

CUMBERLAND COUNCIL DELEGATED PLANNING DECISION

1.	Reference No:	4/25/2298/TPO
2.	Proposed Development:	HEDGEROW REMOVAL NOTICE TO REMOVE 8M OF HEDGEROW
3.	Location:	LAND TO THE NORTH OF SPUNHAM FARM, THE HILL, MILLOM
4.	Parish:	Millom Without
5.	Constraints:	ASC;Adverts - ASC;Adverts, Coal - Off Coalfield - Data Subject To Change, Preferred Route Corridor - Within Preferred Route Corridor, PROWs - Public Right of Way
6.	Publicity Representations &Policy	See Report
7.	Report: SITE AND LOCATION The hedgerow forms part of a larger section of hedgerow adjacent to the highway on land to the north of Spunham Farm. It is located within the countryside. It is adjacent to farmland. PROPOSAL Removal of c.8m of hedgerow is sought to facilitate the entry of plant required to carry out essential refurbishment work upon the steel tower structures which form the AF Route 132kV overhead powerline. Condition based assessments upon the AF053 tower have determined that the structure is at the end of its functional life and in need of urgent upgrading. Currently no gates exist to permit entry into tower AF053 with 2 x 12ft gates RELEVANT PLANNING APPLICATION HISTORY N/A	

	CONSULTATION RESPONSES Tree Officer – No objections PLANNING ASSESSMENT Prior to the removal of a hedgerow, The LPA must assess the importance of the hedgerow using criteria set out in the regulations. Under the Hedgerow Regulations 1997, a hedgerow is ‘important’ if it: a) has existed for 30 years or more; and b) satisfies at least one of the criteria listed in Part II of Schedule 1 of the Regulations Part II of Schedule 1 separates the criteria in into two sections: • Archaeology and history; and • Wildlife and landscape. The hedgerow has been assessed by the Tree Officer. Following the criteria detailed in the landscape section of the Hedgerow Regulations 1997, the hedgerow, totalling 6m, specified in the application does not fulfil the criteria of an ‘important’ hedgerow. The Hedgerow is also not considered to have any historic or archaeological importance.
8.	Recommendation: Approve Hedgerow Removal Notice
9.	Conditions: 1. The development hereby permitted shall be commenced before the expiration of two years from the date of this permission. Reason To comply with Section 91 of the Town and Country Planning Act 1990 as amended by the Planning and Compulsory Purchase Act 2004. 2. Permission shall relate to the following plans and documents as received on the respective dates and development shall be carried out in accordance with them:-



Cumberland Council

- Application Form, received by the Local Planning Authority on 27th August 2025
- LocationPlan_AF053 - Gate 2, received by the Local Planning Authority on 01st September 2025
- AF053 Hedgerow Removal Notice Overview - Gate 2, received by the Local Planning Authority on 27th August 2025
- AF053_Gate 2 Hedgerow on First Edition OS, received by the Local Planning Authority on 27th August 2025

Reason

To conform with the requirement of Section 91 of the Town and Country Planning Act 1990, as amended by the Planning and Compulsory Purchase Act 2004.

Informative:

The Wildlife & Countryside Act 1981 makes it an offence to damage or destroy the nest of any wild bird whilst that nest is in use or being built. It is also an offence to take or destroy the egg of any wild bird. It is recommended that this tree be inspected for nesting birds prior to the commencement of works. If nests are found then it is recommended that the advice of either Natural England or a suitably qualified ecologist is sought before any works are undertaken. Natural England may be contacted by phone on 0300 060 3900 or via e-mail at enquiries@naturalengland.org.uk.

Case Officer: D. Gibson

Date : 28/10/2025

Authorising Officer: N.J. Hayhurst

Date : 29/10/2025

Dedicated responses to:- N/A