

**DEVELOPMENT & REGULATORY  
DIRECTORATE**

**Development Services**

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TOWN AND COUNTRY PLANNING ACT 1990

**APPLICATION FOR WORKS TO TREES PROTECTED BY A TREE PRESERVATION ORDER  
WORKS TO PROTECTED TREE**

**at THE HOLLIES, BLIND LANE, BREASTON, DE72 3BS FOR MR MARTIN PRESS**

**TREE/0608/1035 submitted on 1st July 2008**

Erewash Borough Council having considered an application for the above works hereby in pursuance of their powers under the above-mentioned Act

**GRANT CONSENT**

in accordance with the application, subject to compliance with the following conditions:-

- 1 The work authorised shall be carried out within 2 years of the date of this consent unless the Local Planning Authority has agreed a written variation.

*Reason*

Beyond that period the health and visual appearance of the tree would need to be reassessed.

- 2 *The works hereby approved shall be undertaken to BS3998, in order to achieve a clearance of 2 to 2.5 metres from the building.*

*Reason*

*In the interest of good arboricultural practice.*

Date 11th September 2008

Signed \_\_\_\_\_  
Development Manager

ATTENTION IS CALLED TO THE NOTES OVERLEAF

**Notes to Applicant**

Your attention is drawn to the rights of Appeal set out on the attached sheet.

This consent applies only to the works described above. Works carried out which do not accord with those specified may render the person responsible liable to prosecution.

If the tree(s) overhang or straddle land in different ownerships you are advised to discuss your proposals with other owners of the tree, and for the avoidance of doubt, this consent does not give you any right to go onto your neighbours land in order to carry out the work.

Nesting birds and bats, their roosts and their access to these roosts are protected under the Wildlife and Countryside Act 1981. Should birds be nesting in the trees concerned it is recommended that felling/surgery should be carried out between September and January for further advice contact Nottinghamshire Wildlife Trust on 0115 9588248. If bats are present you should contact English Nature on 01476 568431.

### **RIGHTS OF APPEAL**

If the applicant is aggrieved by the decision of the Borough Council to impose conditions on the grant of consent, then he or she may appeal to the Secretary of State under Section 78 of the Town and Country Planning Act 1990 within twenty eight days of receiving this notice.

Appeal forms can be obtained from The Environment Appeals Team, The Planning Inspectorate, Trees and Hedges, Room 4/04 Kite Wing, Temple Quay House, 2 The Square, Bristol, BS1 6PN, telephone 0117 372 6382 or 8812, e mail: [environment.appeals@pins.gsi.gov.uk](mailto:environment.appeals@pins.gsi.gov.uk)