

**APPEALS AND REVIEWS COMMITTEE  
1ST APRIL 2019**

PRESENT: The Chair (Councillor Capleton)  
The Vice Chair (Councillor Hunt)  
Councillors Cooper and Gerrard

Mr and Mrs Brown (objectors)  
Mr Turner (objector)  
Mrs Harrison (objector)

Principal Solicitor (KH)  
Senior Landscape Officer (N O'D)  
Democratic Services Officer (NA)

APOLOGIES: Councillor Hachem and Miah

The Chair stated that the meeting would be recorded and the sound recording subsequently made available via the Council's website. He also advised that, under the Openness of Local Government Bodies Regulations 2014, other people may film, record, tweet or blog from this meeting, and the use of any such images or sound recordings was not under the Council's control.

27. MINUTES OF THE PREVIOUS MEETING

The minutes of the meeting of the Committee held on 13th March 2019 were received and noted.

28. QUESTIONS UNDER OTHER COMMITTEE PROCEDURES 12.8

No questions were submitted.

29. DISCLOSURES OF PECUNIARY AND PERSONAL INTERESTS

No disclosures were made.

30. BOROUGH OF CHARNWOOD (27 BROOKSIDE, BARKBY) TREE PRESERVATION ORDER 2018

A report of the Head of Strategic Support was submitted setting out details of the Tree Preservation Order served on the above site, the objection received to the Order and the comments of the Head of Planning and Regeneration on the issues raised by the objection (item 5 on the agenda filed with these minutes).

The Council's Legal Representative assisted with the consideration of the report.

Both the Head of Planning and Regeneration's representative and the objectors attended the meeting to put forward their cases and answer the Committee's questions.

The Committee considered this matter in accordance with the “Procedure for Considering Objections to tree Preservation Orders” set out in the Council’s Constitution and on the agenda for this meeting.

RESOLVED that the Borough of Charnwood (27 Brookside, Barkby) Tree Preservation Order 2018 be confirmed with modification to the order to remove the Beech trees (G1) listed on the schedule.

Reason

Having considered, in accordance with the procedure set out in the Council’s Constitution, the objections to the Order, then in respect of the Beech trees (G1), the Committee felt it lacked sufficient amenity value to warrant a Tree Preservation Order being placed on it and decided to remove it from the Order. In respect of the Yew trees (T1, T2 and T3) the Committee were content that they should remain protected as their amenity value outweighed any reason to remove them from the Order.

31. BOROUGH OF CHARNWOOD (1 & 3 SOAR ROAD, QUORN) TREE PRESERVATION ORDER 2019

A report of the Head of Strategic Support was submitted setting out details of the Tree Preservation Order served on the above site, the objection received to the Order and the comments of the Head of Planning and Regeneration on the issues raised by the objection (item 6 on the agenda filed with these minutes).

The Council’s Legal Representative assisted with the consideration of the report.

Both the Head of Planning and Regeneration’s representative and the objectors attended the meeting to put forward their cases and answer the Committee’s questions.

The Committee considered this matter in accordance with the “Procedure for Considering Objections to tree Preservation Orders” set out in the Council’s Constitution and on the agenda for this meeting.

RESOLVED that the Borough of Charnwood (1 & 3 Soar Road, Quorn) Tree Preservation Order 2019 be confirmed with modification to the order to remove the Scots Pine tree (T2) listed on the schedule.

Reason

Having considered, in accordance with the procedure set out in the Council’s Constitution, the objections to the Order, then in respect of the Scots Pine tree (T2), the Committee felt it lacked sufficient amenity value to warrant a Tree Preservation Order being placed on it and decided to remove it from the Order. In respect of the Scots Pine tree (T1) the Committee were content that they should remain protected as their amenity value outweighed any reason to remove them from the Order.

NOTES:

1. No reference may be made to these minutes at the Council meeting on 24th June 2019 unless notice to that effect is given to the Democratic Services Manager by five members of the Council by noon on the fifth working day following publication of these minutes.
2. These minutes are subject to confirmation as a correct record at the next meeting of the Appeals and Reviews Committee.