



Walsall Council

DEVELOPMENT CONTROL COMMITTEE

TUESDAY, 30 JANUARY 2007 AT 6.00 P.M.

In the Council Chamber at the Council House, Walsall

MEMBERSHIP:

Councillor Mike Bird (Chairman)
Councillor Leslie Beeley (Vice-Chairman)
Councillor Dennis Anson
Councillor Mohammed Arif
Councillor Clive Ault
Councillor Arthur Bentley
Councillor Rose Burley
Councillor John Cook
Councillor Brian Douglas-Maul
Councillor Anthony Harris
Councillor Bill Madeley
Councillor Cath Micklewright
Councillor Jon Phillips
Councillor Melvin Pitt
Councillor Rob Robinson
Councillor John Rochelle
Councillor David Turner
Councillor Angela Underhill
Councillor Mohammad Yasin
Councillor Zahid Ali

Quorum:

Seven Members

Extract from Members' Code of Conduct

Personal interests

8. (1) A Member must regard himself/herself as having a personal interest in any matter if the matter relates to an interest in respect of which notification must be given under paragraphs 14 and 15 below, or if a decision upon it might reasonably be regarded as affecting to a greater extent than other council tax payers, ratepayers or inhabitants of the authority's area, the well-being or financial position of himself/herself, a relative or a friend or –

- (a) any employment or business carried on by such persons;
- (b) any person who employs or has appointed such persons, any firm in which they are a partner, or any company of which they are directors;
- (c) any corporate body in which such persons have a beneficial interest in a class of securities exceeding the nominal value of £5,000; or
- (d) any body listed in sub-paragraphs (a) to (e) of paragraph 15 below in which such persons hold a position of general control or management.

(2) In this paragraph:-

- (a) "relative" means a spouse, partner, parent, parent-in-law, son, daughter, step-son, step-daughter, child of a partner, brother, sister, grandparent, grandchild, uncle, aunt, nephew, niece, or the spouse or partner of any of the preceding persons; and
- (b) "partner" in sub-paragraph (2)(a) above means a member of a couple who live together.

Disclosure of personal interests

9. (1) A Member with a personal interest in a matter who attends a meeting of the authority at which the matter is considered must disclose to that meeting the existence and nature of that interest at the commencement of that consideration, or when the interest becomes apparent.

(2) Subject to paragraph 12(1)(b) below, a Member with a personal interest in any matter who has made an executive decision in relation to that matter must ensure that any written statement of that decision records the existence and nature of that interest.

Prejudicial Interests

10. (1) Subject to sub-paragraph (2) below, a Member with a personal interest in a matter also has a prejudicial interest in that matter if the interest is one which a member of the public with knowledge of the relevant facts would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest.

(2) A Member may regard himself/herself as not having a prejudicial interest in a matter if that matter relates to:-

- (a) another relevant authority of which he or she is a member;
- (b) another public authority in which he or she holds a position of general control or management;
- (c) a body to which he or she has been appointed or nominated by the authority as its representative;
- (d) the housing functions of the authority where the member holds a tenancy or lease with a relevant authority, provided that he or she does not have arrears of rent with that relevant authority of more than two months, and provided that those functions do not relate particularly to the Member's tenancy or lease;
- (e) the functions of the authority in respect of school meals, transport and travelling expenses, where the Member is a guardian or parent of a child in full time education, unless it relates particularly to the school which the child attends;
- (f) the functions of the authority in respect of statutory sick pay under Part XI of the Social Security Contributions and Benefits Act 1992, where the Member is in receipt of, or is entitled to the receipt of such pay from a relevant authority; and
- (g) the functions of the authority in respect of an allowance or payment made under Sections 173 to 176 of the Local Government Act 1972 or Section 18 of the Local Government and Housing Act 1989.

Participation in relation to disclosed interests

12. (1) Subject to sub-paragraph (2) below, a Member with a prejudicial interest in any matter must:-

- (a) withdraw from the room or chamber where a meeting is being held whenever it becomes apparent that the matter is being considered at that meeting, unless he or she has obtained a dispensation from the authority's Standards Committee;
- (b) not exercise executive functions in relation to that matter; and
- (c) not seek improperly to influence a decision about that matter.

(2) A Member with a prejudicial interest may, unless that interest is of a financial nature, and unless it is an interest of the type described in paragraph 11 above, participate in a meeting of the authority's:-

- (a) Scrutiny and Performance Panels; and
- (b) Joint or area committees,

to the extent that such Committees are not exercising functions of the authority or its Executive.

A G E N D A

PART I - PUBLIC SESSION

1. Apologies.
2. Minutes – 9 January 2006 – Copy **enclosed**
3. Declarations of Interest.
4. Deputations and Petitions.
5. **Local Government (Access to Information) Act, 1985 (as amended):**
To agree that the public be excluded from the private session during consideration of the agenda items indicated for the reasons shown on the agenda.
6. Application List for Permission to Develop:-
 - (a) Items subject to Public Speaking;
 - (b) Items “Called-In” by Members;
 - (c) Items not subject to “Call-In”- Copy **enclosed**.
7. Making of Tree Preservation Order No. 4 of 2007 – Re: Land at 28 Foley Road East, Sutton Coldfield – Report of Head of Regeneration - Delivery and Development **enclosed. (Page 1)**
8. Making of Tree Preservation Order No. 5 of 2007 – Re: 18 Simmonds Way, Brownhills - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 5)**
9. Confirmation OF Tree Preservation Order No. 9 of 2006 – Re: 180 to 228 Thornhill Road, Streetly - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 9)**

10. Confirmation of Tree Preservation Order No. 35 of 2006 – Re: 130 and 142 Bridle Lane, Streetly - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 15)**
11. Confirmation of Tree Preservation Order No. 36 of 2006 – Re: Woodland west of Forest Close and Hundred Acre Road, Streetly, and to Revoke Tree Preservation Order No. 13 of 1982 - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 21)**
12. Confirmation of Tree Preservation Order No. 40 of 2006 – Re: Land at 8 Victoria Terrace, Walsall - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 27)**
13. Confirmation of Tree Preservation Order No. 42 of 2006 – Re: Land at 27 Moorfields Close, Aldridge – Report of Head of Regeneration – Delivery and Development **enclosed. (Page 31)**
14. Confirmation of Tree Preservation Order No. 43 of 2006 – Re: Land at Boatmans Rest Public House, 20 High Street, Walsall - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 35)**
15. Confirmation of Tree Preservation Order No. 46 of 2006 – Re: Land at 112A Thornhill Road, Streetly - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 39)**
16. Confirmation of Tree Preservation Order No. 47 of 2006 – Re: Land at 14A Albert Clarke Drive, Willenhall - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 43)**
17. Confirmation of Tree Preservation Order No. 48 of 2006 – Re: Land at Foley Road West and Middleton Road, Streetly, Sutton Coldfield, and to Revoke Tree Preservation Orders No. 18 of 1976 and No. 27 of 1979 – Report of Head of Regeneration - Delivery and Development **enclosed. (Page 47)**
18. Confirmation of Tree Preservation Order No. 49 of 2006 – Re: Land at 43 Middleton Road, Streetly - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 53)**

19. Confirmation of Tree Preservation Order No. 50 of 2006 – Re: Land at St. Thomas of Canterbury School, Dartmouth Avenue, Walsall - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 59)**
20. Confirmation of Tree Preservation Order No. 52 of 2006 – Re: Land at Tenacres, Station Road, Rushall - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 63)**
21. Confirmation of Tree Preservation Order No. 53 of 2006 – Re: Land at Whitehall Junior School, West Bromwich Road, Walsall - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 67)**
22. Confirmation of Tree Preservation Order No. 54 of 2006 – Re: Land at 280 Lichfield Road, Willenhall - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 71)**
23. Confirmation of Tree Preservation Order No. 55 of 2006 – Re: Land at 202 Thornhill Road, Sutton Coldfield - Report of Head of Regeneration - Delivery and Development **enclosed. (Page 75)**
24. 1 Brook Meadow Road, Shelfield – Ref: 2005/0763/CMP - Report of Head of Planning and Building Control **enclosed.**
25. Woodland Spinner adjacent number 2 Bella Pais Close, off Beacon Road, Aldridge – Ref: E06/0647 – Report of Head of Planning and Building Control **enclosed.**

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