



BARNSLEY
Metropolitan Borough Council

TPO SPLIT DECISION (Partial Grant and Partial Refusal of Consent)

TOWN AND COUNTRY PLANNING 1990

TOWN AND COUNTRY PLANNING
(TREE PRESERVATION ORDER)
REGULATIONS 1969

APPLICATION NO: 2009/1252

To Mr Jon Law
Undercut Tree Services
Browns Square
Hemingfield
Barnsley
S Yorks
S73 0QU

In pursuance of its powers under the above-mentioned Act and Regulations Barnsley Metropolitan Borough Council as the Local Planning Authority hereby **partially grants consent and partially refuses consent** for the proposals subject of the plan(s) and application registered by the Council on the 01 October 2009 and therein described as:- Crown lift, crown thin and remove epicormic growth to Ash Tree T1 within TPO 3/1995. at Brynonen, Cote Lane, Thurgoland, Barnsley, South Yorkshire, S35 7AE.

Grant consent for for the removal of epicormic growth to Ash tree T1 within TPO 3/1995 is subject to compliance with the following conditions:-

- 1 Not less than five working days notice of the date of the proposed work shall be given in writing to the Local Planning Authority and the tree surgery shall be carried out to the standards set out in BS3998.
Reason: To ensure the work accords with good arboricultural practice in accordance with Policy GS22 of the adopted Unitary Development Plan and SPG9 (Trees and Hedgrows).
- 2 The proposed tree works should be completed within 2 years of the date of this consent.
Reason: To ensure that adequate notice is given for the works to be inspected and approved by the Local Planning Authority.

Stephen Moralee

Signed

Assistant Director, Planning and Transportation

Dated 16 November 2009

Reason(s) for Granting Consent

- 1 Trees - Policy GS22 The proposed removal of the epicormic growth is acceptable maintenance work within Policy: GS22 - Woodlands, Hedgerows and Trees and SPG9 - Trees and Hedgerows.



Signed

Assistant Director, Planning and Transportation

Dated 16 November 2009

The reasons for the Council's decision to refuse consent for for the crown lifting and crown thinning of the Ash tree T1 within TPO 3/1995 is/are:-

- 1 In the opinion of the Local Planning Authority, the proposed crown lifting and crown thinning of the Ash Tree T1 which is subject to a Tree Preservation Order (TPO No.3/1995) would be harmful to the health of the tree and would be harmful visual amenity of the area, contrary to UDP Policy GS22.

Notes:-

If the applicant is aggrieved by the decision of the Local Planning Authority to grant consent subject to conditions, he may appeal to the Secretary of State for the Environment, Transport and Regions in accordance with Section 198 of the Town and Country Planning Act 1990, within 28 days of receipt of this notice. Appeals must be made on a form which is obtainable from The Planning Inspectorate, Room 3/24 Hawk Wind, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN.