



Havant
BOROUGH COUNCIL

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To:
Mr M Russell
M Russell Tree Specialists
64 Sea Front Estate
Hayling Island
PO11 9JL

For: Mrs E Hind

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

Application Number: APP/17/01254

Site Address: 24 Cumberland Avenue, Emsworth, PO10 7UH

Proposed Tree Works: Fell 1No.Oak tree subject to TPO 0088 within A4.

Further to your application received on 22 November 2017 Havant Borough Council, as Local Planning Authority, **Refuses Consent** for the above works.

The reason for the Council's decision to refuse consent is:

- 1 The Oak tree is a significant specimen in the local landscape and its removal would result in a loss of public amenity. No diagnostic information has been supplied with the application to demonstrate that the tree is structurally compromised or diseased. It was noted that there is dead wood in the canopy which can be removed at any time and it is considered that targeted pruning of some of the branches would be more appropriate in order to maintain this tree in its location. A fresh application would need to be submitted for this work.

In coming to its decision the Council considered the plans and other documents submitted with regards to your application.

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 Town and Country Planning Acts, 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 6015.
- (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

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(3) In accordance with paragraphs 186 and 187 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:

- Your application was acceptable as submitted and no further assistance was required.

(4) The trees subject of this application have not been inspected for health and safety. They have purely been assessed with regards to the impact that the proposed works may have on the amenity value/street scene of the area.

Natalie Meagher

Natalie Meagher
Head of Neighbourhood Support

17 January 2018