

**APPEALS AND REVIEWS COMMITTEE
30TH JANUARY 2023**

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

Mr Coombs, Mr Whitfield (item 5, objectors)

Principal Solicitor - Planning, Property and
Contracts
Team Leader Natural & Built Environment
Senior Ecological Officer
Democratic Services Officer (LS)

APOLOGIES: Councillor J. Bradshaw

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.

5. MINUTES OF THE PREVIOUS MEETING

The minutes of the meeting of the Committee held on 25th July 2022 were received and noted.

6. DISCLOSURES OF PECUNIARY INTERESTS, AND OTHER REGISTRABLE AND NON-REGISTRABLE INTERESTS

No disclosures were made.

7. QUESTIONS UNDER OTHER COMMITTEE PROCEDURES 12.8

No questions had been submitted.

8. BOROUGH OF CHARNWOOD (KINGS LANE SOUTH CROXTON) TREE PRESERVATION ORDER 2022

Considered a report of the Head of Governance and Human Resources 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 Growth on the issues raised by the objections (item 5 on the agenda filed with these minutes).

Assisting with consideration of the report: the Principal Solicitor (Planning, Property and Contracts).

The Head of Planning and Growth's representatives and the objectors attended the meeting to put forward their cases and answer the Committee's questions.

Mr Coombs (objector) circulated additional papers at the meeting in support of his case (copies retained for the record).

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 (Kings Lane South Croxton) Tree Preservation Order 2022 be confirmed, with modification to exclude from woodland W1 the strip of land along the southern boundary and immediately to the north of Queniborough Brook as defined in Appendix 3 to Annex 3 of the report of the Head of Governance and Human Resources (agenda page 46).

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 strip of land referenced in the above resolution lacked a woodland character and amenity value and that the trees therein should not therefore be protected.

However, the Committee considered that the reasons for forward for not protecting the trees in the remainder of woodland W1 did not outweigh the contribution they made to the amenity of the area and that the trees should therefore be protected.

The Committee noted that the protection afforded by a tree preservation order did not prevent the future and appropriate management of woodland via an agreed management plan.

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.