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Applicant

Mr Kieran Campbell

DECISION NOTICE

TOWN AND COUNTRY PLANNING ACT 1990 TOWN AND COUNTRY PLANNING (TREE PRESERVATION)(ENGLAND) REGULATIONS 2012

CONSENT TO UNDERTAKE WORK TO TREE(S) PROTECTED BY A TREE PRESERVATION ORDER

Reference : 2023/3387
Application Type : TPO - Dead / Dangerous Tree Notification
Applicant : Mr Kieran Campbell
Location : 5 Whitegates Close Hethersett Norfolk NR9 3JG
Proposal : Removal of dead scotts pine tree (Under an exception of the TPO restrictions for dead trees)
Date of Decision : 7 November 2023

The Council has considered your proposal and has agreed that the works may proceed under an exception of the Town and Country Planning (Tree Preservation Regulations) (England) 2012.

As the tree(s) is protected by a Tree Preservation Order, Under section 206 of the regulations there is a duty, once the tree is removed, for the owner of the land to plant another tree of an appropriate size and species at the same place as soon as reasonably practical.

Prior to the removal of the tree, please confirm the size and species of the replacement tree together with the timetable for replanting.

Under the Wildlife and Countryside Act 1981, The Habitat Regulations 1994, The Countryside and Rights of Way Act (Natural Habitats) (Amendment) Regulations 2007 it is an offence to :

- Intentionally take, damage or destroy the nest of any wild bird whilst it is in use or being built;
- Intentionally or recklessly disturb any wild bird while it is nest building, or at a nest containing eggs or young, disturb the dependent young of such a bird;

- Intentionally or recklessly disturb a bat in its roost or deliberately disturb a group of bats;
- Damage or destroy a bat roosting place (even if bats are not occupying the roost at the time).

In the light of this legal protection, it is recommended that any works to trees where birds and/or bats are known to, or are likely to, nest/roost, is avoided during the bird nesting season (usually March to August) and/or the advice of a bat specialist is obtained.



Assistant Director - Planning

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