

**APPEALS AND REVIEWS COMMITTEE  
25TH NOVEMBER 2019**

PRESENT: The Vice-chair (Councillor Howe)  
Councillors Charles, Gerrard, K. Harris and  
Needham

Mr Sheppard, Mrs Simpkin (objectors, item 6)

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

APOLOGIES: Councillor Capleton

The Vice-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.

13. MINUTES OF THE PREVIOUS MEETING

The minutes of the meeting of the Committee held on 28th October 2019 were received and noted.

14. QUESTIONS UNDER OTHER COMMITTEE PROCEDURES 12.8

No questions had been submitted.

15. DISCLOSURES OF PECUNIARY AND PERSONAL INTERESTS

No disclosures of interest were made.

16. AGENDA VARIANCE

**RESOLVED** that item 6 on the agenda be considered before item 5.

Reason

The objector to the Tree Preservation Order to be considered at item 5 was not present at this point in the meeting. Although it was not known whether he would be attending the meeting, delaying consideration of the item would allow for any late arrival.

17. BOROUGH OF CHARNWOOD (THE GRANGE GARDENS, OFF FOWKE STREET, ROTHLEY) TREE PRESERVATION ORDER 2019

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 filed with these minutes).

Assisting with consideration of the report: Principal Solicitor

Both the Head of Planning and Regeneration's representatives 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 (The Grange Gardens, Off Fowke Street, Rothley) Tree Preservation Order 2019 be confirmed.

#### 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 a management plan for the trees on the site being submitted to the Council, with a view to gaining permission for appropriate management of the trees via an agreed programme of works.

18. BOROUGH OF CHARNWOOD (ADJ. MILLFIELD, 9 CHURCH STREET, ROTHLEY)  
TREE PRESERVATION ORDER 2019

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: Principal Solicitor

The Head of Planning and Regeneration's representatives attended the meeting to put forward their cases and answer the Committee's questions. The objector did not attend.

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 (Adj. Millfield, 9 Church Street, Rothley) Tree Preservation Order 2019 be confirmed.

### Reason

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

### NOTES:

1. No reference may be made to these minutes at the Council meeting on 20th January 2020 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.