

Mr Vallis
Silva Woodland Management
20 Weald View Road
Tonbridge
Kent
TN9 2NG

For: Mr MacDonald
Complete Land Management

THE TOWN AND COUNTRY PLANNING ACT 1990
THE TOWN AND COUNTRY PLANNING (TREE PRESERVATION ORDER) REGULATIONS
2012
Grant of Consent

Application Number: APP/20/00129

Site Address: Corner of Purbrook Way (adj B&Q) and along Hulbert Road, Havant.

Proposed Tree Works: Fell group of 8No Ash (marked G668), small group of Willow (marked G669), 2No Ash and 1No Willow (marked G670); 1 No. Ash (marked 671); all within W1 of TPO 1164.

Fell group of roadside Ash coppice (marked G674); within A1 of TPO 0955.

Fell group of roadside Ash (marked G676), 2No Silver Birch (marked G677), 1No Silver Birch (marked 684); reduce secondary leader of 1No Oak back to boundary (marked 683); within W1 of TPO 1234. All work as described in the tree survey schedule submitted with the application.

Further to your application received on 13 February 2020, which was valid from 26 February 2020 Havant Borough Council, as Local Planning Authority, **Grants Consent** for the above works.

This consent is subject to compliance with:

- (i) The plans and other documents submitted with regards to your application, and
- (ii) The following conditions:

Conditions:

- 1 The tree works for which consent is hereby granted shall not be carried out otherwise than in full accordance with all relevant content of BS 3998 (2010).

Reason: In the interests of tree health and safety.

- 2 The tree works for which consent is hereby granted shall be carried out and completed no later than 1 year from the date of this decision.

Reason: To control the timing of the works.

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3 In the first planting season following the date of felling;

A species mix of native broadleaves should be planted to create a woodland edge mixture, high % Hawthorn, Hazel, Field Maple, with low % Holly, Rowan and Wild Service tree, all 40/60cm transplants protected by 0.75cm treeshelter planted at 1100 stems /ha.

25% Hawthorn
25% Hazel
25% Field maple
10% Rowan
10% Wild service tree
5% Holly

or such other size, species, location or period of time as may be agreed in writing with the Council.

If within a period of three years any tree planted as a replacement is cut down, felled, uprooted, removed, or die, or becomes in the opinion of the Council seriously damaged or defective:

- a) the Council shall be notified as soon as is reasonably practicable; and
- b) another tree of the same species and size shall be planted in the same location at a time agreed in writing with the Council unless the Council agrees to dispense with or vary the requirement.

Reason: To conserve and safeguard the visual amenities of the locality.

Other Important Information:

- (1) This notice only relates to the decision of Havant Borough Council as Local Planning Authority under the Town and Country Planning (Trees) Regulations. It does not relate to any other application that may be required under the Building Regulations or under any other Act, Regulation, Byelaw or Order where the Council's approval may be needed. For further guidance as to the need for consent under the Building Regulations please phone 023 9244 6571.
- (2) Your attention is drawn to the attached information regarding firstly your right to appeal to the Planning Inspectorate, if you are aggrieved by the Council's decision, and secondly the rights of an owner to, in certain circumstances serve a purchase notice on the Council. See www.planningportal.gov.uk/pes
- (3) Any failure to adhere to the details of the approved plans, and other documents or to comply with any conditions listed above may lead to action being taken by the Council under the Town and Country Planning (Trees) Regulations 1999. If you wish to depart from the approved details or conditions in any way you should contact the Planning and Development service at the Civic Offices or by telephoning 023 9244 6015.

- (4) You must consider the timing and type of tree work operations to avoid causing disturbance to any nesting or breeding birds or bat roosts that may be present within trees in accordance with the Wildlife and Countryside Act 1981 (as amended) and the Conservation of Habitats and Species Regulations 2010. Before any felling of trees, tree surgery, or ground clearance commences, a thorough external inspection of the tree should be undertaken. If any protected species are identified during the inspection, you should refer to Natural England's Protected Species Standing and seek the advice of a qualified ecologist in how to proceed. Details are available via the main enquiry line 0300 060 3900 or at:

<http://www.naturalengland.org.uk/ourwork/planningdevelopment/spatialplanning/standingadvice/advice.aspx>

Disturbance to nesting birds during the months between April and September should be avoided.

The following factors increase the probability of trees being used by roosting bats:

Located in ancient woodland or parkland

Large trees with complex growth form

Species that typically form cavities, such as beech, willow or ash

Visible damage caused by rot, wind, woodpeckers, lightning strike etc.

Loose bark providing cavities

If nesting birds or bat roosts have been disturbed (and therefore a breach of the above-mentioned legislation has taken place), you should report the matter to the Police immediately, as a wildlife crime may have been committed.

- (5) In accordance with paragraphs 38-50 of the NPPF Havant Borough Council (HBC) takes a positive and proactive approach and works with applicants/agents on development proposals in a manner focused on solutions by:

- Offering a pre-application advice service, and
- Updating you of any issues that may arise in the processing of your application and where possible suggesting solutions, and,

In this instance:

- You were updated about issues after the initial site visit,

Tim Pointer

Tim Pointer
Enforcement Manager

17 April 2020