Act 2003 - Application for the grant of a premises licence - 'Kassia', 135-137 Havant Road, Drayton, Portsmouth, PO6 2AA. The application for a premises licence was amended and granted so as to permit the following licensable activities, subject to the conditions as agreed with the Police relating to CCTV, staff training, Challenge 25, refusals log and signage, and subject to the additional conditions listed below; <p>Provision of live music, Friday and Saturday from 12noon to midnight Provision of recorded music Friday and Saturday from 12noon to midnight Provision of late night refreshment from 2300 to midnight daily Provision of alcohol retail sales both on and off the premises from 12 noon to midnight daily.</p> <p><u>Additional conditions also imposed;</u></p> <ol style="list-style-type: none"> 1. All windows and doors to be kept closed for access and egress after 8pm. 2. The fire doors at the rear of the premises are to be closed save for emergency use. 3. No alcohol drinking receptacles to be taken outside the premises at any time. 4. No deliveries to be made after 7pm and before 7am. 5. No entry or re-entry after 11pm including those leaving the premises to smoke. 	<p>Lucy Wingham Customer, Community & Democratic Services Tel: 9283 4662</p>
10		<p>Cabinet Member for Planning, Regeneration & Economic Development's decision meeting - Tuesday 2 December at 5pm in Conference Room A, second floor, the Civic Offices</p> <p>Councillor Luke Stubbs will consider the following items:</p> <ul style="list-style-type: none"> • Portsmouth Regeneration Development Team Report • Brunel Wing of the Civic Offices • Milton Site Allocations 2014 - Consultation Responses • Annual Monitoring Report • Eastney Beach Habitat Restoration and Management Plan - Supplementary Planning Document • Beach Huts - Consultation update • Strategic Housing Land Availability Assessment • Shopping Festival 	<p>Vicki Plytas Customer, Community & Democratic Services Tel: 9283 4058</p>

	WARD		OFFICER CONTACT
11		<p>Licensing Sub Committee - Wednesday 3 December at 9.30am in the Executive Meeting Room, third floor, the Guildhall</p> <p>The committee will consider the following application:</p> <p>Application for grant of a premises licence under section 17 of the Licensing Act 2003 for 'Danny Mart' 2 Shirley Avenue, Southsea PO4 8HF</p>	<p>Jane Di Dino Customer, Community & Democratic Services Tel: 9283 4060</p>
12		<p>Resources Decision - Thursday 4 December 2014, at 10am, Executive Meeting Room, third floor, the Guildhall</p> <p>Councillor Lee Mason will consider the following item for decision:</p> <ul style="list-style-type: none"> • Server and Database Upgrades (Revenue Contribution to Capital Outlay) -Call-in of MIS Part 2 Item. <p>The following items are for information only:</p> <ul style="list-style-type: none"> • Members Services Consultation • Super Connected Cities Programme - Update Report • Monitoring of the Second Quarter 2014/15 Revenue Cash Limits and Capital Programme 	<p>Vicki Plytas Customer, Community & Democratic Services Tel: 9283 4058</p>
13		<p>Cabinet meeting - Thursday 4 December at 1pm in the Executive Meeting Room, third floor, the Guildhall</p> <p>The Cabinet will consider the following reports:</p> <ul style="list-style-type: none"> * Consideration of the option of entering the Building Control Partnership * Budget and Performance Monitoring 2014/15 2nd Quarter to end September 2014 * Portsmouth City Council Revenue Budget 2015/16 - Savings Proposals 	<p>Joanne Wildsmith Customer, Community & Democratic Services Tel: 9283 4057</p>

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14		<p>Children and Education Decision Meeting - Thursday 4 December 2014 at 5pm, Conference Room L, second floor, the Civic Offices.</p> <p>Councillor Neill Young will consider the following decision items:</p> <ul style="list-style-type: none"> • School Admissions Arrangements 2016/17 Consultation • Commissioning of Services to meet the needs of Young People who are Not in Education Employment or Training (NEET) or at risk of becoming NEET 	<p>Lisa Gallacher Customer, Community & Democratic Services Tel: 9283 4056</p>
15		<p>Scrutiny Management Panel - Friday 5 December 2014, at 2.30pm, Executive Meeting Room, Guildhall, Portsmouth</p> <p>Revenue Budget Savings Proposals for 2015/16 Members will receive a presentation on the above item by the Head of Finance and S151 Officer.</p>	<p>Vicki Plytas Customer, Community & Democratic Services Tel: 9283 4058</p>
16	Drayton & Farlington	<p>25 Brecon Avenue, Portsmouth, PO6 2AN Appeal Ref: 14/00788/HOU Appeal Decision: Dismissed Appeal Decision Date: 21November 2014</p> <p>An appeal was lodged against the refusal of planning permission for construction of first floor side extension and gable build up</p> <p>The appeal was dealt with by the written representation procedure and the Inspector decided to dismiss the appeal.</p>	<p>Simon Barnett Planning Services Tel: 9284 1281</p>

	WARD		OFFICER CONTACT
17	Nelson	<p>88 Gruneisen Road, Portsmouth, PO2 8QG</p> <p>Appeal Ref: 14/00725/FUL Appeal Decision: Dismissed Appeal Decision Date: 26 November 2014</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 C4 (house in multiple occupation) or Class C3 (dwelling house)</p> <p>The appeal was dealt with by the written representation procedure and the Inspector decided to dismiss the appeal.</p> <p>The appeal for costs was also dismissed.</p>	<p>Alison Pinkney Planning Services Tel: 9283 4301</p>
18	Eastney & Craneswater	<p>26 Nettlecombe Avenue Southsea PO4 0QW</p> <p>Appeal Ref: 12/00158/ENF and 14/00950/CPL Appeal Date Lodged: 7 November 2014 Appeal Start Date: 13 November 2014</p> <p>Two appeals have been lodged against the serving of an enforcement notice and the refusal of granting a Certificate of Lawfulness of proposed development.</p> <p>Appeal 1 Appeal against the serving of an Enforcement Notice for the alleged breach of planning control for the unauthorized construction of an outbuilding used as a garage/home office on land to the north-west of the property.</p> <p>Appeal 2 Appeal against the refusal of granting a Certificate of Lawfulness of proposed development, the applicant was asking that the detached garage at the time of construction and completion would have been 'permitted development' under the then legislation.</p> <p>A Public Inquiry will be held to determine these appeals, date and time as yet are unknown.</p>	<p>Gary Christie Planning Services Tel: 9268 8592</p>

	WARD		OFFICER CONTACT
19		<p>Portsmouth International Port Performance</p> <p>The following items update members on the performance of Portsmouth International Port:</p> <p><u>Traffic Throughout</u></p> <p>The Port saw an increase in throughout for the 6 months ending 30 September 2014. Compared to the 6 months ending 30 September 2013 passenger numbers were up 2.87%, passenger vehicle numbers were up 2.89%, freight was up 6.92% and the number of ships using the port was up 15.20%.</p> <p><u>Port Marine Safety Code</u></p> <p>This report fulfils the Port's obligation under the Port Marine Safety Code of keeping the Duty Holders advised of incidents in the harbour.</p> <p>The report summarises the incidents from 1 July 2014 to 30 September 2014.</p> <p><u>Trading Results and Capital Outturn Reports 2012/13 and 2013/14</u></p> <p>These reports highlight the salient points for both the trading results of MMD (Shipping Services) Ltd and Portsmouth International Port for the year ended 31 March 2013 and the year ending 31 March 2014, and their capital programmes.</p> <p>Copies of items and reports are deposited in the Members' Rooms.</p>	<p>Mark Webb Group Port Accountant Tel: 9285 5944</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	Fratton	14/04604/LAPREM	British Queen	<p><u>Grant of a Premises Licence</u> Sale of Alcohol Monday to Sunday from 10:00 until 23:59 Late Night Refreshment Monday to Sunday from 23:00 until 00:30 Regulated Entertainment Monday to Sunday from 10:00 until 00:30</p>	17 December 2014
21	Fratton	14/04634/LAPREM	Connaught Arms 119 Guildford Road Fratton PO1 5EA	<p><u>Grant of a Premises Licence</u> Sale of Alcohol Monday to Sunday from 10:00 until 23:30 Regulated Entertainment Monday to Sunday from 10:00 until 23:59</p>	22 December 2014
22	Paulsgrove	14/04638/LAPREM	Prezzo Unit 33a/43 The Boardwalk Port Solent PO6 4TP	<p><u>Variation of a Premises Licence</u> Extending the licensable area</p>	23 December 2014