

BIRMINGHAM CITY COUNCIL

PLANNING COMMITTEE
15 JUNE 2023

MINUTES OF A MEETING OF THE PLANNING COMMITTEE HELD ON THURSDAY, 15 JUNE 2023 AT 1100 HOURS IN COMMITTEE ROOMS 3 & 4, COUNCIL HOUSE, BIRMINGHAM

PRESENT: - Councillor Martin Brooks in the Chair.

Councillors Diane Donaldson, David Barrie, Jack Deakin, Jane Jones, Mahmood Hussain, Lee Marsham, Gareth Moore and Colin Green.

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INTRODUCTIONS

The Chair notified the Committee, that this was a quasi-judicial meeting and no decisions had been made in advance of the meeting. He highlighted Members who sat on this Committee were sitting as representatives of the Council as a whole and not Ward Councillors.

NOTICE OF RECORDING

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The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's Public-I microsite ([please click this link](#)) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

DECLARATIONS OF INTEREST

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Councillor Jack Deakin expressed that he had previously made commentary for Item 13 in a public forum and would therefore withdraw from the meeting at that point.

APOLOGIES

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Councillors Yvonne Mosquito, Mumtaz Hussain, Akhlaq Ahmed and Rick Payne.

APPOINTMENT OF THE PLANNING COMMITTEE, MEMBERS, CHAIR AND DEPUTY CHAIR

The Chair announced that Councillor Idrees has replaced Councillor Rainbow.

It was agreed that Councillor Diane Donaldson would be the Deputy Chair of the committee in the Chair's absence.

FUNCTIONS, POWERS AND DUTIES

The functions, powers and duties of the committee were noted by members.

CHAIR'S ANNOUNCEMENTS

8174 None submitted.

MINUTES

8175 The minutes of the meeting of the Committee held on 27th April 2023 having been circulated, were confirmed by the Committee and signed by the Chair.

SCHEDULE OF FUTURE MEETINGS

The schedule of dates for future meetings was agreed.

The business of the meeting and all discussions in relation to individual planning applications including issues raised by objectors and supporters thereof was available for public inspection via the web-stream.

REPORTS OF THE DIRECTOR OF PLANNING, TRANSPORT AND SUSTAINABILITY

The following reports were submitted:

(See Document No. 1)

PLANNING APPLICATIONS IN RESPECT OF THE CITY CENTRE

REPORT NO. 9 - 80-82 GREAT HAMPTON STREET - REAR OF JEWELLERY QUARTER, BIRMINGHAM B18 6EW - 2022/08212/PA

The Chair stated that he would take items 9 and 10 for voting together as Item 10 related to a listed building consent in relation to Item 9.

The Principal Planning Officer (City Centre) confirmed there were no updates.

Members commented on the application and the Principal Planning Officer (City Centre) responded thereto.

Upon being put to a vote it was 9 in favour, 0 against and 0 abstention.

8176 **RESOLVED:** -

Alterations to conditions – to follow

- (i) That planning permission be granted subject to the completion of a Section 106 legal agreement and conditions as set out in the report.
- (ii) That in the absence of a suitable legal agreement being completed to the satisfaction of the Local Planning Authority by 10th August 2023, or such later date as may be authorised by officers under powers hereby delegated, planning permission be refused for the reason(s) set out in the report; and
- (iii) that the City Solicitor be authorised to prepare, seal and complete the appropriate legal agreement.

REPORT NO. 10 - 80-82 GREAT HAMPTON STREET - REAR OF JEWELLERY QUARTER BIRMINGHAM B18 6EW - 2022/08218/PA

The Chair reminded members that this item was for the listed building consent.

Upon being put to a vote it was 9 in favour, 0 against and 0 abstention.

RESOLVED: -

Alterations to conditions – to follow

That planning permission be granted subject to the conditions set out in the report.

PLANNING APPLICATIONS IN RESPECT OF THE NORTH WEST AREA

REPORT NO. 11 - FORMER BCU CITY NORTH CAMPUS, FRANCHISE STREET, PERRY BARR, BIRMINGHAM, B42 2SU- 2023/00872/PA

The Principal Planning Officer (North West) confirmed the following updates:

- At Paragraph 1.1 the incorrect permission to be varied is referenced. The application seeks to vary permission 2022/04350/PA as opposed to the incorrectly referenced 2019/10558/PA.
- The reference to the substation at Paragraph 7.6 should be deleted. This piece of infrastructure has been removed from the most recently received amended plans which form the basis of the application, assessment and recommendation.
- At Paragraph 7.26 the existing approved number of car parking spaces is 53, not 48 as referenced. The increase to 64 spaces is correct.
- At Paragraph 7.30, for clarity and avoidance of doubt, the referenced “Wellhead Tavern Public House” is known as The Hare of The Dog, with the former name being reflected on the heritage listing entry.

Members commented on the application and the Area Principal Planning Officer (North West) responded thereto.

Upon being put to a vote it was 9 in favour, 0 against and 0 abstention.

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RESOLVED: -

That planning permission be granted subject to the conditions set out in the report.

PLANNING APPLICATIONS IN RESPECT OF THE EAST AREA

REPORT NO. 12 - UNIT 7, TYSELEY PARK, WHARFDALE ROAD, TYSELEY, BIRMINGHAM, B11 2DF – 2022/08094/PA

The Area Planning Manager (East) confirmed that there were no updates.

Members commented on the application and the Area Planning Manager (~~South~~), (East) and the Assistant Director responded thereto.

Upon being put to a vote it was 9 in favour, 0 against and 0 abstentions.

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RESOLVED: -

That planning permission be granted subject to the conditions set out in the report.

PLANNING APPLICATIONS IN RESPECT OF THE SOUTH AREA

REPORT NO. 13 - LAND AT THE JUNCTION OF TRESCOTT ROAD AND TUDBURY ROAD, NORTHFIELD, BIRMINGHAM, B31 - 2022/06194/PA

Councillor Jack Deakin withdrew from the meeting.

The Principal Planning Officer (BMHT) confirmed the following updates:

- Amendment to the recommendation within paragraph 10.1 to state – *That authority is given to stop up the footpath within the application site in accordance with Section 257 of the Town & Country Planning Act 1990.*
- This is required as it is a footpath requiring a S257 Stopping Up Order (rather than under S247), therefore, the Order would be made by Birmingham City Council and not the Department for Transport

Members commented on the application and the Principal Planning Officer (BMHT) responded thereto.

Upon being put to a vote it was 6 in favour, 2 against and 0 abstention.

RESOLVED: -

That planning permission be granted subject to the conditions set out in the report.

ENFORCEMENT REPORT

Councillor Jack Deakin returned to the meeting.

The Principal Enforcement Officer presented the report to members.

Members commented on the report and the Principal Enforcement Officer responded thereto.

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RESOLVED: -

That the report be noted, and bi-annual reports continue to be presented to Planning Committee in accordance with the Birmingham Local Enforcement Plan.

POLICY REPORT

The Development Planning Manager presented the report to members.

Members commented on the application and the Development Planning Manager responded thereto.

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RESOLVED: -

That the report be noted.

OTHER URGENT BUSINESS

None submitted.

AUTHORITY TO CHAIR AND OFFICERS

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RESOLVED: -

That in an urgent situation between meetings the Chair, jointly with the relevant Chief Officer has authority to act on behalf of the Committee.

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AUTHORITY TO THE ASSISTANT DIRECTOR (PLANNING):

If a Planning Committee meeting(s) are unable to be held in person and/or cancelled, the Assistant Director (Planning), in consultation with the Planning Committee, has authority to determine planning applications that would otherwise have been considered by the Committee.

The meeting ended 1210 hours.

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CHAIR