

Committee: PLANNING
Date: 13 August 2019

Report: TREE PRESERVATION ORDER NO. 1 (THRESHFIELD) 2019

Purpose of the report

1. This report relates to Tree Preservation Order No. 1 (Threshfield) 2019. Its purpose is to request that Members appoint a panel with delegated authority to consider objections and determine whether or not to confirm the Tree Preservation Order.

Background

2. Under the Authority's Scheme of delegation the Director of Conservation and Community is authorised to make Tree Preservation Orders (TPOs) where there appears to be a threat to important trees and to confirm TPOs where no objections have been received.
3. Under delegated powers a TPO was made on 14th May 2019 in relation to five mature Beech trees located at the front (north) of Nethercroft, Threshfield. The TPO took effect provisionally on the day it was made and will remain in force for six months (until 14th November 2019) or until confirmed (if earlier) .The Authority must decide whether or not to confirm the TPO (with or without modification) before the six month protection period expires.
4. The time allowed for making representations and objections to the TPO expired on 24th June, 2019. Two letters of objection (and one letter of support) have been received. The objections are from the owner of the trees and a neighbour. The objections remain outstanding.
5. This means the Planning Committee must now consider whether or not to confirm the TPO.
6. It is recommended that a small panel of Members of the Planning Committee be convened to consider the objections and that the panel be given delegated authority to decide whether or not to confirm the TPO (with or without modification).
7. On similar occasions in the past the Planning Committee has appointed three Members to form a Panel with delegated power to determine the case. The Authority's Standing Orders require that, for a meeting to be quorate the panel must consist of at least three members and at least one Member must be a local Authority Member and at least one must be a Secretary of State National Member. In order to ensure that the Panel complies with this it is recommended that once the three

members have been appointed, if a Member is unable to attend the Panel meeting, they should appoint a substitute from their Group.

8. The panel meeting will take place at the YDNPA offices at Grassington and will include a visit to the site. Suggested dates for the meeting are 1pm on 30th September, 14th October or 21st October.

RECOMMENDATION

9. That a Panel of three members be appointed with delegated authority to determine whether or not to confirm the TPO (with or without modification), the three members to include at least one local Authority member and at least one Secretary of State National Member and that if a substitute member is needed they should represent the same Group as the member they are replacing.

Nicola Child
Trees and Woodlands Officer

23 July 2019