
Site Address:	39 Shipwrights Close, Emsworth, PO10 7FE		
Proposal:	Fell 1No Oak (T1). Tree subject to TPO 1925.		
Application Type:	Works to TPO Tree		
Application No:	APP/22/00892	Expiry Date:	08/11/2022
Applicant:	Trinity Estate		
	Trinity Estate		
Agent:	Mr Spratt	Case Officer:	Tom Gregory
	Skyfell Tree Specialists		
Ward:	Emsworth		

Recommendation: **GRANT TPO CONSENT**

1 Site Description

39 Shipwrights Close, Emsworth, PO10 7FE

2 Planning History

GEN/22/00483 - Roof changed from hipped to gable; rear dormer extension; single storey extension., ,28/06/2022 11:56:43

GEN/22/00823 - Discharge of conditions 5 and 6 relating to APP/14/00547., INV,
GEN/22/00845 - Dangerous Oak Tree - query if Trinity Estates has arranged a DD exemption, ,

3 Proposal

Fell 1No Oak (T1). Tree subject to TPO 1925.

4 Policy Considerations

National Planning Policy Framework

Havant Borough Local Plan (Core Strategy) March 2011

DM8 (Conservation, Protection and Enhancement of Existing Natural Features)

Havant Borough Local Plan (Allocations) July 2014

Listed Building Grade: Not applicable.

Conservation Area: Not applicable.

5 Statutory and Non Statutory Consultations

Councillor Julie Thain-Smith

Councillor Lulu Bowerman

Councillor R Kennett

6 Community Involvement

This application was publicised in accordance with the Council's Code of Practice for Publicity of Planning Applications approved at minute 207/6/92 (as amended), as a result of which the following publicity was undertaken:

Number of neighbour notification letters sent: 5

Number of site notices: 1

Statutory advertisement: Not applicable.

Number of representations received: 4

Comment	Officer Comment
I am very saddened to see the state of this large, mature Oak. It possibly suffered disturbance during the development & building of the Haven housing estate. The dry summer we have just experienced will not have helped. I would suggest, please, that if it is felled, it is replaced by another Oak of substantial size.	Noted
Sadly this oak tree has died - I have photos of it since I moved in in October 2019 and it's condition has deteriorated over the course of last two years. There has been minimal leaf output this summer and certainly when you compare it to the other two oak trees of similar age in close proximity along the edge of Westbrook view there is a marked difference in condition.	Noted

I consider myself to be an environmentalist and appreciate the value that dead trees bring in terms of conservation and supporting other species - However I have grave concerns that this tree will come down during winter storms and high winds and cause considerable damage to both my and my neighbours property due to its close proximity - Which could be entirely preventable by felling. I fully support the planting of further mature trees in the area which would go on to support the local wildlife whose presence I hold dear. If the tree was further away from my property I would have no issue in it being left. It is simply the risk to my home that means it must be safely removed before bad weather is upon us.	
This old oak looks dead currently. It is one in a long line of oaks that have considerable age but it appears to have been compromised by the digging of ditches related to flood mitigation while the site was under development of the new houses in Saxon Corner. This appears to have hastened it's end though the hot summer of 2022 may also have contributed to the damage it has suffered. Sadly the TPO has not protected it. It might be worth waiting till the spring to see if it will regenerate after winter. If not, then it should be replaced by a mature tree of similar worth, and not like the two rather feeble hawthorns which have been planted on this piece of land.	Noted
This seems to be a sad case of a mature tree being damaged by work in connection with the recent housing development in its location. It is very important that if it is definitely not going to survive it is replaced by a suitable mature tree properly protected and maintained.	Noted

7 Planning Considerations

7.1 Having regard to the relevant policies of the development plan it is considered that the main issues arising from this application are:

- Whether the degree of pruning works requested would undermine the amenity value of these trees and whether this could also be harmful to their ongoing health and vitality.

7.2 My inspection related specifically to assessing the proposed works rather than generally inspecting the tree's health and condition in any great detail. I visually inspected the tree from ground level and the following report deals with the relevant issues that have been raised on site, in the application form and from my site observations.

7.3 The tree in question made a positive contribution to local amenity when alive. The loss of this tree will have a negative impact on local amenity. However, the tree is dead.

8 Conclusion

Permit

9 **RECOMMENDATION:**

That the Head of Neighbourhood Support be authorised to **GRANT TPO CONSENT** for application APP/22/00892 subject to the following 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 In the first planting season following the date of felling; 1 replacement tree is planted. The tree should be a minimum 1.5 metres tall at the time of planting and should comply with BS3936:Part 1:1992. It should be planted at or near the site of the existing tree. It should also be selected from the following species:

1. Oak

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.

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

Reason: To control the timing of the works.