

Application for tree works: works to trees subject to a tree preservation order (TPO) and/or notification of proposed works to trees in a conservation area.

Town and Country Planning Act 1990

**Publication of applications on planning authority websites.**

Please note that the information provided on this application form and in supporting documents may be published on the Authority's website. If you require any further clarification, please contact the Authority's planning department.

## 1. Trees Location

Number	<input type="text"/>
Suffix	<input type="text"/>
Property name	<input type="text" value="Penmill"/>
Address line 1	<input type="text" value="Road From Penwartha Road To The B3284&lt;br/&gt;Junction West Of Penwartha"/>
Address line 2	<input type="text"/>
Address line 3	<input type="text"/>
Town/city	<input type="text" value="Penwartha Coombe"/>
Postcode	<input type="text" value="TR6 0AY"/>

If the location is unclear or there is not a full postal address, describe as clearly as possible where it is (for example, 'Land to rear of 12 to 18 High Street' or 'Woodland adjoining Elm Road')

Easting (x)	<input type="text" value="176080"/>
Northing (y)	<input type="text" value="52719"/>

Description

## 2. Applicant Details

Title	<input type="text" value="Mr"/>
First name	<input type="text" value="Michael"/>
Surname	<input type="text" value="Crossthaite"/>
Company name	<input type="text"/>
Address line 1	<input type="text" value="Penmill"/>
Address line 2	<input type="text" value="Road From Penwartha Road To The B32"/>
Address line 3	<input type="text"/>

## 2. Applicant Details

Town/city	<input type="text" value="Penwartha Coombe"/>
Country	<input type="text" value="Cornwall"/>
Postcode	<input type="text" value="TR6 0AY"/>

Are you an agent acting on behalf of the applicant?  Yes  No

Primary number	<input type="text"/>
Secondary number	<input type="text"/>
Fax number	<input type="text"/>
Email address	<input type="text"/>

## 3. Agent Details

No Agent details were submitted for this application

## 4. What Are You Applying For?

Based on the type of work proposed and the location and protected status of the trees involved, there are various details and supporting information that will need to be supplied in order for the Local Planning Authority to determine the application.

Are you seeking consent for works to tree(s) subject to a Tree Preservation Order?  Yes  No

Do you know the Tree Preservation Order reference number(s)  Yes  No

### For works to trees covered by a TPO

Please indicate whether the reasons for carrying out the proposed works include any of the following. If so, your application MUST be accompanied by the necessary evidence to support your proposals (see guidance notes for further details).

1. Condition of the tree(s) - e.g. it is diseased or you have fears that it might break or fall  Yes  No

If Yes, you are required to provide written arboricultural advice or other diagnostic information from an appropriate expert.

2. Alleged damage to property - e.g. subsidence or damage to drains or drives.  Yes  No

Are you wishing to carry out works to tree(s) in a conservation area?  Yes  No

### Documents and plans (for any tree)

A sketch plan clearly showing the position of trees listed in the question 'Identification of Tree(s) and Description of Works' MUST be provided when applying for works to trees covered by a Tree Preservation Order. A sketch plan is also advised when notifying the LPA of works to trees in a conservation area (see guidance notes).

It would also be helpful if you provided details of any advice given on site by an LPA officer.

Are you providing additional information in support of your application (e.g. an additional schedule of work for question 'Identification of Tree(s) and Description of Works')?  Yes  No

## 5. Identification of Tree(s) and Description of Works

Please identify the tree(s) and provide a full and clear specification of the works you want to carry out.

You might find it useful to contact an arborist (tree surgeon) for help with defining appropriate work.

Where trees are protected by a Tree Preservation Order, please number them as shown in the First Schedule to the Tree Preservation Order where this is available. You should use the same numbering on your sketch plan (see help for sketch plan requirements).

Please provide the following information:

- Tree species
- The number used on the sketch plan); and
- A description of the proposed works.

Where trees are protected by a Tree Preservation Order you must also provide:

- Reasons for the work; and where trees are being felled
- Proposals for planting replacement trees (including quantity, species, position and size) or reasons for not wanting to replant.

e.g. Oak (T3) - fell because of excessive shading and low amenity value. Replant with one standard ash in same position.

## 5. Identification of Tree(s) and Description of Works

I own a woodland of mixed broadleaf trees which is dominated by English Ash. Unfortunately they are at various stages of infection with Ash Dieback and the amounts of crown death varies between approx. 10%-80%.

As you know the Tree Council's Ash Dieback Toolkit recommends that trees with a dieback score of 25% or more are no longer safe to be climbed as they are brittle and are scored by this Toolkit as being Health Classes 2-4 and Vitality Class 1-3. Unfortunately many of these trees are within falling distance of the public highway and so a reasonable risk assessment indicates that they should be removed so that harm is not caused.

<https://treecouncil.org.uk/wp-content/uploads/2019/12/Suffolk-Canopy-Description.pdf>

At this time I intend to remove the ash trees indicated on plan 1 as well as a mature cherry tree (indicated on the plan) which has become hollow and is dying back - all these trees either overhang the highway or buildings.

In future it may be necessary to remove all Ash trees within my woodland with a Tree Council Ash Dieback score of 1-3 as, according to the Toolkit, they may very soon be too brittle to safely climb and most cannot be accessed with Machinery due to the location and accessibility of the site. Obviously I only wish to remove the Ash trees that could possibly endanger life because of their proximity to the highway or those that overhang buildings as I wish to preserve the rest of the woodland.

It with total regret that I am having to remove these trees because of their condition however if consent is not granted and harm is caused I will be passing this application and any refusal decision to my insurance company as I will have fulfilled my obligations under the Occupiers Liability Act 1957 + 1984 and the liability will become that of Cornwall Council if a failure occurs as predicted in this Application.

## 6. Tree Ownership

Is the applicant the owner of the tree(s)?

Yes  No

## 7. Authority Employee/Member

With respect to the Authority, is the applicant and/or agent one of the following:

- (a) a member of staff
- (b) an elected member
- (c) related to a member of staff
- (d) related to an elected member

It is an important principle of decision-making that the process is open and transparent.

Yes  No

For the purposes of this question, "related to" means related, by birth or otherwise, closely enough that a fair-minded and informed observer, having considered the facts, would conclude that there was bias on the part of the decision-maker in the Local Planning Authority.

Do any of the above statements apply?

If yes, please provide details of their name, role, and how they are related:

## 8. Trees - Declaration

I/we hereby apply for planning permission/consent as described in this form and the accompanying plans/drawings and additional information. I/we confirm that, to the best of my/our knowledge, any facts stated are true and accurate and any opinions given are the genuine opinions of the person(s) giving them.

Date (cannot be pre-  
application)