



## TENDRING DISTRICT COUNCIL Planning Services

Council Offices, Thorpe Road, Weeley, Clacton-on-Sea, Essex CO16 9AJ

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

**To:** Mr Kyle Hutchins - ATS Arbor Tree Services  
78 Oakley Road  
Dovercourt  
Harwich  
Essex  
CO12 4QU

**Tree Preservation Order No. 11/00037/TPO  
96 Rectory Road, Little Oakley, Harwich**

#### **REFUSAL TO CUT DOWN, ETC**

**In pursuance of its powers under the above mentioned Act and Regulations and the Tree Preservation Order made by the TENDRING DISTRICT COUNCIL (hereinafter called “the Council”) as Local Planning Authority and confirmed by the Council on the 30th August 2011 the Council have considered the application submitted to the Council on the 30th November 2020 to**

1 No. Ash - Remove due to significant signs of Ash die back, 1 No. Oak - Reduce by 1.5m, 1 No.Oak - Reduce by 1.5m throughout.

**AND DO HEREBY GIVE NOTICE of their decision to REFUSE consent.**

1 No. Ash - Remove due to significant signs of Ash die back.

**The reasons for the Council’s decision to refuse consent are:-**

**01 The ash is a mature healthy specimen that makes a positive contribution to the amenities of the locality.**

**02 The evidence submitted in support of the application to fell the tree is not sufficient to justify its complete removal.**

**AND DO HEREBY GIVE NOTICE of their decision to GRANT consent for the following works subject to compliance with the following conditions:**

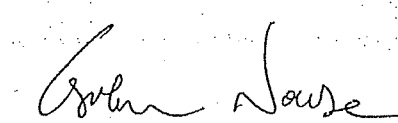
1 No. Oak - Reduce by 1.5m, 1 No.Oak - Reduce by 1.5m throughout.

**01 The work should be undertaken before the expiration of 2 years from the date of this permission.**

**02 All work authorised by this consent shall be undertaken in a manner consistent with British Standard 3998 (2010) :-Tree Work - Recommendations or with any similar replacement standard.**

**DATED:** 4th January 2021

**SIGNED:**

A handwritten signature in black ink, appearing to read 'Graham Nourse', is written over a faint dotted rectangular box.

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Graham Nourse  
Assistant Director  
Planning Service

**The attached notes explain the right of appeal against the decision.**

## NOTES

1. Where an application is made for consent to carry out work to trees subject to a Tree Preservation Order and that consent is refused or granted subject to conditions, the applicant may, if aggrieved, appeal against that decision. The appeal should be made on the relevant TPO (consents) appeal form obtained from the Planning Inspectorate and must be received by the Planning Inspectorate within 28 days from the date of receipt of the decision notice. The form can be found on their website [http://www.planningportal.gov.uk/uploads/pins/tpo\\_appeal\\_form.pdf](http://www.planningportal.gov.uk/uploads/pins/tpo_appeal_form.pdf)
2. Forms can also be obtained by writing to The Environment and Transport Team, Trees and Hedges, Room 3/A, Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or by telephoning 0303 444 5000
3. The completed appeal form should be sent to The Environment and Transport Team, Trees and Hedges, Room 3/A, Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or e-mail it to [environment.appeals@planninginspectorate.gov.uk](mailto:environment.appeals@planninginspectorate.gov.uk)
4. When an appeal is brought under this provision the Planning Inspectorate may allow or dismiss the appeal or may reverse or vary any part of the decision of the Authority and may deal with the application as if it had been made to him in the first instance.
5. Before determining such an appeal, the Planning Inspectorate shall, if either the appellant or the authority so desire, afford each an opportunity of appearing before and being heard by, a person appointed by the Planning Inspectorate for the purpose. The decision of the Planning Inspectorate on any such appeal shall be final.