

# BIRMINGHAM CITY COUNCIL

**PLANNING COMMITTEE  
10 NOVEMBER 2022**

**MINUTES OF A MEETING OF THE PLANNING COMMITTEE HELD ON  
THURSDAY, 10 NOVEMBER 2022 AT 1100 HOURS IN COMMITTEE  
ROOMS 3 & 4, COUNCIL HOUSE, BIRMINGHAM**

**PRESENT:** - Councillor Martin Brooks in the Chair.

Councillors Akhlaq Ahmed, David Barrie, Mahmood Hussain, Jane Jones, Lee Marsham, Shehla Moledina, Gareth Moore, Diane Donaldson, Colin Green and Rick Payne.

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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.

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**NOTICE OF RECORDING**

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The Chair advised, and the Committee noted, that the meeting would be webcast for live or subsequent broadcast via the Council's YouTube channel ([www.youtube.com/channel/UCT2kT7ZRPFCXq6\\_5dnVnYlw](http://www.youtube.com/channel/UCT2kT7ZRPFCXq6_5dnVnYlw)) and members of the press/public could record and take photographs except where there were confidential or exempt items.

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**DECLARATIONS OF INTEREST**

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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.

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**APOLOGIES**

8083 Councillor Mumtaz Hussain and Jack Deakin

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**CHAIR'S ANNOUNCEMENTS**

8084 Councillor Moore and Jones stated that they expressed no interest in item 8.

The Chair announced that item 6 was withdrawn from the agenda therefore it would start from item 7.

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**MINUTES**

8085 The Minutes of the meeting of the Committee held on 20<sup>th</sup> October 2022 were agreed.

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**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)

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**PLANNING APPLICATIONS IN RESPECT OF THE EAST AREA**

**REPORT NO. 7 - LAND AT WATERY LANE MIDDLEWAY/BOLTON STREET, BORDESLEY GREEN, BIRMINGHAM, B9 4HH - 2022/04397/PA**

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

Members commented on the application and the Area Planning Manager (East) responded thereto.

Upon being put to a vote it was 9 in favour, 0 against and 1 abstention.

8073 **RESOLVED:** -

## **Planning Committee – 10 November 2022**

- (i) That planning permission be granted subject to the completion of a Section 106 legal agreement and conditions as set out in the report (and as amended below).
  - (ii) that in the absence of a suitable legal agreement being completed to the satisfaction of the Local Planning Authority by 16<sup>th</sup> December 2022 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.
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### **REPORT NO. 8 - BAGOT ARMS, EACHELHURST ROAD, PYPE HAYES, BIRMINGHAM, B24 0QL- 2021/08923/PA**

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

Members commented on the application and the Area Planning Manager (East) and Transportation Manager responded thereto.

Upon being put to a vote it was 6 in favour, 3 against and 1 abstention.

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#### **RESOLVED: -**

- (i) That planning permission be granted subject to the completion of a Section 106 legal agreement and conditions as set out in the report (and as amended below);
  - (ii) that in the absence of a suitable legal agreement being completed to the satisfaction of the Local Planning Authority by 10th February 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.
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### **ENFORCEMENT PERFORMANCE REPORT**

Mark Franklin (Principal Enforcement Officer) presented the report to the members.

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#### **RESOLVED: -**

That the report be noted.

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**OTHER URGENT BUSINESS**

None submitted.

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**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 1138 hours.

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CHAIR