

WAVERLEY BOROUGH COUNCIL

COUNCIL

20 OCTOBER 2020

Item 7. Questions from Members

(i) From Cllr Jerry Hyman:

“Madam Mayor,

In respect of the conservation of the biodiversity and endangered species of Special Protection Areas, will you please confirm to Members and the public that the approach taken by Natural England and Waverley Borough Council since 2008, i.e. of evading any ‘appropriate assessment’ of proposed mitigation strategies, has been determined by the Courts to be unlawful, and indeed confirm that in considering planning applications and Local Plans where there is a possibility that in-combination effects of residential development within the visitor catchment areas pose a risk to the protected species populations, we are firmly bound by the judgements of the European and domestic courts in the ‘People Over Wind & Sweetman (2018) and ‘Cron dall’ (2019) cases such that in the absence of a risk assessment detailing the extent to which mitigation is effective, to adopt or grant consent to an affected plan or project is unlawful?”

(ii) From Cllr George Wilson:

“Does the council feel that the attempt by SCC to stop councillors discussion of the changes to the fire cover in Surrey is valid as our remit is to protect our residents?”