

BIRMINGHAM CITY COUNCIL

PLANNING COMMITTEE

MEETING TO BE HELD ON
THURSDAY 10 NOVEMBER 2022
AT 1100 HOURS
IN COMMITTEE ROOMS 3 & 4, COUNCIL HOUSE,
VICTORIA SQUARE, BIRMINGHAM

Everyone is welcome to come to the Planning Committee to see decisions being made but, in view of the current pandemic, the capacity of the meeting rooms have had to be significantly reduced in the interests of safety. Therefore, you are strongly advised that, rather than physically attend the meeting, you may wish to consider watching the meeting from the safety and comfort of your own home instead, using the following link:

www.youtube.com/channel/UCT2kT7ZRPFCXq6_5dnVnYlw

The agenda for these meetings is available in advance and sets out the matters to be discussed. If you are interested in a particular item that is being considered at the meeting and you wish to speak, you must contact Committee Services, Inclusive Growth Directorate, so that your request arrives no later than noon on the Friday before the meeting. You can do this by completing the online request form, which can be accessed at the following link,

www.birmingham.gov.uk/planningspeakers

The reports on the agenda contain an appropriate recommendation for Committee to either approve or refuse the application. These recommendations are based on local and national planning policies, together with views expressed as a result of consultations with the public, other City Council Departments and appropriate external organisations.

The Chair manages the debate on individual agenda items and those present discuss the business by addressing the Chair; this helps to keep the debate in an orderly manner. The Chair takes each item in turn and when it is considered there has been sufficient debate, the Chair will call for a decision on the application or agreement that the information be noted or deferred or for further work/issues to be addressed. At this stage, a vote may be taken on the recommendations which are either found at the front of each report or as amended by Councillors.

A team of City Council Officers advise the Planning Committee during the meeting and reports are presented by the Area Planning Managers.

Please note that it is not possible for you to take part in the discussion.

Access to Meeting

- a) Members of the public who wish to view the Committee Meeting can do so by following the link: (www.youtube.com/channel/UCT2kT7ZRPFCXq6_5dnVnYlw).
- b) Committee meetings are normally open to the public but sometimes the Committee may have to discuss an item in private (normally at the end of the meeting). In such circumstances members of the public will be asked to leave.

- c) The Committee has adopted a procedure to allow interested parties (including members of the public) to speak at meetings in connection with Planning Applications providing that prior notice has been given. Notes setting out the procedure for Public Speaking Rights are available on the Council's web site at www.birmingham.gov.uk/planningspeakers. Any queries in connection with Public Speaking Rights procedures should be directed to Committee Services, Planning, www.birmingham.gov.uk/planningspeakers
- d) If you have any access issues or special/particular requirements, please inform us of these by calling (675 0216), or e-mail phil.wright@birmingham.gov.uk at least 3 working days before the meeting so that reasonable adjustments can be made.

ADVICE ON MEMBERS' INTERESTS

Involvement in Planning Matters Prior to Meetings of the Planning Committee.

Members of the Committee are advised to take steps to minimise their involvement in any planning matter prior to its consideration by the Committee so that they take all decisions at the meeting with an open mind.

The Code of Conduct for Members and General Guidance forms Appendix B7 to the City Council's Constitution and applies to Councillors of Birmingham City Council. A copy is available from either the Council's Corporate Director, Economy or City Solicitor or can be downloaded from that part of the Web Site dealing with the Planning Committee on www.birmingham.gov.uk/planningapplications.

Where a Member is in any doubt about whether they have an interest, they are advised to always seek the advice of the Council's City Solicitor, disclosing all material facts. Because of the difficulties of doing this during the course of a meeting, whenever possible, advice should be sought beforehand.

If a pecuniary or non-pecuniary interest arises from any business to be discussed at Planning Committee then the Member concerned must declare this interest either at the start of the meeting or immediately before the item is discussed.

Pecuniary Interests

If a Member declares a pecuniary interest then they must not take part in any discussion of the matter at the meeting in a decision-making capacity and must not vote on the matter. They need not withdraw from the meeting but any participation by them at the meeting in a decision-making capacity in respect of the matter in which they have a pecuniary interest is a criminal offence for which they may be prosecuted as well as referred to the Standards Committee.

Where a Member has a pecuniary interest they may speak at that meeting for the purpose of making representations, answering questions or giving evidence relating to the business *provided* that the public are also allowed to attend the meeting for the same purpose.

A pecuniary interest to be disclosed at a meeting is either the Member's interest or that of their husband, wife or civil partner or that of a person with whom the Member is living as husband or wife or as civil partners.

Non-Pecuniary Interests

If a member declares a non-pecuniary interest they may remain in the meeting, may take part in the discussion and may vote on the matter.

Relationship between Members and Officers

Good administration is dependent on a successful relationship between Councillors and Officers which can only be based upon mutual trust and understanding of each other's roles and responsibilities. This relationship, and the trust which underpins it, must never be abused or compromised e.g. by a member putting pressure on Officers to adopt a particular recommendation in a committee report.

Member Training

The Nolan Committee recommended that all members of planning committees should receive appropriate training. Appointment to the Planning Committee effectively creates a requirement for all Members to undertake such training both on appointment and periodically thereafter. Members are advised not to accept nomination to the Committee unless they are prepared to take on this responsibility. Members must also familiarise themselves with the provisions of these procedures.

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A G E N D A

1 NOTICE OF RECORDING/WEBCAST

The Chair to advise/meeting to note that this meeting will be webcast for live or subsequent broadcast via the Council's meeting You Tube site (www.youtube.com/channel/UCT2kT7ZRPFCXq6_5dnVnYlw) and that members of the press/public may record and take photographs except where there are confidential or exempt items.

2 DECLARATIONS OF INTEREST

The Members are reminded they must declare all relevant pecuniary and other registerable interests arising from any business to be discussed at this meeting.

If a disclosable pecuniary interest is declared a Member must not participate in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If other registerable interests are declared a Member may speak on the matter only if members of the public are allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless they have been granted a dispensation.

If it is a 'sensitive interest', Members do not have to disclose the nature of the interest, just that they have an interest.

Information on the Local Government Association's Model Councillor Code of Conduct is set out via <http://bit.ly/3WtGQnN>. This includes, at Appendix 1, an interests flowchart which provides a simple guide to declaring interests at meetings.

3 APOLOGIES

4 CHAIR'S ANNOUNCEMENTS

The Chair will make announcements, if any.

5 MINUTES

To confirm and sign the Minutes of the meeting held on 20th October 2022.

PLANNING APPLICATIONS IN RESPECT OF THE CITY CENTRE

- 6 LAND AT GOUGH STREET/SUFFOLK STREET, QUEENSWAY,
BIRMINGHAM, B1 1LT- 2022/04246/PA**

PLANNING APPLICATIONS IN RESPECT OF THE EAST AREA

- 7 LAND AT WATERY LANE MIDDLEWAY/BOLTON STREET, BORDESLEY
GREEN, BIRMINGHAM, B9 4HH - 2022/04397/PA**
- 8 BAGOT ARMS, EACHELHURST ROAD, PYPE HAYES, BIRMINGHAM, B24
0QL- 2021/08923/PA**
- 9 ENFORCEMENT PERFORMANCE REPORT
Report of Ian MacLeod - Director of Planning Transport and Sustainability,
Place, Prosperity & Sustainability Directorate.**
- 10 OTHER URGENT BUSINESS**
- To consider any items of business by reason of special circumstances (to be specified) that in the opinion of the Chair are matters of urgency.
- 11 AUTHORITY TO CHAIR AND OFFICERS**

Chair to move:-

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