

## Minute

### Development and Infrastructure Committee

Wednesday, 19 April 2023, 14:00.

Council Chamber, Council Offices, School Place, Kirkwall.



### Present

Councillors David Dawson, Gillian Skuse, Graham A Bevan, P Lindsay Hall, Kristopher D Leask, W Leslie Manson, Raymond S Peace, James W Stockan, Mellissa-Louise Thomson, Owen Tierney, Duncan A Tullock and Heather N Woodbridge.

### Clerk

- Angela Kingston, Committees Officer.

### In Attendance

- Hayley Green, Corporate Director for Neighbourhood Services and Infrastructure.
- Roddy Mackay, Head of Planning and Community Protection.
- Hazel Flett, Service Manager (Governance).
- Jamie Macvie, Service Manager (Development Management).
- Shonagh Merriman, Service Manager (Corporate Finance).
- Karen Bevilacqua, Solicitor.

### Observing

- Lorraine Stout, Press Officer.

### Declarations of Interest

- No declarations of interest had been intimated.

### Chair

- Councillor David Dawson.

## 1. Tree Preservation Order at Grainbank, Kirkwall

After consideration of a report by the Corporate Director for Neighbourhood Services and Infrastructure, copies of which had been circulated, and after hearing a report from the Head of Planning and Community Protection, the Committee:

Noted:

**1.1.** That a Tree Preservation Order was made under delegated authority and took effect on 8 November 2022, covering an area of woodland at Grainbank, Kirkwall, as detailed in the map attached as Appendix 1 to the report by the Corporate Director for Neighbourhood Services and Infrastructure.

**1.2.** That a Tree Preservation Order took effect on such date as might be specified in the order but expired six months after it was made unless it had, within that period, been confirmed by the Planning Authority.

**1.3.** That, once the initial Tree Preservation Order was made and published, a period of 28 days was allowed for the making of objections and representations to the Planning Authority.

**1.4.** That, following public notice of the Tree Preservation Order in The Orcadian, which provided for representations to be made no later than 16 December 2022, five representations were received, attached as Appendix 2 to the report by the Corporate Director for Neighbourhood Services and Infrastructure.

**1.5.** The matters raised by the representations received and officers' response to the representations, as detailed in section 5 of the report by the Corporate Director for Neighbourhood Services and Infrastructure.

Councillor Kristopher D Leask, seconded by Councillor W Leslie Manson, moved that the Orkney Islands Council Tree Preservation Order (Grainbank, Kirkwall) No.1 2022 be confirmed, in the interests of amenity, as the woodland contributed to the character and attractiveness of the area.

Councillor Duncan A Tullock, seconded by Councillor Owen Tierney, moved an amendment that the Orkney Islands Council Tree Preservation Order (Grainbank, Kirkwall) No.1 2022 should not be confirmed.

The result of a recorded vote was as follows:

For the Amendment:

Councillors P Lindsay Hall, Raymond S Peace, Owen Tierney and Duncan A Tullock (4).

For the Motion:

Councillors Graham A Bevan, David Dawson, Kristopher D Leask, W Leslie Manson, Gillian Skuse, James W Stockan, Mellissa-Louise Thomson and Heather N Woodbridge (8).

The Motion was therefore carried, and the Committee:

Resolved to **recommend to the Council:**

**1.6.** That the Orkney Islands Council Tree Preservation Order (Grainbank, Kirkwall) No.1 2022, attached as Appendix 1 to this Minute, be confirmed, in the interests of amenity, as the woodland contributed to the character and attractiveness of the area.

## **2. Conclusion of Meeting**

At 15:08 the Chair declared the meeting concluded.

Signed: David Dawson.