

Decision Notice

LICENSING & APPEALS SUB-COMMITTEE

Site visit made on 30 May 2024

Councillors Susan Hobson, Joanne Linthwaite and Steve Wain

Decision date 30 May 2024

Appeal	TREE PRESERVATION ORDER No. 204	TREES AT BOW WOD END, LEA ROAD, LEA WOOD, nr CROMFORD
---------------	--	--

- This hearing by the Licensing and Appeals Sub Committee was, in accordance with the Council's constitution, to consider and determine objections made against Tree Preservation order No 204 ('the Order').
- The hearing was to determine whether the Order should be confirmed, with or without modification or whether the Order should not be confirmed.
- The Order was made on 10 January 2024 to ensure the trees forming the group are retained in the long term because they are considered by the Council to provide significant amenity to the local area.
- The Order included a group of trees referenced as G1 within the order.
- Within the order was a notification that any objections to the order was to be received in writing no later than 19 February 2024.
- Any objection was to comply with Regulation 6 of the Town and Country Planning Act (Tree Preservation (England) Regulation 2012. A copy of Regulation 6 was appended to the Order.
- One letter of objection were received within the consultation period detailing their reasons for objection.
- The Sub Committee was presented with the evidence as follows.

- Written report from the Council with 4 Appendices
 - Tree Preservation Order Notice and associated plan for the Order.
 - Completed TEMPO form.
 - Objection from Peter McMichael dated 29 January 2024.
 - Further objection from Peter McMichael dated 12 February 2024.
 - Additional information from Peter McMichael dated 23 May 2024.
 - Oral Statement from Council Officer Dr Chris Payne (Trees & Landscape Officer).
-

Decision

1. The Sub-Committee considered that the Order was unjustified for all the trees in the designated area.
 2. In the Sub Committee considered that it was expedient in the interests of amenity to make an order in respect of the ash tree identified in tree works notification T/34/00248/TCA as the proposed work to the ash is excessive, taking account of its current condition.
 3. Tree Preservation Order number 204, 2024 is to be confirmed with the modification that it is to apply only to the ash tree identified in tree works notification T/34/00248/TCA and that the Order shall not include all other trees within the group referenced as G1 within the order.
-