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Penrith
CA11 0AH
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Please Contact: Demi Crawford
Officer Tel No: 01946 598413
My Ref: 4/24/2217/TPO
Date: 24 July 2024

Dear Sir/Madam

**PRUNE SYCAMORE BRANCHES (T2) AND DEAD BRANCHES (T1) TO GIVE A 1-METRE CLEARANCE OF THE EXISTING AERIAL CABLE ON TREES PROTECTED BY A TREE PRESERVATION ORDER
THE SPINNEY, LAMPLUGH**

I refer to your application of 12/06/2024 under the above Tree Preservation Order for consent to carry out the following work:-

PRUNE SYCAMORE BRANCHES (T2) AND DEAD BRANCHES (T1) TO GIVE A 1-METRE CLEARANCE OF THE EXISTING AERIAL CABLE ON TREES PROTECTED BY A TREE PRESERVATION ORDER

DESCRIPTION OF PROPOSAL

APPLICATION TREE NO	SPECIES PROPOSED	WORKS
T1 & T2	Dead Elm & Sycamore	Prune sycamore branches (T2) and dead branches (T1) to give a 1-metre clearance of the existing aerial cable on trees protected by a tree preservation order.
REASON		
'Proposed Tree Trimming Works Our tree trimming contractors would be required to prune sycamore branches (T2) and dead branches (T1) to give a 1-metre clearance of the existing		

aerial cable span to ensure the safest working conditions for feeding new fibreoptic cables along the existing cable span (aerial span).'

DISCUSSION

The Sycamore tree is in the mature age class and shows signs of normal health. Dead wood removal is an exemption under the TPO regulations, so therefore does not require permission.

From the Cumberland Council website, Tree Preservation Order (TPO) No.1:2003 protects these trees. The website does not say if they are protected as part of a Group, Area or Woodland Order.

Given the health, age and size of the Sycamore tree, we expect the proposed work will not be detrimental to the health of the tree or impact the local or wider amenity of the area. Therefore, we consider the proposed work is acceptable.

RECOMMENDATIONS

Deadwood removal is an exemption under the TPO regulations. Therefore the pruning work specified in the application can be carried out subject to the following condition:

1. Carry out all pruning work in accordance with BS3998:2010 Tree work – Recommendations section 7.7 'Crown reduction and reshaping'.

Reason:

In accordance with Section 198 of the 1990 Town and Country Planning Act and in the interest of good arboricultural practice

For your information, a copy of the Council's Arboriculturalists report is enclosed.

Your Right of Appeal

If you disagree with our decision you can appeal to The Planning Inspectorate, Environment and Transport Team, 3/A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN within 28 days from the date you received this decision.

Compensation

If you suffer any loss or damage as a result of a condition attached to this consent, you might be entitled to recover compensation from the Council. If you wish to make a claim you must do so within 12 months from the date of this decision (or, if you appeal to the Secretary of State, within 12 months from the date of this decision). Claims should be made in writing to the Planning Manager, Cumberland Council, The Market Hall, Market Place, Whitehaven, Cumbria, CA28 7JG.

If you have any queries, please do not hesitate to contact the case officer, Demi Crawford on 01946 598413

Yours faithfully

A handwritten signature in black ink, appearing to read 'N. S. Hayhurst'.

Nick Hayhurst
Head of Planning and Place
Place, Sustainable Growth and Transport

