

# AGENDA

**NOTE: In the case of non-members, this agenda is for information only**

- Committee** - **APPEALS COMMITTEE**
- Date & Time** - WEDNESDAY, 6 MAY, 2009 AT 10.00 AM
- Venue** - NORFOLK ROOM, THE CONFERENCE SUITE, ELIZABETH HOUSE, DEREHAM

**Members of the Committee requiring further information, or with specific questions, are asked to raise these with the appropriate officer at least two working days before the meeting. If the information requested is available, this will be provided, and reported to Committee.**

**Persons attending the meeting are requested to turn off mobile phones**

**Members of the Committee:**

Mr P.S. Francis (Chairman)  
Mrs J. Ball  
Mr R.W. Duffield

Mr M. Fanthorpe  
Mrs L.H. Monument  
Mr I. Sherwood (Vice-Chairman)

Member Services  
Elizabeth House, Walpole Loke,  
Dereham Norfolk, NR19 1EE

Date: Friday, 24 April 2009

**PART A - ITEMS OPEN TO THE PUBLIC**

	<u>Page(s)</u> <u>herewith</u>
<b>1. <u>MINUTES</u></b> To confirm the Minutes of the meeting held on Wednesday, 8 April 2009.	1 - 4
<b>2. <u>APOLOGIES</u></b> To receive apologies for absence.	
<b>3. <u>URGENT BUSINESS</u></b> To note whether the Chairman proposes to accept any item as urgent business, pursuant to Section 100(B)(4)(b) of the Local Government Act, 1972.	
<b>4. <u>DECLARATION OF INTEREST</u></b> Members are asked at this stage to declare any interests that they may have in the following items on the agenda.  The Members' Code of Conduct requires that declarations include the nature of the interest and whether it is personal or prejudicial interest.	
<b>5. <u>NON-MEMBERS WISHING TO ADDRESS THE MEETING</u></b> To note the names of any non-members who wish to address the meeting.	
<b>6. <u>HEARING PROCEDURES</u></b>	5
<b>7. <u>PROCESS OF AN APPEAL AGAINST CONFIRMATION OF TREE PRESERVATION ORDER 2008 - NO. 89 (TOFTWOOD, DEREHAM)</u></b> An objection was made to the confirmation of TPO 2008 No.89 by adjacent householders Messrs Diffey and Rollo of Hillfields, Toftwood, Dereham. The objection was heard before Appeals Committee on 25 <sup>th</sup> February 2009, at which meeting the objectors would normally have been given the opportunity to reiterate their written case in person.  Although an identical objection had previously been heard by Appeals Committee on 17 <sup>th</sup> September 2008 (regarding a TPO which was subsequently not confirmed for technical reasons), the Council failed to notify Messrs Diffey and Rollo of the 25 <sup>th</sup> February 2009 Committee date, so they were unavailable to represent their concerns in person.  This mistake came to light after the Appeals Committee had decided to confirm TPO 2008 No.89 and Messrs Diffey and Rollo received written confirmation of the decision. A letter of apology was immediately sent to Messrs Diffey and Rollo, who requested that an apology should be included in the Minutes of the next meeting of Appeals Committee.  This request is now to be considered.	

	<u>Page(s)</u> <u>herewith</u>
8. <b><u>OBJECTION TO THE MAKING OF TREE PRESERVATION ORDER 2009 - NO. 14 (OLD BUCKENHAM)</u></b> Report of the Deputy Chief Executive.	6 - 15
9. <b><u>NEXT MEETING</u></b> To note that the next scheduled meeting date of the Committee is 17 June 2009.	