

**APPEALS AND REVIEWS COMMITTEE  
19TH APRIL 2021**

PRESENT: The Chair (Councillor Capleton)  
The Vice Chair (Councillor Howe)  
Councillors S. Bradshaw, K. Harris and Needham

Mrs Baksa and Mr Carter (Item 5)  
Mr Young and Mr McGarry (Item 6)

Locum Solicitor  
Team Leader Natural & Built Environment  
Senior Landscape Officer  
Democratic Services Officer (SW)  
Democratic Services Officer (LS)

APOLOGIES: None

The Chair stated that this virtual meeting was being livestreamed as a public meeting and would be recorded and the 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.

17. MINUTES OF THE PREVIOUS MEETING

The minutes of the meeting of the Committee held on 17th November 2020 were received and noted.

18. QUESTIONS UNDER OTHER COMMITTEE PROCEDURES 12.8

No questions had been submitted.

19. DISCLOSURES OF PECUNIARY AND PERSONAL INTERESTS

No disclosures were made.

20. BOROUGH OF CHARNWOOD (129 ROTHLEY ROAD, MOUNTSORREL) TREE PRESERVATION ORDER 2020

Considered a report of the Head of Strategic Support 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).

Assisting with consideration of the report: the Locum Solicitor.

The Head of Planning and Regeneration's representatives and the objector and her representative 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 (129 Rothley Road, Mountsorrel) Tree Preservation Order 2020 be confirmed with modification to remove trees T2, T3 and T5 from the order.

Reason

Having considered, in accordance with the procedure set out in the Council's Constitution, the objection to the Order, the Committee considers that the reasons put forward for not protecting the trees T2, T3 and T5 outweigh the contribution they make to the amenity of the area and that trees T2, T3 and T5 should not therefore be protected.

21. BOROUGH OF CHARNWOOD (THE BRADGATE, 37 MAIN STREET, NEWTOWN LINFORD) TREE PRESERVATION ORDER 2020

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

Assisting with consideration of the report: the Locum Solicitor.

The Head of Planning and Regeneration's representatives and both 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 (The Bradgate, 37 Main Street, Newtown Linford) Tree Preservation Order 2020 be confirmed without modification.

Reason

Having considered, in accordance with the procedure set out in the Council's Constitution, the objections to the Order, the Committee considered that the reasons put forward for not protecting the trees did not outweigh the contribution they made to the amenity of the area and that the trees should therefore be protected.

Notwithstanding the above, the Committee noted that the protection afforded by the Order did not prevent the future and appropriate management of the trees via an application for works to trees subject to a tree preservation order.

NOTE:

No reference may be made to these minutes at the next available Ordinary Council meeting 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.