

**BRACKNELL FOREST BOROUGH COUNCIL**

**DELEGATED REPORT**

**APPLICATION NO: 24/00028/TR5**  
**OFFICER: Phil Gritten**

DESCRIPTION: CONS AREA - Application to fell 1 tree  
LOCATION: Apple Tree Cottage Winkfield Row Bracknell

|         |            |            |        |            |
|---------|------------|------------|--------|------------|
| Week No | Registered | 20.02.2024 | Expiry | 25.02.2024 |
|---------|------------|------------|--------|------------|

|   |                 |
|---|-----------------|
| SITE VISIT NOTES (separate sheet attached? Y / N) | DATE UNDERTAKEN |
|---|-----------------|

See case officer summary

**CONSULTATIONS & REPRESENTATIONS RECEIVED**

| Consultee(s) | Reply Date | Consultee Comments |
|--------------|------------|--------------------|
|              |            | Comments awaited.  |

**POLICIES:**

**CASE OFFICER'S SUMMARY:**

5 Day Notice 24/00028/TR5

**Situation:**

Further to receipt of a notification that T14 Oak of Tree Preservation Order (TPO) 1372 collapsed on 13th January 2024, the Tree Service has made a site visit and confirms that T14 has suffered catastrophic failure resulting in its destruction.

**Conclusion**

In accordance with section 206 of the Town & Country Planning Act 1990, the landowner/ notifier has a statutory duty to plant a replacement tree. The replanting obligation, unless otherwise agreed by in writing by this planning authority, must be fulfilled no later than the 31st of October 2024, and supports continuity of the protected landscape.

**Replanting specification & conditions**

The replacement tree must comply with the following minimum planting specification:

- English Oak 'Quercus robur'
- planted within 2/3m of T14's original location
- be 'container grown'
- be 'Standard' form; minimum stem circumference of 8-10cm and a minimum height of 2.5m
- BS 3936-1:1992 Nursery stock - part 1
- BS 4428:1989 Code of practice for general landscaping operations
- BS 8545:2014 Trees: from nursery to independence in the landscape - Recommendations

As standard advice the council recommends an area of organic mulch is maintained around the base of the replacement, covering at least 1.5m in diameter, no deeper than 75-100mm deep and are watered appropriately throughout its establishment period of no less than 3years.

Should the replacement tree die, become badly diseased or damaged to the extent that its survival is compromised or is likely to prevent it from maturing into healthy, well-formed specimen, a further tree of the same minimum specification will be required to be planted in the same location following identification of any such issue, unless directed otherwise in writing by the Council. In such instance, it is the tree owner's duty to inform the Council when discovered.

Please note, under section 206(4) of the Town and Country planning Act 1990, the replacement tree is automatically protected under the same individual designation. Therefore, written consent is required from the Council to either remove, undertake any other work to it (however minor), or carry out any work near the tree that may adversely affect its condition (including the rooting environment).

The landowner is required to provide written confirmation and a picture of the replacement tree once planted, to allow Council records to be updated, and provide the Council opportunity to inspect the tree.

CASE OFFICER'S CONCLUSION:

Notification accepted and replanting obligation included.

RECOMMENDATION:

[For approvals state s106 requirements, conditions, informatives and summary. For refusals state reasons.]

Date of Recommendation: 20.02.2024

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Informative(s)

01. Please note, a land charge has been placed on the subject property in respect of the statutory replanting obligation. To enable the charge to be removed, the landowner/ notifier will be required to

provide confirmation that the replanting specifications have been observed and enacted. (To minimise any potential inconvenience, the Tree Service strongly encourages landowners to provide a series of clear photos, as the easiest way of concluding this process within the TPO legislation.

Current arboricultural standards recognises the application of wood-chip mulch, around the base of trees, as a simple cost effective way of improving and maintaining tree health. Some of the primary benefits to tree condition arises from decreased soil moisture evaporation, enriched soil nutrients and decreased soil compaction. Clean (pathogen free) mulch, applied and maintained to depths of between 75-100mm improves vigour and vitality: <https://www.trees.org.uk/Help-and-Advice>

|  |                  |  |          |                             |          |
|--|------------------|--|----------|-----------------------------|----------|
| <b>Note:</b><br>Under the BFBC's scheme of delegation this application has been considered in accordance with the Human Rights Act 1998. |                  |  |          |                             |          |
| Decision Notice to?  | Parish Council   | Compliance   | LAO      | Other                       | Specify  |
| Notes for WP Administrator:-   |                  |  |          | Date Legal Agreement Signed |          |
| PI App Monitoring Check List   | Yes / No         | Temporary Register                                   | Yes / No | Telecom Register            | Yes / No |
| CHECKED – Case Officer   | DATE<br>20/02/24 | Team Leader/Section Head<br><i>J. Fulford-Suban.</i> |          | DECISION DATE<br>20/02/24   |          |