

Economy & Place

Owner or Occupier

Your Ref:

Our Ref: TPO 583

Please ask for: Elizabeth Duberley

Direct line / Extension: 01432 260788

Fax:

E-mail: Elizabeth.Duberley@herefordshire.gov.uk

16 August 2019

Dear Sir/Madam

IMPORTANT - THIS COMMUNICATION MAY AFFECT YOUR PROPERTY**Town and Country Planning Act 1990****Town and Country Planning (Tree Preservation) (England) Regulations 2012****THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL, AVENUE OF LIME TREES, KINGS
ACRE ROAD, HEREFORD (TPO 583) TREE PRESERVATION ORDER**

On 14th June 2019 we made the above tree preservation order (TPO). We have considered whether or not the order should be confirmed (or, in other words, made permanent). This has included considering representations received.

This is a formal notice to advise you that on 15th August 2019 the Council legally confirmed the above Tree Preservation Order.

The order has been confirmed because it is considered that the reason for serving the provisional TPO remains valid: *The trees within the order have significant landscape, heritage, biodiversity and public amenity value. Some of the trees may be impacted by proposed development should this be approved. To add weight to their material consideration within the planning system the council considers it expedient to confirm the tree preservation order TPO_583.*

For more information about our decision, please contact the council's Tree Officer, Oliver Kaye, Herefordshire Council, PO Box 4, Hereford, HR4 0XH.

Tel: 01432 260708 Email: Oliver.Kaye@herefordshire.gov.uk

The effect of the council's decision is that should anybody wish to undertake works to trees included in the order there is a requirement to submit an application for works to trees subject to a TPO. Deadwooding is exempt and can be undertaken as necessary. Under TPO legislation, should a tree become dangerous, there is provision for emergency works to be carried out. Information on these procedures can be found at the link below:

https://www.herefordshire.gov.uk/info/200177/conservation/201/tree_preservation

Regarding applications for works to trees, should the Council refuse consent, there is an appeal procedure.

In respect of the confirmation of the TPO, if you disagree with our decision you can challenge it by applying to the High Court under sections 284 and 288 of the Town and Country Planning Act 1990. You can apply to the High Court if you believe:

- (1) the order is not within the powers of the Town and Country Planning Act 1990; or
- (2) the requirements of the 1990 Act or Town and Country Planning (Tree Preservation) Regulations 2012 have not been met.

You must apply to the High Court within six weeks from the date of our decision to confirm the TPO.

Yours sincerely,



Elizabeth Duberley

Principal Natural Environment Officer