

**Subject:** Save the Dyke Pub : Extract from the proceedings of the Council Meeting held on the 20 October 2016  
**Date of Meeting:** 8 December 2016  
**Report of:** Executive Lead for Strategy, Governance & Law  
**Contact Officer:** Name: **Mark Wall** Tel: **29-1006**  
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**Wards Affected:** All

**FOR GENERAL RELEASE**

***Action Required of the Policy, Resources & Growth Committee***

To receive the item referred from the Council for consideration.

**Recommendation:**

1. That the Committee give consideration to the petition's request.

**BRIGHTON & HOVE CITY COUNCIL****COUNCIL****4.30pm 20 OCTOBER 2016****COUNCIL CHAMBER, BRIGHTON TOWN HALL****MINUTES**

**Present:** Councillors West (Chair), Marsh (Deputy Chair), Allen, Atkinson, Barford, Barnett, Bell, Bennett, Brown, Cattell, Chapman, Cobb, Daniel, Deane, Druitt, Gibson, Gilbey, Greenbaum, Hamilton, Hyde, Hill, Horan, Inkipin-Leissner, Janio, Lewry, Littman, Mac Cafferty, Meadows, Mears, Miller, Mitchell, Moonan, Morgan, Morris, Nemeth, A Norman, K Norman, O'Quinn, Page, Peltzer Dunn, Penn, Phillips, Robins, Russell-Moyle, Simson, Sykes, Taylor, C Theobald, G Theobald, Wares, Wealls and Yates.

**31 PETITIONS FOR COUNCIL DEBATE****(b) SAVE THE DYKE PUB**

- 31.1 The Mayor stated that where a petition secured 1,250 or more signatures it could be debated at the council meeting, and invited Ms. Sigfrid as the lead petitioner to present the petition calling on the Council to recognise the Dyke pub as an asset of community value.
- 31.2 Ms. Redfern and Mr. Fardell thanked the Mayor and stated that they would be presenting the petition on behalf of the petitioners and noted that it had reached 1,413 signatures. Ms. Redfern stated that the local community had submitted an application for the pub to be listed as an asset of community value, in order to give them an opportunity to work with interested parties to have the pub restored to its original use. As things stood the current owners had simply closed the pub and reopened it as a furniture shop with no consultation or warning.
- 31.3 The Mayor thanked Ms. Redfern and called on Councillor Cattell to respond to the petition.
- 31.4 Councillor Cattell stated that the change of use was allowed due to the Government's change to permitted development rights last year. She had been advised by officers that the owner of the Dyke Pub followed the correct procedure in carrying out the change of use by writing to the local planning authority, 56 days before, to seek advice as to whether the pub had been nominated as an ACV and as no such nomination was received for the public house before or during the 56 day period, the developer was permitted to change the use of the pub to a shop.

- 31.5 She noted that the council had since received the community's nomination of the former pub as an ACV – and the petition in support of reinstatement of the pub would be noted when considering the nomination. In terms of looking forward the council recognised that pubs are often an important asset to local communities and officers were currently looking into the best approach to tackle the unwanted loss of pubs in the future.
- 31.6 The Mayor then opened the matter up for debate and the following Members expressed their views, Councillors Morris, Littman and G. Theobald.
- 31.7 In response to the debate Councillor Cattell stated that she had recently visited another authority to see how they were attempting to address the use of permitted rights so that similar issues could be prevented.
- 31.8 The Mayor then put the recommendation to refer the petition to the Policy, Resources & Growth Committee to vote which was agreed.
- 31.9 **RESOLVED:** That the petition be noted and referred to the Policy, Resources & Growth Committee for consideration at its meeting on 8<sup>th</sup> December 2016.

