



# BARNLSLEY

Metropolitan Borough Council

## TPO REFUSAL

TOWN AND COUNTRY PLANNING ACT 1990

TOWN AND COUNTRY PLANNING (TREE  
PRESERVATION ORDER) REGULATIONS  
1999

APPLICATION NO. 2014/1450

To Mr James William Gough  
1 Strafford Walk  
Dodworth  
Barnsley  
S75 3RB

In pursuance of its powers under the above-mentioned Act and Regulations the Barnsley Metropolitan Borough Council as the Local Planning Authority hereby refuses consent for the proposals the subject of the plan(s) and application registered by the Council on the 14 November 2014 and therein described as:- Reduction of lateral branches by up to 20% of Sycamore tree 1 within TPO: 8/1974

The reasons for the Council's decision to refuse consent for the proposal are:-

- 1 In the opinion of the Local Planning Authority, the proposed reduction of lateral branches by up to 20% of the Sycamore tree which is subject to Tree Preservation Order No: 8/1974 are not in accordance with BS3998:2010 and any works would be detrimental to the protected tree and would as a result harm the visual amenity of the area.

Signed

David Shepherd  
Service Director Economic Regeneration, Development, Environment and  
Culture

Dated 19 December 2014

*Pursuant to article 31(1)(cc) of the Town and Country Planning (Development Management Procedure) Order 2010 (as amended), the Local Planning Authority have, where possible, made a pre-application advice service available, complied with our Planning Service Charter for Business and otherwise actively engaged with the applicant in dealing with the application.*

**NOTES:-**

If you are aggrieved by the decision of the Council to refuse permission for the proposed development then you can appeal to the Secretary of State for the Environment, Transport and Regions under Section 78 of the Town and Country Planning Act. If you want to appeal then you must do so within 6 months of the date of this notice, using a form which you can get from The Planning Inspectorate, Room 3/24 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.

The Secretary of State can allow a longer period for giving notice of an appeal, but he will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State need not consider an appeal if it seems to him that the Local Planning Authority could not have granted planning permission for the proposed development or could not have granted it without the conditions it imposed, having regard to the statutory requirements, to the provisions of the development order and to any directions giving under the order. In practice, the Secretary of State does not refuse to consider appeals solely because the Local Planning Authority based its decision on a direction given by him.