

PLANS COMMITTEE – 7TH MARCH 2019

Report of the Head of Strategic Support

ITEM 7 URGENT DECISION - TREE PRESERVATION ORDER

Purpose of Report

To note an urgent decision taken by the Chief Executive under Section 8.2 of the Council's Constitution to authorise the making of a Tree Preservation Order.

Action Requested

That the urgent decision taken be noted.

Policy Justification and Previous Decisions

The urgent decision was taken under the delegation set out in Section 8.2 of the Council's Constitution, page 8-3, Delegation to the Chief Executive, Strategic Directors and Heads of Service, paragraph 1:

To take such action as is required in the case of an emergency or urgency subject to:

- (i) consultation with the Mayor, the Chair of the relevant committee, or, in the Chair's absence, the Vice-chair;*
- (ii) consultation with the Chief Executive and the relevant Strategic Directors in each case;*
- (iii) a report on the action taken being made to the next meeting of the Council or relevant committee, as appropriate.*

In respect of (i) above, the Chair of the Plans Committee was consulted and agreed that the urgent decision should be taken.

The Constitution sets out that when the urgency provisions are used the matter must be reported to the relevant committee for information.

Urgent Decision

The urgent decision taken was to make the Borough of Charnwood (Land at Gynsill Lane, Anstey) Tree Preservation Order 2019 pursuant to the Town and Country Planning (Tree Preservation) (England) Regulations 2012/605.

Reason: To ensure that the trees, which make a significant contribution to the visual amenity of the area, are properly protected and retained in a satisfactory manner. The immediate protection afforded by a provisional order is considered appropriate as trees on the site have already been felled and a potential threat is posed to those remaining.

A copy of the urgent decision is attached as Appendix A to this report.

Implementation Timetable including Future Decisions

The urgent decision had immediate effect and the Order was served on 8th February 2019, to provisionally protect three trees, a Lime, an Oak and an Ash, on the site. For information, a copy of the Order is attached as Appendix B to this report.

Report Implications

As set out in the decision attached as Appendix A.

Background Papers: None

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Appendices

Appendix A	Urgent Delegated Decision
Appendix B	Borough of Charnwood (Land at Gynsill Lane, Anstey) Tree Preservation Order 2019