Wiltshire Council

The Town and Country Planning Act 1990

Notice of Permission to Carry Out TPO Tree Work

Application Reference Number: PL/2023/09053

Decision Date: 16 December 2023

Applicant:	gough Hunterscombe, Bradford on avon, Wiltshire, BA15 2HF
Particulars of Development:	Copper Beech (T1) - Approx 20 metres tall. Crown reduction by 2.5 metres. Due to subsidence of the house many years ago, the insurance company have requested the tree to be reduced every 5 to 7 years to maintain root growth. This has been carried out a number of occasions previously. Walnut (T2) - Approx 10 metres tall. Crown reduction by 1.5 metres. Due to subsidence of the house many years ago, the insurance company have requested the tree to be reduced every 10 years to maintain root growth. This has been carried out a number of occasions previously. Walnut (T3) - Approx 9 metres tall. Crown reduction by 1 metre. Due to subsidence of the house many years ago, the insurance company have requested the tree to be reduced every 10 years to maintain root growth. This has been carried out a number of occasions previously. Hawthorn (T4) - Dead/fell Ash (T5) - Dead/fell
At:	HUNTERSCOMBE, 264, TURLEIGH, BRADFORD ON AVON, BA15 2HF

In pursuance of its powers under the above Act, the Council hereby GRANTS CONSENT for the tree works referred to in the above particulars of development to be carried out in accordance with the application and plans submitted, subject to compliance with the condition(s) specified hereunder:-

Conditions: (3)

1 The work hereby granted consent shall be carried out and completed within 2 years.

REASON: To enable the local planning authority to reassess the acceptability of the work in light of changed circumstances if it has not been completed within this period.

2 The crown reduction works hereby granted consent on T1 - T3 shall be undertaken on the whole canopy and limited to the removal of not more than the measurements given in the description of the existing crown. Where surgery is undertaken branches shall be reduced back to suitable growth points leaving a flowering branch line with no stub and where possible retaining the natural shape of the of the tree.

REASON: In the interest of maintaining healthy trees and the visual amenity and character of the local area.

3 The species, size and location of the 2 trees authorised by this consent should be agreed in writing with the Local Planning Authority

The new tree(s) shall be established by the end of the 2024-25 planting season. All plant material should comply with the minimum British Standard requirement for tree planting, these being BS3936 (Part 1 & 4), BS4428:1989 Section 7, and BS4043.

The replacement tree(s) shall be sited at or as close to the position of the felled tree(s) as reasonably practicable.

The replacement tree shall be properly maintained for a period of 10 years. If the tree/s is/are removed or become damaged or diseased within this period they shall be replaced in the next planting season with the same species. If a variation in species is required due to disease, agreement must be sought in writing from the Local Planning Authority before the replacement is planted.

REASON: To ensure that trees are replaced for the benefit of visual amenity and character which at present exists on site.

Parvis Khansari - Corporate Director, Place

INFORMATIVES TO APPLICANT:

1. The applicant should note that under the terms of the Wildlife and Countryside Act (1981) (as amended) and the Conservation of Habitats and Species Regulations (2010) it is an offence to disturb or harm any protected species, or to damage or disturb their habitat or resting place. Please note that this consent does not override the statutory protection afforded to any such species. In the event that your proposals could potentially affect a protected species you should seek the advice of a suitably qualified and experienced ecologist and consider the need for a licence from Natural England prior to commencing works. Please see Natural England's website for further information on protected species.
2. The applicant should note that this consent does not affect any private property rights and therefore does not authorise the carrying out of any work on land, or entering land outside his/her control. If such works are required it will be necessary for the applicant to obtain the landowners consent before work starts.
3. There is a legal duty of care incumbent on the customer and contractor that all commercial waste generated as a result of the works hereby authorised is safely contained, transported and disposed of lawfully in line with the Environmental Protection Act 1990 and Environmental Permitting Regulations 2016 (as well as any other related legislation). Failing to do so can lead to individuals or organisations being prosecuted for unlawful waste management.

NOTES

1. **Right of appeal against Tree Works conditions**

If you are aggrieved by the decision of the local planning authority to impose any conditions on this decision notice you may appeal to the Secretary of State for Communities and Local Government in accordance with Regulation 19 of the Town and Country Planning (Tree Preservation) (England) Regulations 2012 within 28 days of the date of this decision. Details of the appeals procedure and forms can be found at the Planning Portal –

http://www.planningportal.gov.uk/planning/appeals/otherappealscasework/treepreservation

A copy of the appeal documents should be sent to Wiltshire Council –

planningappeals@wiltshire.gov.uk